

ADDENDUM TWO

Date: August 17, 2023

To: All Vendors

From: Brandy Henke, Procurement Contracts Officer
 Nebraska Department of Transportation

RE: Questions and Answers for RFP Number RFP R229-23, Broadband Infrastructure Program Services

Following are the questions submitted and answers provided for the above mentioned Request for Proposal. The questions and answers are to be considered as part of the RFP.

RFP Section Reference	RFP Page Number	Question	Answers
Section II F, G		Please discuss more about Confidential and Proprietary information. Will a Non-Disclosure Agreement be utilized?	No, a non-disclosure agreement will not be utilized by the NDOT. Proprietary/Confidential information is defined as trade secrets, academic and scientific research work that is in progress and unpublished, and other information which if released would give an advantage to business competitors and serve no public purpose (see Neb. Rev. Stat. § 84-712.05(3)). In accordance with Attorney General Opinions 92068 and 97033, vendors submitting information as proprietary may be required to prove specific, named competitor(s) who would be advantaged by the release of the information and the specific advantage the competitor(s) would receive.
Section III		How much detail is NDOT expecting?	NDOT welcomes ideas and recommendations from all interested or potentially interested broadband stakeholders. Respondents are not required to submit responses pertaining to every question , but NDOT encourages interested parties to respond to all aspects of this RFI that are relevant to them. Providing a response to any or all the questions is not mandatory, nor is it a condition of qualification for any potential

			future requests from the NDOT. The RFI Questions in the section are specifically directed to Broadband Internet Service Providers and/or interested parties that would intend to own or operate a Broadband network individually or with a partner or partners. You should feel free to answer any other questions in your capacity as an interested party and based on your knowledge.
Section III E.1.f	4	What is the definition of incumbent?	Incumbent is in reference to Incumbent Local Exchange Carrier. There are legal responsibilities and duties that are placed on Incumbent providers. Per 47 CFR §51.5 Incumbent Local Exchange Carrier (Incumbent LEC). With respect to an area, the local exchange carrier that: (1) On February 8, 1996, provided telephone exchange service in such area; and (2)(i) On February 8, 1996, was deemed to be a member of the exchange carrier association pursuant to §69.601(b) of this chapter; or (ii) Is a person or entity that, on or after February 8, 1996, became a successor or assign of a member described in paragraph (2)(i) of this section.
Section III E.1.j	5	Are you referencing time or distance?	The RFI is referring to distance.
IIJA & BEAD	4	Recognizing that NDOT is collaborating with the NE Broadband Office, what is Nebraska's plan and timeline to develop and submit the plans / proposals to release the \$405mm allocated to NE by the NTIA?	Not relevant to the RFI, please contact the Nebraska Broadband Office.
IIJA & BEAD	4	Would it make sense for the NE Broadband Office with NDOT support to issue with urgency an "BEAD and Digital Equity All Plans RFP" similar to other states, in order to accelerate the \$81 million to be granted upon NTIA approval of NE's Initial Proposal?	Not relevant to the RFI, please contact the Nebraska Broadband Office.

This addendum will become part of the proposal and should be acknowledged with the Request for Proposal.