



VIRGINIA OFFICE OF BROADBAND

BEAD APPLICATION REQUIREMENTS OVERVIEW

Operational Capability

Section 2.4.15

Section 2.4.15 Operational Capability Summary

1 DESCRIPTION: WHAT?

- Section 2.4.15 relates to the operational capability of applicants

2 RATIONALE: WHY?

- To ensure applicants have the operational capabilities/support to follow through with the projects they begin

3 ROLES AND RESPONSIBILITIES: WHO?

Applicant: Demonstrate and certify operational capability
DHCD Office of Broadband: Evaluate applications

4 DESCRIPTION: HOW?

The applicant must demonstrate and certify operational capability at application

5 QUESTIONS?

Contact: broadband@dhcd.virginia.gov
Additional Resources: <https://www.dhcd.virginia.gov/bead>

6 ROADMAP: WHEN?

Milestone	Phase
Applicant to include all required information demonstrating operational capability in their application	Application
Applicant to certify understanding of and compliance with operational capability requirements	Application
Awardee to submit data to Virginia's Broadband Availability Map for the 2024 collection window	Pre-Contract
Awardee to submit project communication plan, project management plan, detailed milestone timeline	Pre-Contract

Section 2.4.15 Operational Capability Breakdown

1. Operational Capability

The Office of Broadband is committed to ensuring that applicants seeking to deploy network facilities are thoroughly vetted and meet the minimum qualifications for operational capability as outlined in the BEAD NOFO. The Office of Broadband will require applicants to certify that they possess the operational capability to qualify to complete the project and operate the Network. Examples of such requirements are provided below:



- **If the applicant has operated only an electric transmission or distribution service**, it must submit qualified operating or financial reports that it has filed with the relevant financial institution for the relevant time period along with a certification that the submission is a true and accurate copy of the reports that were provided to the relevant financial institution.
- **For a new entrant to the broadband market**, an applicant must provide evidence sufficient to demonstrate that the newly formed entity has obtained, through internal or external resources, sufficient operational capabilities. Such evidence may include resumes from key personnel, a list of projects of similar scope with descriptions and project outcomes and references from contractors, subcontractors, funding agencies, localities/units of local governments or other partners who can provide other comparable evidence.
- **An applicant that has provided a voice, broadband, and/or electric transmission or distribution service for at least the two (2) consecutive years** prior to the date of its application submission or that it is a wholly owned subsidiary of such an entity, must submit a certification that attests to these facts and specifies the number of years the applicant or its parent company has been operating.
- **If the applicant has provided a voice and/or broadband service** it must certify that it has timely filed Commission Form 477s and the Broadband DATA Act submission, if applicable, as required during this time period, and otherwise has complied with the Commission's rules and regulations. Alternatively, an applicant should explain any Notice of Funding Opportunity – 75 pending or completed enforcement action, civil litigation, or other matter in which it failed to comply or was alleged to have failed to comply with Commission rules or regulations.
- **Certify that the applicant has the operational capability to successfully deploy network facilities as outlined in the BEAD NOFO**
- **Certify that the applicant has included all necessary information required by the Office of Broadband and/or NTIA**
- **Certify that the awardee has submitted or will submit data to the Commonwealth of Virginia** under the Virginia Broadband Availability Map - Internet Service Provider Service Territory Data Submission Process for the 2024 collection window.



Section 2.4.15 Operational Capability Breakdown (continued)

1. Operational Capability

The Office of Broadband is committed to ensuring that applicants seeking to deploy network facilities are thoroughly vetted and meet the minimum qualifications for operational capability as outlined in the BEAD NOFO. The Office of Broadband will require applicants to provide specific narrative portions describing the below items:



- If applicable, describe any unique partnerships involved in the proposed project. Examples include electric utilities, universities, federal/state recognized tribal governments, and federal/state agencies.
- Describe efforts to keep the public informed of project progress and the broadband adoption plan.
- Develop a communication plan detailing how the applicant plans on communicating the project status to stakeholders, including but not limited to County leadership, project areas residents, and state and federal elected officials, etc.

Section 2.4.15 Operational Capability Actions

The potential subgrantee is expected to complete the following task(s) to satisfy the requirements for Section 2.4.15 which are laid out on Page 74 – 75 in the [BEAD NOFO](#) and adopted by the Office of Broadband on Page 26 - 27 in the Initial Proposal Volume 2.

REQUIREMENTS

The Office of Broadband posted the requirement specifics in IPv2

Fall 2023



APPLICATION

Applicant to include all documentation, narratives, and certifications in the application

During Application



PRE-CONTRACT

In the Post-Award but Pre-Contract phase, awardees will be asked to provide additional information

2024



SUBGRANTEE MONITORING

The Office of Broadband will monitor subgrantees to ensure compliance with ongoing requirements for this section

Ongoing

