

HB1217\_L.006

## HOUSE COMMITTEE OF REFERENCE REPORT

---

 Chairman of Committee

---

 Date
Committee on Local Government.

After consideration on the merits, the Committee recommends the following:

HB09-1217 be amended as follows:

1 Amend printed bill, page 2, line 4, strike "A NEW PARAGRAPH," and  
2 substitute "THE FOLLOWING NEW PARAGRAPHS,".

3 Page 3, strike lines 12 through 23 and substitute the following:

4           (f) THE IMPROVEMENTS AND FUNDING AUTHORIZED BY THIS PART  
5 6 MAY INCLUDE ANY FACILITY OR INFRASTRUCTURE IMPROVEMENT OR  
6 LINE EXTENSION FOR GAS, ELECTRIC, GEOTHERMAL,  
7 TELECOMMUNICATIONS, CABLE TELEVISION, OR ADVANCED SERVICES  
8 CONSTRUCTED BY THE PRIVATE PROVIDER WITHIN THE DISTRICT AS MAY  
9 BE SPECIFIED OR GENERALLY PROVIDED FOR IN THE RESOLUTION OF THE  
10 BOARD APPROVING THE DISTRICT.

11           (g) ANY DISTRICT FORMED PURSUANT TO THIS PART 6 AND THE  
12 COUNTY THAT FORMS THE DISTRICT SHALL IMPLEMENT THE  
13 IMPROVEMENTS AND FUNDING AUTHORIZED BY THIS PART 6 IN A  
14 NONDISCRIMINATORY AND TECHNOLOGICALLY AND COMPETITIVELY  
15 NEUTRAL MANNER.

16           (h) NOTHING IN THIS PART 6 SHALL BE CONSTRUED TO AUTHORIZE  
17 ANY COUNTY OR DISTRICT TO PROVIDE, DIRECTLY OR INDIRECTLY, GAS,  
18 ELECTRIC, GEOTHERMAL, TELECOMMUNICATIONS, CABLE TELEVISION, OR  
19 ADVANCED SERVICES. NOTHING IN THIS PART 6 SHALL BE CONSTRUED TO  
20 GIVE ANY DISTRICT FORMED PURSUANT TO THIS PART 6 OR THE COUNTY  
21 THAT FORMS THE DISTRICT ANY RIGHT, TITLE, OR INTEREST IN ANY UTILITY  
22 INFRASTRUCTURE, FACILITY, IMPROVEMENT, OR LINE EXTENSION. ANY  
23 ELECTRIC OR NATURAL GAS DISTRIBUTION, TELECOMMUNICATIONS, OR  
24 ADVANCED SERVICES FACILITY FUNDED BY A DISTRICT ESTABLISHED  
25 PURSUANT TO THIS PART 6 SHALL BE CONSTRUCTED BY OR IN AGREEMENT  
26 WITH THE UTILITY SERVING THE AREA IN WHICH THE FACILITY IS TO BE  
27 CONSTRUCTED AND SHALL BE OPERATED AND MAINTAINED BY SUCH  
28 UTILITY."

\*\* \*\* \*\* \*\* \*\*

