

SENATE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

February 29, 2012  
Date

Committee on Agriculture, Natural Resources, and Energy.

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

SB12-129 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 2, strike lines 8 through 23 and substitute:

2 "SECTION 2. In Colorado Revised Statutes, 24-37.5-102, **amend**  
3 (1); and **add** (1.2) as follows:

4 **24-37.5-102. Definitions - repeal.** As used in this article, unless  
5 the context otherwise requires:

6 (1) ~~"Chief information officer" means the chief information~~  
7 ~~officer appointed pursuant to section 24-37.5-103 "BROADBAND ACCESS"~~  
8 MEANS A BROADBAND CONNECTION ALLOWING USERS TO ACCESS THE  
9 INTERNET AND INTERNET-RELATED SERVICES AT A MINIMUM OF FOUR  
10 MEGABITS PER SECOND DOWNLOAD SPEED AND ONE MEGABIT PER SECOND  
11 UPLOAD SPEED."

12 (1.2) "CHIEF INFORMATION OFFICER" MEANS THE CHIEF  
13 INFORMATION OFFICER APPOINTED PURSUANT TO SECTION 24-37.5-103."

14 Page 3, strike lines 1 through 27 and substitute:

15 "SECTION 3. In Colorado Revised Statutes, 24-37.5-105, **add**  
16 (12) as follows:

17 **24-37.5-105. Office - responsibilities - rules - broadband access**  
18 **- repeal.** (12) THE OFFICE OF INFORMATION TECHNOLOGY, IN  
19 COLLABORATION WITH THE PUBLIC UTILITIES COMMISSION AND  
20 BROADBAND SERVICE PROVIDERS, SHALL USE ITS BEST EFFORT TO IDENTIFY  
21 AND MAP AREAS OF THE STATE WITHOUT BROADBAND ACCESS AS DEFINED

1 IN SECTION 24-37.5-102. THE OFFICE SHALL COMPLETE A GEOGRAPHIC  
2 DATABASE OF AREAS OF THE STATE WITHOUT BROADBAND ACCESS NO  
3 LATER THAN JANUARY 1, 2013. THE OFFICE SHALL MAP ALL EXISTING  
4 PHYSICAL BROADBAND ASSETS OWNED BY THE STATE OF COLORADO,  
5 INCLUDING FIBER, TOWERS, CONDUIT, AND ACCESS POINTS, FOR ALL STATE  
6 AGENCIES, ENTITIES, AND DEPARTMENTS. STATE AGENCIES, ENTITIES, AND  
7 DEPARTMENTS MUST PROVIDE THE NECESSARY DATA TO THE OFFICE. THE  
8 OFFICE MAY ESTABLISH AN ADVISORY PANEL CONSISTING OF MEMBERS  
9 FROM STATE AND LOCAL GOVERNMENT, BROADBAND SERVICE PROVIDERS,  
10 AND OTHER KEY STAKEHOLDERS TO IDENTIFY WHETHER ADDITIONAL  
11 SUPPORT MECHANISMS ARE NECESSARY TO BRING BROADBAND ACCESS TO  
12 A MAXIMUM NUMBER OF AREAS OF THE STATE WITHOUT BROADBAND  
13 ACCESS. THE OFFICE MAY APPLY TO THE PUBLIC UTILITIES COMMISSION  
14 FOR GRANT FUNDS FOR THE PURPOSE OF THIS SUBSECTION (12). THE OFFICE  
15 IS RESPONSIBLE FOR IMPLEMENTING ONLY THOSE ASPECTS OF THIS  
16 SUBSECTION (12) FOR WHICH GRANT FUNDING IS RECEIVED."

17 Page 4, strike lines 1 through 9.

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