

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

March 25, 2014
Date

Committee on Business, Labor, Economic, & Workforce Development.

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

HB14-1328 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 2, line 3, after "(6.7)," insert "(9.5), (10.5),".
- 2 Page 3, line 5, strike "ACCESS," and substitute "ACCESS OR BROADBAND,".
- 3 Page 3, after line 21, insert:
 - 4 "(9.5) "INCUMBENT PROVIDER" MEANS A PROVIDER OF BROADBAND
 - 5 INTERNET SERVICE THAT IS NOT PROVIDING A BROADBAND NETWORK IN AN
 - 6 UNSERVED AREA.
 - 7 (10.5) "INFRASTRUCTURE" MEANS THE FACILITIES OR EQUIPMENT
 - 8 USED IN THE DEPLOYMENT OF BROADBAND SERVICE.".
- 9 Page 4, line 27, strike "TO BUILD" and substitute "THROUGH".
- 10 Page 5, line 1, strike "AREAS." and substitute "AREAS PURSUANT TO
- 11 SECTION 40-15-509.5 ONLY.".
- 12 Page 8, line 3, strike "MEANS" and substitute "INCLUDES".
- 13 Page 8, line 5, strike "USE" and substitute "ALLOCATE".
- 14 Page 8, line 8, strike "STATE." and substitute "STATE PURSUANT TO THIS
- 15 SECTION ONLY.".

- 1 Page 8, strike line 12 and substitute "SECTION. PURSUANT TO SUBSECTION
2 (4) OF THIS SECTION AND CONSISTENT WITH SECTION 40-15-208 (2) (a)
3 (III), THE COMMISSION MAY TRANSFER TO THE BROADBAND DEPLOYMENT
4 BOARD ONLY THE MONEYS THAT IT".
- 5 Page 8, line 15, after "DETERMINATION." insert "AFTER EACH TRANSFER
6 TO THE BROADBAND DEPLOYMENT BOARD, THE COMMISSION SHALL USE
7 THE MONEYS REMAINING IN THE HCSM TO SUPPORT BASIC SERVICE."
- 8 Page 8, line 20, strike "TO BUILD" and substitute "THROUGH".
- 9 Page 9, line 13, strike "ADVANCED AND".
- 10 Page 10, line 21, before "SATELLITE" insert "BROADBAND".
- 11 Page 11, line 23, strike "ADVANCED AND".
- 12 Page 12, strike line 14 and substitute "APPLICATION AND MAP TO THE
13 BOARD; THE BOARD OF COUNTY".
- 14 Page 12, line 16, strike "SERVED." and substitute "SERVED; AND AN
15 INCUMBENT PROVIDER."
- 16 Page 13, strike line 3 and substitute "FUND FOR INFRASTRUCTURE
17 PURPOSES ONLY AND NOT FOR OPERATIONS;".
- 18 Page 13, line 17, strike "USER;" and substitute "USER THAT LACKS ACCESS
19 TO BROADBAND SERVICE AT MEASURABLE SPEEDS GREATER THAN
20 FIFTY-SIX KILOBITS PER SECOND;".
- 21 Page 15, strike line 6 and substitute:
- 22 "(IV) PROHIBIT AN APPLICANT FROM USING GRANT AWARD
23 MONEYS TO OFFER, PROVIDE, OR SELL BROADBAND SERVICES IN AN AREA
24 NOT MEETING THE DEFINITION OF UNSERVED AREA."

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