

HB1211\_L.001

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Transportation, Housing & Local Government.

HB26-1211 be amended as follows:

- 1 Amend printed bill, page 2, line 23, before "**rules.**" insert "**report -**".
- 2 Page 3, strike lines 3 through 6 and substitute:
  - 3 "(a) "BROADBAND" OR "BROADBAND SERVICE" HAS THE MEANING
  - 4 SET FORTH IN SECTION 40-15-102 (3.3).".
- 5 Page 3, line 7, after "(b)" insert "(I)".
- 6 Page 3, strike line 10 and substitute: "TO THE INTERNET THROUGH RETAIL
- 7 BROADBAND SERVICE OR VOICE-OVER-INTERNET PROTOCOL SERVICE.
- 8 (II) "INTERNET SERVICE PROVIDER" DOES NOT INCLUDE:
- 9 (A) TOWER COMPANIES OR OTHER COMPANIES THAT OWN OR
- 10 OPERATE BROADBAND INFRASTRUCTURE AND DO NOT PROVIDE RETAIL
- 11 BROADBAND SERVICE OR VOICE-OVER-INTERNET PROTOCOL SERVICE; OR
- 12 (B) INTERNET SERVICE PROVIDERS THAT ARE OWNED AND
- 13 OPERATED BY A MUNICIPALITY IN THE STATE.".
- 14 Page 3, line 11, strike "The" and substitute "TO THE EXTENT PERMITTED
- 15 BY FEDERAL LAW, THE".
- 16 Page 6, after line 22 insert:
  - 17 "(6) ON OR BEFORE SEPTEMBER 1, 2027, THE COMMISSION SHALL:
  - 18 (a) EVALUATE AND REVIEW THE IMPACT OF COMMISSION
  - 19 REGULATION IN ACCORDANCE WITH THIS SECTION ON SMALL AND RURAL
  - 20 INTERNET SERVICE PROVIDERS;
  - 21 (b) IF THE COMMISSION DETERMINES THAT THERE IS AN UNFAIR
  - 22 IMPACT OR BURDEN ON SMALL AND RURAL INTERNET SERVICE PROVIDERS,
  - 23 ADOPT ANY RULES TO MITIGATE ANY IMPACT OR BURDEN ON SMALL AND
  - 24 RURAL INTERNET SERVICE PROVIDERS; AND
  - 25 (c) SUBMIT A REPORT TO THE GENERAL ASSEMBLY RELATED TO
  - 26 THE COMMISSION'S REVIEW OF COMMISSION REGULATION ON SMALL AND
  - 27 RURAL INTERNET SERVICE PROVIDERS AND ANY RULES ADOPTED TO
  - 28 MITIGATE THOSE IMPACTS IN ACCORDANCE WITH THIS SUBSECTION (6).
  - 29 (7) NOTHING IN THIS SECTION AUTHORIZES THE COMMISSION TO
  - 30 REGULATE MUNICIPALLY OWNED INTERNET SERVICE PROVIDERS.".

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