

HOUSE COMMITTEE OF REFERENCE REPORT

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Chair of Committee

March 12, 2024  
Date

Committee on Transportation, Housing & Local Government.

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

HB24-1336 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

1 Amend printed bill, page 3, after line 2 insert:

2           "(e) "INCUMBENT PROVIDER" HAS THE MEANING SET FORTH IN  
3 SECTION 40-15-102 (9.5)."

4 Reletter succeeding paragraph accordingly.

5 Page 4, line 4, after "(3)" insert "(a)".

6 Page 4, after line 19 insert:

7           "(b) EXCEPT AS REQUIRED TO COMPLY WITH SUBSECTIONS  
8 (2)(b)(II) AND (3)(a) OF THIS SECTION, THE BROADBAND OFFICE SHALL NOT  
9 AWARD ITSELF MONEY FROM THE HCSM.

10           (c) THE BROADBAND OFFICE SHALL PROHIBIT GRANT RECIPIENTS  
11 FROM USING GRANT MONEY TO SUBSIDIZE EXPENSES ASSOCIATED WITH  
12 TELECOMMUNICATIONS OPERATIONAL EXPENSES, WITH THE EXCEPTION OF  
13 A ONE-TIME TECHNOLOGY AND INNOVATION AND EXPENSES, AND  
14 REGULATORY COMPLIANCE."

15 Page 6, line 26, strike "GROUP" and substitute "GROUP, INCLUDING  
16 EXTERNAL STAKEHOLDERS,".

17 Page 7, after line 5 insert:

18           "(d) AS PART OF A GRANT APPLICATION THAT AN APPLICANT FILES  
19 OR AS PART OF AN APPEAL OF A GRANT DECISION THAT AN APPELLANT  
20 FILES, REQUIRE THAT THE APPLICANT OR APPELLANT INCLUDE A SPEED

1 TEST PERFORMED:  
2 (I) ON AN INCUMBENT PROVIDER'S BROADBAND NETWORK; AND  
3 (II) IN ACCORDANCE WITH INDUSTRY-STANDARD SPEED-TEST  
4 PROTOCOLS IDENTIFIED BY THE FEDERAL COMMUNICATIONS  
5 COMMISSION;".

6 Reletter succeeding paragraphs accordingly.

7 Page 7, strike line 7 and substitute "OFFICE, ELIGIBLE APPLICANTS, AND  
8 INCUMBENT PROVIDERS MAY CHALLENGE OR APPEAL AN APPLICANT'S  
9 DATA INCLUDED IN THE".

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