

HB1312_L.001

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on State, Veterans, & Military Affairs.

HB18-1312 be amended as follows:

1 Amend printed bill, page 3, strike lines 21 through 23 and substitute:

2 "(2) (a) IF THE COMMISSION LEARNS, THROUGH ITS OWN
3 INVESTIGATION OR THROUGH INFORMATION RECEIVED FROM THE
4 BROADBAND DEPLOYMENT BOARD OR FROM A COLORADO CONSUMER,
5 THAT A FEDERAL AGENCY HAS ISSUED A FINAL ORDER OR ENTERED INTO
6 A SETTLEMENT OR CONSENT DECREE REGARDING, OR A COURT OF
7 COMPETENT JURISDICTION HAS ISSUED A FINAL DECISION AGAINST, AN
8 INTERNET SERVICE PROVIDER AND THE COMMISSION DETERMINES FROM
9 THE ORDER, DECREE, OR DECISION THAT THE INTERNET SERVICE PROVIDER
10 HAS ENGAGED IN CONDUCT THAT CONSTITUTES ENGAGING IN ONE OF THE
11 PRACTICES LISTED IN SUBSECTIONS (1)(a) TO (1)(d) OF THIS SECTION, THE
12 COMMISSION SHALL".

13 Page 6, after line 14 insert:

14 "SECTION 2. In Colorado Revised Statutes, 40-15-509.5, add
15 (8.3) as follows:

16 **40-15-509.5. Broadband service - report - broadband**
17 **deployment board - broadband administrative fund - creation -**
18 **repeal.** (8.3) THE BOARD SHALL PERIODICALLY REVIEW THE WEBSITES OF
19 THE FEDERAL TRADE COMMISSION AND THE FEDERAL COMMUNICATIONS
20 COMMISSION TO DETERMINE IF EITHER OF THE FEDERAL AGENCIES HAS
21 ISSUED A FINAL ORDER OR ENTERED INTO A SETTLEMENT OR CONSENT
22 DECREE REGARDING ANY APPLICANT SEEKING BROADBAND DEPLOYMENT
23 GRANT MONEY FROM THE BOARD OR A PROVIDER TO WHICH THE BOARD
24 HAS AWARDED BROADBAND DEPLOYMENT GRANT MONEY. THE BOARD
25 SHALL REVIEW ANY SUCH ORDER OR DECREE TO DETERMINE IF THE
26 PROVIDER THAT IS THE SUBJECT OF THE ORDER OR DECREE HAS ENGAGED
27 IN CONDUCT THAT CONSTITUTES ENGAGING IN ONE OF THE PRACTICES
28 LISTED IN SECTION 40-15-209 (1)(a) TO (1)(d). THE BOARD SHALL DENY
29 THE APPLICATION OF ANY APPLICANT SUBJECT TO SUCH A FEDERAL ORDER
30 OR DECREE AND SHALL INFORM THE COMMISSION PURSUANT TO SECTION
31 40-15-209 (2)(a) ABOUT ANY PROVIDER AWARDED BROADBAND
32 DEPLOYMENT GRANT MONEY THAT IS SUBJECT TO SUCH AN ORDER OR
33 DECREE."

34 Renumber succeeding sections accordingly.

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