
SENATE FLOOR AMENDMENTS

2020 Regular Session

Amendments proposed by Senator Mizell to Engrossed Senate Bill No. 406 by Senator Mizell

1 AMENDMENT NO. 1

2 On page 1, line 3, after "cooperatives" delete "and" and on line 4, delete "electric utilities"

3 AMENDMENT NO. 2

4 On page 1, line 16, delete the colon "∴"

5 AMENDMENT NO. 3

6 On page 1, line 17, change "∴" to "∴."

7 AMENDMENT NO. 4

8 On page 3, line 4, delete "**or electric utility**"

9 AMENDMENT NO. 5

10 On page 3, line 5, change "**or other broadband operator**" to "**, other broadband operator,**
11 **or a broadband service provider**"

12 AMENDMENT NO. 6

13 On page 3, line 6, delete "**or electric utility**" and after "**services**" insert "**pursuant to this**
14 **Part**"

15 AMENDMENT NO. 7

16 On page 3, line 7, delete "**or electric utility's**"

17 AMENDMENT NO. 8

18 On page 3, line 10, delete "**or electric utility's**"

19 AMENDMENT NO. 9

20 On page 3, line 13, delete "**or electric utility's**"

21 AMENDMENT NO. 10

22 On page 3, line 14, delete "**or electric utility's**"

23 AMENDMENT NO. 11

24 On page 3, delete lines 21 and 22

25 AMENDMENT NO. 12

26 On page 3, delete lines 28 and 29 and on page 4, delete line 1

27 AMENDMENT NO. 13

28 On page 4, line 2, change "**(2)**" to "**(1)**"

1 AMENDMENT NO. 14

2 On page 4, line 4 after "cooperative" delete "or electric" and on line 5, delete "utility"

3 AMENDMENT NO. 15

4 On page 4, line 8, change "(3)" to "(2)"

5 AMENDMENT NO. 16

6 On page 4, line 11, change "(4)" to "(3)"

7 AMENDMENT NO. 17

8 On page 4, line 12, delete "or electric"

9 AMENDMENT NO. 18

10 On page 4, at the beginning of line 13, delete "utility's" and at the end of the line delete "or
11 electric" and on line 14, delete "utility's"

12 AMENDMENT NO. 19

13 On page 4, delete lines 15 through 18 and insert:

14 **"(4) "Broadband services" means any service, using any equipment or**
15 **technology, including wireline or fixed wireless broadband internet service, that**
16 **consists of or includes the provision of or connectivity to a high-speed, high-**
17 **capacity transmission medium meeting the Federal Communications**
18 **Commission's benchmark of at least twenty-five megabits per second download**
19 **and three megabits per second upload, or any subsequent benchmark**
20 **determined by the Federal Communications Commission, that can carry signals**
21 **from or to multiple sources and that does either of the following:"**

22 AMENDMENT NO. 20

23 On page 4, line 23, change "voice" to "Voice" and delete lines 24 and 25 and insert
24 "Internet Protocol services, wireless services, and internet protocol-enabled services"

25 AMENDMENT NO. 21

26 On page 4, delete lines 26 through 28 and insert:

27 **"(5) "Broadband system" means broadband internet access service as**
28 **defined in 47 C.F.R. §8.1.**

29 **(6) "Communication services" includes, whether a part of a bundle of**
30 **services or offered separately, telecommunications service, broadband service,**
31 **cable service, Voice over Internet Protocol service, ethernet transport service,**
32 **business data service, and wireless backhaul service.**

33 **(7) "Cooperative" or "electric cooperative" means a corporation**
34 **organized under this Part and a corporation which becomes subject to this Part**
35 **in the manner hereinafter provided."**

36 AMENDMENT NO. 22

37 On page 4, lines 29, change "(7)" to "(8)"

38 AMENDMENT NO. 23

39 On page 5, line 2, delete "or electric utility"

1 AMENDMENT NO. 24

2 On page 5, delete lines 3 and 4

3 AMENDMENT NO. 25

4 On page 5, between lines 9 and 10 insert:

5 **"(10) "Unserved area" means an area lacking access to broadband**
6 **service according to the Federal Communications Commission's Form 477 or**
7 **any subsequent broadband data gathering tool implemented by the Federal**
8 **Communications Commission."**

9 AMENDMENT NO. 26

10 On page 5, line 10, change "**(10)**" to "**(11)**"

11 AMENDMENT NO. 27

12 On page 5, line 12, change "**voice over Internet protocol services**" to "**Voice over Internet**
13 **Protocol services**"

14 AMENDMENT NO. 28

15 On page 5, line 15, change "**(11)**" to "**(12)**"

16 AMENDMENT NO. 29

17 On page 5, delete lines 18 through 24 and insert:

18 **"(13) "Voice over Internet Protocol services" means interconnected**
19 **Voice over Internet Protocol service as defined in 47 C.F.R. §9.3."**

20 AMENDMENT NO. 30

21 On page 5, delete line 25 and insert:

22 **"B.(1) In an unserved area only, an electric"**

23 AMENDMENT NO. 31

24 On page 5, line 26, delete "**or electric utility**"

25 AMENDMENT NO. 32

26 On page 5, line 28, after "**system**" and before "**on**" insert "**and provide services to the**
27 **public utilizing the broadband system**" and delete "**or electric utility's**"

28 AMENDMENT NO. 33

29 On page 5, after line 29, insert:

30 **"(2) Except as provided in the substantive rules of the Public Service**
31 **Commission, an electric cooperative that elects to provide broadband services**
32 **pursuant to this Section shall provide a broadband affiliate or other broadband**
33 **operator with nondiscriminatory access to locate its equipment for the provision**
34 **of broadband services within a servitude or on infrastructure or any pole owned**
35 **or controlled by the electric cooperative on just, reasonable, and**
36 **nondiscriminatory terms, conditions, and rates."**

1 AMENDMENT NO. 34

2 On page 6, line 1, delete "or electric utility" and after "to provide" insert "or facilitate"

3 AMENDMENT NO. 35

4 On page 6, line 3, delete "or electric utility"

5 AMENDMENT NO. 36

6 On page 6, line 5, delete "or electric utility"

7 AMENDMENT NO. 37

8 On page 6, line 6, after "broadband operator" insert "or broadband service provider"

9 AMENDMENT NO. 38

10 On page 6, line 7, delete "or electric utility"

11 AMENDMENT NO. 39

12 On page 6, line 8, change "other broadband operators" to "broadband service providers"

13 AMENDMENT NO. 40

14 On page 6, line 10, delete "or electric utility"

15 AMENDMENT NO. 41

16 On page 6, line 11, delete "permit"

17 AMENDMENT NO. 42

18 On page 6, line 13, delete "or electric utility"

19 AMENDMENT NO. 43

20 On page 6, line 15, delete "and electric utility"

21 AMENDMENT NO. 44

22 On page 6, line 17, change "or electric utility may" to "shall"

23 AMENDMENT NO. 45

24 On page 6, line 22, delete "or electric utility"

25 AMENDMENT NO. 46

26 On page 6, line 23, delete "or electric utility's"

27 AMENDMENT NO. 47

28 On page 6, line 24, delete "or electric" and on line 25, delete "utility"

29 AMENDMENT NO. 48

30 On page 6, line 26, delete "or electric utility"

1 AMENDMENT NO. 49

2 On page 6, delete line 27 and insert "**E. An electric cooperative shall not do any of**"

3 AMENDMENT NO. 50

4 On page 7, line 11, delete "**or electric utility**"

5 AMENDMENT NO. 51

6 On page 7, line 15, delete "**or electric utility**"

7 AMENDMENT NO. 52

8 On page 7, delete line 17 and insert "**dated March 18, 1994, and November 13, 1996, as**
9 **periodically amended.**"

10 AMENDMENT NO. 53

11 On page 7, delete line 18 and insert: "**G. An electric cooperative or its members shall**
12 **not**"

13 AMENDMENT NO. 54

14 On page 7, after line 21, insert:

15 "Section 2. This Act shall become effective upon signature by the governor
16 or, if not signed by the governor, upon expiration of the time for bills to become law
17 without signature by the governor, as provided by Article III, Section 18 of the
18 Constitution of Louisiana. If vetoed by the governor and subsequently approved by
19 the legislature, this Act shall become effective on the day following such approval."