
SENATE FLOOR AMENDMENTS

2021 Regular Session

Amendments proposed by Senator Cloud to Re-Reengrossed House Bill No. 648 by Representative Deshotel

1 AMENDMENT NO. 1

2 On page 1, line 4, change "2370.18" to "2370.16"

3 AMENDMENT NO. 24 On page 1, line 11, after "fee;" delete the remainder of the line, and insert "to provide
5 prohibitions and exceptions;"6 AMENDMENT NO. 3

7 On page 1, delete line 12

8 AMENDMENT NO. 4

9 On page 1, line 13, delete "implementation;"

10 AMENDMENT NO. 5

11 On page 1, line 18, change "2370.18" to "2370.16"

12 AMENDMENT NO. 613 On page 2, line 15, delete "transmission speeds of at least" and insert "a minimum of"14 AMENDMENT NO. 715 On page 2, line 16, change "megabit" to "megabits" and after "upload" insert "transmission
16 speeds"17 AMENDMENT NO. 8

18 On page 2, delete line 26, and insert the following:

19 "(6) "Eligible grant recipient" means a provider of broadband service, including a
20 provider operated by a local government if the local government is compliant with the Local
21 Government Fair Competition Act prior to July 1, 2021, with respect to providing such
22 services, a cooperative, or any partnership thereof."23 AMENDMENT NO. 9

24 On page 4, in between lines 3 and 4, insert the following:

25 "(12) "Local government" means a parish, municipality, or school board, or any
26 instrumentality thereof."27 AMENDMENT NO. 1028 On page 4, line 4, change "(12)" to "(13)"29 AMENDMENT NO. 1130 On page 4, line 6, change "(13)" to "(14)"

1 AMENDMENT NO. 12

2 On page 4, line 10, change "(14)" to "(15)"

3 AMENDMENT NO. 13

4 On page 4, line 13, change "(15)" to "(16)"

5 AMENDMENT NO. 14

6 On page 4, delete line 17, and insert "of at least twenty-five Mbps download and three Mbps
7 upload is available from at"

8 AMENDMENT NO. 15

9 On page 4, line 19, change "(16)" to "(17)"

10 AMENDMENT NO. 16

11 On page 4, line 21, delete "private"

12 AMENDMENT NO. 17

13 On page 4, line 26, change "thirty-day" to "sixty-day"

14 AMENDMENT NO. 18

15 On page 4, line 27, change "57:2370.5(C)" to "51:2370.4(C)"

16 AMENDMENT NO. 19

17 On page 5, line 3, delete "private"

18 AMENDMENT NO. 20

19 On page 5, line 8, delete "and nothing more"

20 AMENDMENT NO. 21

21 On page 5, line 13, change "eligible" to "ineligible"

22 AMENDMENT NO. 22

23 On page 5, line 24, change "inclusion" to "exclusion"

24 AMENDMENT NO. 23

25 On page 5, line 25, before "provider" delete "private"

26 AMENDMENT NO. 24

27 On page 6, line 2, delete "private"

28 AMENDMENT NO. 25

29 On page 6, line 10, change "will" to "shall"

30 AMENDMENT NO. 26

1 On page 6, line 11, change "will" to "shall"

2 AMENDMENT NO. 27

3 On page 6, line 28, change "time line" to "timeline"

4 AMENDMENT NO. 28

5 On page 7, line 1, change "services" to "broadband service"

6 AMENDMENT NO. 29

7 On page 7, line 18, after "technology." delete the remainder of the line

8 AMENDMENT NO. 30

9 On page 7, delete lines 19 through 21

10 AMENDMENT NO. 31

11 On page 7, line 23, after "protections" delete "in Paragraph (2) of Subsection B of this
12 Section" and insert "provided in this Part"

13 AMENDMENT NO. 32

14 On page 8, line 11, change "may" to "shall"

15 AMENDMENT NO. 33

16 On page 8, line 12, change "verify" to "attest"

17 AMENDMENT NO. 34

18 On page 8, line 29, before "regulations" insert "applicable"

19 AMENDMENT NO. 35

20 On page 10, line 17, delete "A."

21 AMENDMENT NO. 36

22 On page 10, delete lines 21 and 22

23 AMENDMENT NO. 37

24 On page 11, line 3, after "percent." delete the remainder of the line and delete lines 4 through
25 9 and insert the following:

26 "(2) The office shall give additional points to applicants that provide a letter of
27 support from local government."

28 AMENDMENT NO. 38

29 On page 11, line 10, change "(2)" to "(3)"

30 AMENDMENT NO. 39

31 On page 11, line 14, change "(3)" to "(4)"

1 AMENDMENT NO. 40

2 On page 11, line 20, change "(4)" to "(5)"

3 AMENDMENT NO. 41

4 On page 11, line 24, change "(5)" to "(6)"

5 AMENDMENT NO. 42

6 On page 11, delete lines 28 and 29 and insert the following:

7 "(7) The office shall give additional points to projects receiving funding or in-kind
8 contributions from local government for eligible projects within the jurisdiction of the local
9 government.

10 (8) The office shall give additional points to projects in which the eligible grant
11 recipient is a small business entrepreneurship certified by the Hudson Initiative, R.S.
12 39:2001 et seq., or the Veteran Initiative, R.S. 39:2171 et seq., in accordance with rules
13 promulgated by the office.

14 (9) The office shall give additional points to projects in which the eligible grant
15 recipient commits to a good faith subcontracting plan to contract with or employ a small
16 business entrepreneurship certified by the Hudson Initiative, R.S. 39:2001 et seq., or the
17 Veteran Initiative, R.S. 39:2171 et seq., to substantially participate in the performance of the
18 project, in accordance with rules promulgated by the office."

19 AMENDMENT NO. 43

20 On page 12, line 1, change "(7)" to "(10)"

21 AMENDMENT NO. 44

22 On page 12, line 3, change "Fund matching" to "Funding; match requirement"

23 AMENDMENT NO. 45

24 On page 12, delete lines 7 and 8, and insert the following:

25 "B.(1) A local government may contribute funding or in-kind contributions for use
26 on an eligible project under the provisions of this Part. The contribution of funding by local
27 government for an eligible project under the provisions of this Part shall not be considered
28 a partnership for providing a covered service under the Local Government Fair Competition
29 Act.

30 (2) A local government shall not make or grant any undue or unreasonable preference
31 or advantage to itself or to any provider of broadband service.

32 (3) A local government shall apply without discrimination as to itself and to any
33 provider the local government's ordinances, rules, and policies, including those relating to
34 obligation to serve, access to public right of way, permitting, performance bonding,
35 reporting, and quality of service."

36 AMENDMENT NO. 46

37 On page 12, line 11, after "twenty-five Mbps" change "downstream" to "download"

38 AMENDMENT NO. 47

39 On page 12, delete line 12, and insert the following:

1 "and three Mbps upload. Grant recipients that have offered broadband service to at
2 least one thousand consumers for a period of at least five consecutive years shall offer
3 broadband service at prices consistent with offers to consumers in other areas of the state.
4 Any other broadband provider shall ensure that the broadband service is priced to consumers
5 at no more than the cost rate"

6 AMENDMENT NO. 48

7 On page 13, line 5, delete "supply chain disruption,"

8 AMENDMENT NO. 49

9 On page 13, line 10, change "office" to "division of administration"

10 AMENDMENT NO. 50

11 On page 13, line 12, change "office" to "division of administration"

12 AMENDMENT NO. 51

13 On page 13, after line 28, insert the following:

14 "(4) Any right-of-way fees or permit fees paid to local government, state
15 government, railroad, private entity or person during the fulfillment of the grant awarded
16 pursuant to this Part.

17 (5) Any delays encountered when obtaining a right-of-way permission."

18 AMENDMENT NO. 52

19 On page 14, line 8, change "time line" to "timeline"

20 AMENDMENT NO. 53

21 On page 15, delete lines 1 through 17

22 AMENDMENT NO. 54

23 On page 15, line 18, change "§2370.15." to "§2370.14."

24 AMENDMENT NO. 55

25 On page 15, line 21, delete "awarding grants or"

26 AMENDMENT NO. 56

27 On page 15, delete lines 23 through 28, and insert "provided in this Part and any other
28 applicable law."

29 AMENDMENT NO. 57

30 On page 16, delete lines 7 through 9

31 AMENDMENT NO. 58

32 On page 16, line 10, change "§2370.17." to "§2370.15."

1 AMENDMENT NO. 59

2 On page 16, line 18, change "§2370.18." to "§2370.16."

3 AMENDMENT NO. 60

4 On page 17, line 7, change "2370.19" to "2370.16"

5 AMENDMENT NO. 61

6 On page 17, delete line 9 through 13 and insert the following:

7 "Section 3. This Act shall become effective on July 1, 2021; if vetoed by the
8 governor and subsequently approved by the legislature, this Act shall become effective on
9 July 1, 2021, or on the day following such approval by the legislature, whichever is later."