

# PROPOSED AMENDMENT

## HB 1277 # 1

### DIGEST

Eligible subgrantees under BEAD program. Removes language providing that the definition of "eligible broadband service provider" for purposes of the existing Indiana statute governing the awarding of broadband grants by the office of community and rural affairs applies with respect to the bill's provisions governing the administration of the federal Broadband Equity, Access, and Deployment (BEAD) Program (program) by the Indiana broadband office (office). Removes language providing that the following are not eligible to compete for a subgrant from the office under the program or to otherwise participate in the program: (1) The state. (2) A political subdivision of the state. (3) Any other public sector entity. Provides that in awarding subgrants for the deployment of a broadband network using program funds, the office may not exclude cooperatives, nonprofit organizations, public-private partnerships, private companies, public or private universities, public utility districts, or local governments from eligibility for those funds, as set forth in the federal Infrastructure Investment and Jobs Act. Makes conforming changes.

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- 1 Page 1, line 5, delete "Except for section 4 of this chapter, this" and  
2 insert "**This**".
- 3 Page 1, delete lines 9 through 17.
- 4 Page 2, delete lines 1 through 14.
- 5 Page 3, delete lines 20 through 21.
- 6 Page 3, line 22, delete "4." and insert "**3.**".
- 7 Page 3, line 25, delete "5." and insert "**4.**".
- 8 Page 3, line 28, delete "6." and insert "**5.**".
- 9 Page 3, line 31, delete "7." and insert "**6.**".
- 10 Page 3, line 34, delete "8." and insert "**7.**".
- 11 Page 3, line 37, delete "9." and insert "**8.**".
- 12 Page 3, line 37, delete "means an eligible" and insert "**has the**  
13 **meaning set forth in 47 U.S.C. 1702(a)(2)(N).**".
- 14 Page 3, delete lines 38 through 40.
- 15 Page 3, line 41, delete "10. (a) Subject to subsections (b) and (c),"  
16 and insert "**9. (a) Subject to subsection (b),**".
- 17 Page 4, between lines 9 and 10, begin a new line block indented and  
18 insert:  
19 "**(4) In awarding subgrants for the deployment of a**  
20 **broadband network using program funds, the office may not**

1           **exclude cooperatives, nonprofit organizations, public-private**  
2           **partnerships, private companies, public or private**  
3           **universities, public utility districts, or local governments from**  
4           **eligibility for those funds, as set forth in 47 U.S.C.**  
5           **1702(h)(1)(A)(iii)."**

6           Page 4, delete lines 10 through 15.

7           Page 4, line 16, delete "(c)" and insert "(b)".

8           Page 4, line 17, delete "following:" and insert "**specifications for**  
9           **the required low cost broadband service option that are set forth**  
10          **in the office's initial proposal, as submitted to and approved by**  
11          **NTIA."**

12          Page 4, delete lines 18 through 22.

13          Page 4, line 23, delete "11." and insert "**10."**

14          Renumber all SECTIONS consecutively.

(Reference is to HB 1277 as introduced.)