

HB1328/913598/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1328

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “declaring” in line 4 down through “date;” in line 10; strike beginning with “altering” in line 12 down through “Board;” in line 13; strike beginning with “authorizing” in line 15 down through “manner;” in line 22 and substitute “exempting counties and municipal corporations within the jurisdiction of the Washington Suburban Sanitary District from certain requirements; requiring certain revenues to be distributed and used in a certain manner;”; in line 22, strike “the Department of Commerce and”; in line 23, after “regulations” insert “on or before a certain date; requiring the State to use certain funding for a certain purpose, to the extent practicable”; and in the same line, after “terms;” insert “making a portion of this Act contingent on the taking effect of another Act;”.

On pages 1 and 2, strike in their entirety the lines beginning with line 25 on page 1 down through line 11 on page 2.

On page 2, after line 11, insert:

“BY adding to

Article - Housing and Community Development

Section 6.5-108

Annotated Code of Maryland

(As enacted by Chapter _____ (S.B. 66/H.B. 97) of the Acts of the General Assembly of 2021)”.

AMENDMENT NO. 2

On page 2, strike beginning with “Section(s)” in line 18 down through “That” in line 20.

(Over)

**HB1328/913598/1 Economic Matters Committee
Amendments to HB 1328
Page 2 of 4**

On pages 2 through 5, strike in their entirety the lines beginning with line 22 on page 2 through line 14 on page 5, inclusive.

On page 5, after line 14, insert:

“Article – Housing and Community Development

6.5–108.”;

in line 15, before “A” insert “**(A) THIS SECTION DOES NOT APPLY TO A COUNTY OR MUNICIPAL CORPORATION WITHIN THE WASHINGTON SUBURBAN SANITARY DISTRICT.**”

(B)”;

and in line 25, strike “EFFECTED” and substitute “**IMPLEMENTED**”.

On pages 5 and 6, strike in their entirety the lines beginning with line 29 on page 5 through line 11 on page 6, inclusive.

On page 6, after line 11, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:”.

On page 7, in line 17, after “TRENCHING” insert “**ON REASONABLE FINANCIAL TERMS**”; strike beginning with “THE” in line 21 down through “ARTICLE” in line 23 and substitute “**REVENUES GENERATED FROM FEES CHARGED BY THE DEPARTMENT UNDER THIS SECTION SHALL BE EVENLY DISTRIBUTED ACROSS FUNDS DESIGNED FOR INVESTMENT IN BROADBAND INFRASTRUCTURE.**”

(IV) REVENUES GENERATED FROM FEES CHARGED BY A UNIT OF LOCAL GOVERNMENT UNDER THIS SECTION SHALL BE USED TO IMPROVE BROADBAND ACCESS AND ADOPTION WITHIN THAT JURISDICTION;

and strike in their entirety lines 24 through 34, inclusive.

On page 8, in lines 1 and 4, strike “(E)” and “(F)”, respectively, and substitute “(D)” and “(E)”, respectively; in line 4, strike “THE” and substitute “ON OR BEFORE JANUARY 1, 2022, THE”; in the same line, after “DEPARTMENT” insert “, AFTER CONSULTING WITH STAKEHOLDERS INCLUDING BROADBAND PROVIDERS, THE MARYLAND ASSOCIATION OF COUNTIES, AND THE MARYLAND MUNICIPAL LEAGUE,”; in line 5, strike “PROCEDURES” and substitute “:

(1) PROCEDURES;

in line 6, after “TRENCHING” insert “ON REASONABLE FINANCIAL TERMS; AND

(2) PROCEDURES FOR THE DEPARTMENT AND UNITS OF LOCAL GOVERNMENT TO PROVIDE NOTICE OF UPCOMING TRENCHING PROJECTS TO BROADBAND PROVIDERS.

(F) THIS SECTION DOES NOT APPLY TO A COUNTY OR MUNICIPAL CORPORATION WITHIN THE WASHINGTON SUBURBAN SANITARY DISTRICT;

after line 6, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That, to the extent practicable, the State shall use appropriated federal funding for the purpose of improving broadband access and adoption.

(Over)

HB1328/913598/1 Economic Matters Committee
Amendments to HB 1328
Page 4 of 4

SECTION 4. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall take effect July 1, 2021, contingent on the taking effect of Chapter _____ or _____ (S.B. 66 or H.B. 97) of the Acts of the General Assembly of 2021, and if Chapter _____ or _____ (S.B. 66 or H.B. 97) does not take effect, Section 1 of this Act, with no further action required by the General Assembly, shall be null and void.”;

and in line 7, strike “3.” and substitute “5.”.