

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

April 9, 2024
Date

Committee on Business, Labor, & Technology.

After consideration on the merits, the Committee recommends the following:

SB24-151 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 2, strike line 7 and substitute "Colorado's
2 telecommunications network and by monitoring the progress of the
3 removal of such equipment."
- 4 Page 2, line 14, after "(a)" insert "(I)".
- 5 Page 3, after line 8 insert:
6 "(II) "CRITICAL TELECOMMUNICATIONS INFRASTRUCTURE" DOES
7 NOT INCLUDE TELECOMMUNICATIONS EQUIPMENT THAT IS USED SOLELY
8 FOR THE OPERATION OF A UTILITY AND THAT IS NOT USED IN CONNECTION
9 WITH TELECOMMUNICATIONS SERVICE OFFERED TO THE PUBLIC."
- 10 Page 4, strike lines 4 through 16 and substitute:
11 "(c) (I) "TELECOMMUNICATIONS PROVIDER" MEANS A PERSON OR
12 ENTITY THAT OFFERS WIRELESS TELECOMMUNICATIONS SERVICE FOR A FEE
13 DIRECTLY TO THE PUBLIC OR TO SUCH CLASSES OF USES AS TO BE
14 EFFECTIVELY AVAILABLE DIRECTLY TO THE PUBLIC.
15 (II) "TELECOMMUNICATIONS PROVIDER" DOES NOT INCLUDE A
16 MUNICIPALITY OR A MUNICIPALLY OWNED UTILITY."
- 17 Page 4, strike lines 23 through 27.
- 18 Page 5, strike lines 1 through 3.
- 19 Reletter succeeding paragraph accordingly.

1 Page 5, line 7, strike "OR (2)(b)".

2 Page 5, lines 9 and 10, strike "ENTITY OR FOREIGN ADVERSARY," and
3 substitute "ENTITY,".

4 Page 5, lines 15 and 16, strike "OR FOREIGN ADVERSARY".

5 Page 5, after line 26 insert:

6 "(III) IF THE REMOVAL, DISCONTINUANCE, OR REPLACEMENT OF
7 TELECOMMUNICATIONS EQUIPMENT REQUIRES ANY WORK TO BE
8 COMPLETED IN A PUBLIC RIGHT-OF-WAY OR ON ANY PROPERTY OWNED OR
9 CONTROLLED BY A PUBLIC ENTITY, A TELECOMMUNICATIONS PROVIDER
10 SHALL:

11 (A) COMPLY WITH THE REQUIREMENTS OF SUBSECTION (2)(b)(II)
12 OF THIS SECTION;

13 (B) PROVIDE NOTICE TO THE RELEVANT PUBLIC ENTITY AT LEAST
14 SEVEN DAYS IN ADVANCE OF THE BEGINNING OF ANY WORK; AND

15 (C) COORDINATE WITH THE RELEVANT PUBLIC ENTITY FOR
16 COMPLETION OF THE WORK."

17 Page 6, line 23, strike "PROVIDER:" and substitute "PROVIDER IN
18 COLORADO:".

19 Page 6, lines 25 and 26, strike "ENTITY OR FOREIGN ADVERSARY;" and
20 substitute "ENTITY;".

21 Page 7, line 1, strike "ENTITY OR FOREIGN ADVERSARY," and substitute
22 "ENTITY,".

23 Page 7, after line 6 insert:

24 "(c) (I) A TELECOMMUNICATIONS PROVIDER MUST REGISTER WITH
25 THE COMMISSION IN ACCORDANCE WITH SUBSECTIONS (3)(a) AND (3)(b)
26 OF THIS SECTION EACH YEAR UNTIL THE TELECOMMUNICATIONS PROVIDER
27 CERTIFIES TO THE COMMISSION THAT ALL TELECOMMUNICATIONS
28 EQUIPMENT PROHIBITED PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION
29 HAS BEEN REMOVED FROM ALL CRITICAL TELECOMMUNICATIONS
30 INFRASTRUCTURE LOCATED WITHIN OR PROVIDING TELECOMMUNICATIONS
31 SERVICE TO COLORADO.

32 (II) A TELECOMMUNICATIONS PROVIDER THAT CERTIFIES,
33 PURSUANT TO SUBSECTION (3)(b)(IV)(A) OF THIS SECTION, THAT IT DOES
34 NOT USE TELECOMMUNICATIONS EQUIPMENT MANUFACTURED BY A

1 FEDERALLY BANNED ENTITY IS NOT REQUIRED TO MAKE ANNUAL REPORTS
2 TO THE COMMISSION IN ACCORDANCE WITH THIS SUBSECTION (3).".

3 Reletter succeeding paragraphs accordingly.

4 Page 7, line 10, after "SECTION," insert "AND THAT THE
5 TELECOMMUNICATIONS PROVIDER IS IN THE PROCESS OF REMOVING THE
6 TELECOMMUNICATIONS EQUIPMENT PROHIBITED PURSUANT TO
7 SUBSECTION (2)(a) OF THIS SECTION,".

8 Page 7, strike lines 14 through 27.

9 Page 8, strike lines 1 through 5.

10 Page 8, strike line 6, and substitute:

11 "(4) **Rules.** NOTWITHSTANDING SECTIONS 40-15-203 AND
12 40-15-402, THE COMMISSION SHALL PROMULGATE AND ENFORCE ANY
13 RULES".

14 Page 8, strike lines 8 through 12 and substitute:

15 "(a) DEVELOPING RULES RELATED TO A TELECOMMUNICATIONS
16 PROVIDER'S REPORTING ON THE REMOVAL, DISCONTINUANCE, OR
17 REPLACEMENT OF ANY CRITICAL TELECOMMUNICATIONS INFRASTRUCTURE
18 THAT UTILIZES EQUIPMENT MANUFACTURED BY A FEDERALLY BANNED
19 ENTITY;".

20 Page 8, lines 17 and 18, strike "ENTITY OR FOREIGN ADVERSARY;" and
21 substitute "ENTITY; AND".

22 Page 8, line 20, strike "AND".

23 Page 8, strike lines 21 through 24.

24 Page 1, strike lines 106 and 107 and substitute "**EQUIPMENT**
25 **MANUFACTURED BY A FEDERALLY BANNED ENTITY.**".

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