

**AMENDMENT TO THE RULES COMMITTEE PRINT  
OF H.R. 1947  
OFFERED BY MR. KILMER OF WASHINGTON**

Page 394, after line 14, insert the following:

1           (1) by adding at the end of subsection (b) the  
2 following:

3           “(4) ULTRA HIGH-SPEED SERVICE.—The term  
4 ‘ultra-high speed service’ means broadband service  
5 operating at a 1 gigabit per second downstream  
6 transmission capacity.”;

Page 394, line 15, strike “(1)” and insert “(2)”.

Page 395, line 5, strike “(2)” and insert “(3)”.

Page 395, after line 5, insert the following:

7           (A) by striking paragraph (2) and insert-  
8 ing the following:

9           “(2) ELIGIBLE PROJECTS.—

10           “(A) IN GENERAL.—Except as provided in  
11 subparagraphs (B) and (C), the proceeds of a  
12 loan made or guaranteed under this section  
13 may be used to carry out a project in a pro-  
14 posed service territory only if, as of the date on

1           which the application for the loan or loan guar-  
2           antee is submitted—

3                   “(i) not less than 25 percent of the  
4                   households in the proposed service territory  
5                   is offered broadband service by not more  
6                   than 1 incumbent service provider; and

7                   “(ii) broadband service is not provided  
8                   in any part of the proposed service terri-  
9                   tory by 3 or more incumbent service pro-  
10                  viders.

11                 “(B) EXCEPTIONS TO 25 PERCENT RE-  
12                 QUIREMENT.—Subparagraph (A)(i) shall not  
13                 apply to the proposed service territory of a  
14                 project if—

15                   “(i) a loan or loan guarantee has been  
16                   made under this section to the applicant to  
17                   provide broadband service in the proposed  
18                   service territory; or

19                   “(ii) the project is being carried out  
20                   under paragraph (5).

21                 “(C) EXCEPTIONS TO 3 OR MORE INCUM-  
22                 BENT SERVICE PROVIDER REQUIREMENT.—

23                   “(i) IN GENERAL.—Except as pro-  
24                   vided in clause (iii), subparagraph (A)(ii)  
25                   shall not apply to an incumbent service

1 provider that is upgrading broadband serv-  
2 ice to the existing territory of the incum-  
3 bent service provider.

4 “(ii) ULTRA-HIGH SPEED  
5 PROJECTS.—Subparagraph (A)(ii) shall  
6 not apply to projects carried out under  
7 paragraph (5) unless an incumbent service  
8 provider is providing ultra-high speed serv-  
9 ice as of the date of the an application for  
10 a loan or loan guarantee submitted to the  
11 Secretary under this section.

12 “(iii) EXCEPTION.—Clause (i) shall  
13 not apply if the applicant is eligible for  
14 funding under another title of this Act.”;

15 (B) by redesignating paragraphs (5)  
16 through (7) as paragraphs (6) through (8), re-  
17 spectively, and inserting after paragraph (4) the  
18 following:

19 “(5) PILOT PROGRAM FOR ULTRA-HIGH SPEED  
20 SERVICE.—The Secretary shall carry out a pilot pro-  
21 gram under which the Secretary shall provide loans  
22 or loan guarantees under this section to eligible enti-  
23 ties for the purpose of providing a proposed service  
24 territory with ultra-high speed service. Loans or loan

- 1 guarantees may be made under this pilot program
- 2 until September 30, 2018.”;

Page 395, line 6, strike “(A) in paragraph (5)” and insert “(C) in paragraph (6) (as so redesignated)”.

Page 395, line 18, strike “(B)” and insert “(D)”.

Page 395, line 19, strike “(8)” and insert “(9)”.

Page 395, line 22, strike “(5)” and insert “(6)”.

Page 396, line 8, strike “(3)” and insert “(4)”.

Page 396, line 16, strike “(4)” and insert “(5)”.

