

**AMENDMENT TO DIVISION B OF RULES**  
**COMMITTEE PRINT 116-59**  
**OFFERED BY MR. TIPTON OF COLORADO**

Page 435, after line 12, insert the following:

1       SEC. \_\_\_\_\_. This section and the next section of this  
2 Act may be cited as the “Reprioritizing Unserved Rural  
3 Areas and Locations for Broadband Act of 2020” and the  
4 “RURAL Broadband Act of 2020”.

5       SEC. \_\_\_\_\_. Title VI of the Rural Electrification Act  
6 of 1936 (7 U.S.C. 950bb et seq.) is amended by adding  
7 at the end the following:

8       **“SEC. 607. USE OF ASSISTANCE FOR DEPLOYMENT OF**  
9                                   **BROADBAND INFRASTRUCTURE.**

10       “(a) DEFINITION OF QUALIFYING BROADBAND-CA-  
11 PABLE INFRASTRUCTURE.—In this section, the term  
12 ‘qualifying broadband-capable infrastructure’ means fixed  
13 terrestrial broadband-capable infrastructure—

14                   “(1) used by a service provider to provide fixed  
15 terrestrial broadband service for which the service  
16 provider receives universal service support under sec-  
17 tion 254 of the Communications Act of 1934 (47  
18 U.S.C. 254), if—

1           “(A) the broadband service satisfies the  
2           current speed benchmark for fixed services es-  
3           tablished by the FCC under section 706 of the  
4           Telecommunications Act of 1996 (47 U.S.C.  
5           1302); or

6           “(B) the service provider is in compliance  
7           with buildout obligations in the relevant area to  
8           provide retail fixed terrestrial broadband service  
9           that will comply with the applicable broadband  
10          speed standard described in subparagraph (A);  
11          or

12          “(2) that—

13                 “(A) was financed with funds provided by  
14                 the Secretary under this Act or any other pro-  
15                 gram carried out by the Secretary for the costs  
16                 of the construction, improvement, or acquisition  
17                 of facilities or equipment for the purpose of  
18                 providing fixed terrestrial telecommunications  
19                 or broadband service; and

20                 “(B)(i) is used to provide fixed terrestrial  
21                 broadband service, if—

22                         “(I) the broadband service satis-  
23                         fies any applicable broadband speed  
24                         standards established by the Sec-  
25                         retary; or

1                   “(II) the service provider is in  
2                   compliance with buildout obligations  
3                   in the relevant area to provide retail  
4                   fixed terrestrial broadband service  
5                   that will comply with the applicable  
6                   broadband speed standards described  
7                   in subclause (I); or

8                   “(ii) was financed with a loan under this  
9                   Act or any other program carried out by the  
10                  Secretary that remains outstanding for the pur-  
11                  pose of providing fixed terrestrial telecommuni-  
12                  cations or broadband service.

13               “(b) RESTRICTION ON USE OF ASSISTANCE.—A loan,  
14               grant, or other assistance awarded under this Act, or by  
15               the rural development mission area under the Consoli-  
16               dated Farm and Rural Development Act (7 U.S.C. 1921  
17               et seq.), may not be used to coordinate, approve, or fi-  
18               nance the deployment of broadband-capable infrastructure  
19               by a service provider to provide retail fixed broadband  
20               service that would overbuild or otherwise duplicate quali-  
21               fying broadband-capable infrastructure that another serv-  
22               ice provider is using to provide retail fixed terrestrial  
23               broadband service in the same geographic area.

24               “(c) USE OF ASSISTANCE IN UNSERVED AREAS.—  
25               A loan, grant, or other assistance provided by the Sec-

1 retary hereunder, acting through the Administrator of the  
2 Rural Utilities Service, to coordinate, approve, or finance  
3 the deployment of broadband-capable infrastructure by a  
4 service provider may be used to provide retail fixed  
5 broadband service only in a geographic area in which there  
6 is no qualifying broadband-capable infrastructure owned  
7 or operated by another service provider.”.

