

COMMITTEE AMENDMENT

[STAFF WORKING DRAFT]

October 30, 2007

Purpose: To preclude a Federal funds bailout of a failed public provider project.

**IN THE COMMITTEE ON COMMERCE, SCIENCE, AND
TRANSPORTATION—110TH Cong., 1ST Sess.**

S. 1853, 110TH Congress, 1ST Session

OCTOBER 30, 2007

INTENDED to be proposed by Mr. ENSIGN **as a modification of his amendment** (NOBAIL.1)

Viz:

- 1 On page 4, after line 24, insert the following:
- 2 **SEC. 7. USE OF FEDERAL FUNDS.**
- 3 If any project providing advanced telecommunications
- 4 capability, or services using advanced telecommunications
- 5 capability, under this Act fails due to bankruptcy or is
- 6 terminated by a public provider, no Federal funds may
- 7 be provided to such public provider specifically to assist
- 8 such public provider in reviving or renewing that project,
- 9 unless such failure due to bankruptcy occurred in any ju-
- 10 risdiction that is subject to a declaration by the President
- 11 of a major disaster, as defined under section 102 of the

1 Robert T. Stafford Disaster Relief and Emergency Assist-
2 ance Act (42 U.S.C. 5122).

3 On page 5, line 1, strike "**SEC. 7.**" and insert
4 "**SEC. 8.**".

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Ensign #2
(as modified)

COMMITTEE AMENDMENT

[STAFF WORKING DRAFT]

October 30, 2007

Purpose: To provide for private sector bids.

**IN THE COMMITTEE ON COMMERCE, SCIENCE, AND
TRANSPORTATION—110TH Cong., 1ST Sess.**

S. 1853, 110TH Congress, 1ST Session

OCTOBER 30, 2007

INTENDED to be proposed by Mr. ENSIGN **as a modification of his amendment** (privsec.1)

Viz:

1 On page 3, strike line 7 and insert the following:

2 **SEC. 5. PUBLIC INPUT AND PRIVATE SECTOR OPPOR-**
3 **TUNITY TO BID.**

4 On page 3, line 19, strike "and".

5 On page 3, line 23, strike "project." and insert
6 "project and" *including any bids under paragraph (5);*

7 On page 3, between lines 23 and 24, insert the fol-
8 lowing:

9 (5) provide private-sector entities with an op-
10 portunity to bid to provide such capability or serv-
11 ices during the 30-day period following publication
12 of the notice provided for in paragraph (1).

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