

AMENDMENT TO SUBTITLE L
OFFERED BY _____

Add at the end the following:

1 **SEC. 3____. APPLICATION OF NEPA AND NHPA TO COLLOCA-**
2 **TION OF TELECOMMUNICATIONS SERVICE**
3 **FACILITIES.**

4 (a) NEPA EXEMPTION.—A covered project shall not
5 be subject to the requirements of section 102(2)(C) of the
6 National Environmental Policy Act of 1969 (42 U.S.C.
7 4332(2)(C)).

8 (b) NATIONAL HISTORIC PRESERVATION ACT EX-
9 EMPTION.—A covered project shall not be considered an
10 undertaking under section 300320 of title 54, United
11 States Code.

12 (c) DEFINITIONS.—In this section:

13 (1) COMMISSION.—The term “Commission”
14 means the Federal Communications Commission.

15 (2) COVERED PROJECT.—The term “covered
16 project” means a project—

17 (A) for the placement, construction, or
18 modification of a telecommunications service fa-
19 cility in or on eligible support infrastructure;
20 and

1 (B) for which a permit, license, or approval
2 from the Commission is required or that is oth-
3 erwise subject to the jurisdiction of the Com-
4 mission.

5 (3) ELIGIBLE SUPPORT INFRASTRUCTURE.—

6 The term “eligible support infrastructure” means in-
7 frastructure that supports or houses a facility for
8 communication by wire (or is designed to and capa-
9 ble of supporting or housing such a facility) at the
10 time when a complete request to a State or local
11 government or instrumentality thereof for authoriza-
12 tion to place, construct, or modify a telecommuni-
13 cations service facility in or on the infrastructure is
14 received by the government or instrumentality.

15 (4) STATE.—The term “State” means the 50
16 States, the District of Columbia, the territories and
17 possessions of the United States, and each federally
18 recognized Indian Tribe.

19 (5) TELECOMMUNICATIONS SERVICE.—The
20 term “telecommunications service” has the meaning
21 given such term in section 3 of the Communications
22 Act of 1934 (47 U.S.C. 153).

23 (6) TELECOMMUNICATIONS SERVICE FACIL-
24 ITY.—The term “telecommunications service facil-

1 ity’’ means a facility for the provision of any inter-
2 state or intrastate telecommunications service.

