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(Original Signature of Member)

118TH CONGRESS
1ST SESSION

H. R.

To provide that a project for the deployment or modification of a communications facility entirely within a brownfield site is not subject to requirements to prepare certain environmental or historical preservation reviews.

IN THE HOUSE OF REPRESENTATIVES

Mr. WALBERG introduced the following bill; which was referred to the Committee on _____

A BILL

To provide that a project for the deployment or modification of a communications facility entirely within a brownfield site is not subject to requirements to prepare certain environmental or historical preservation reviews.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Brownfields
5 Broadband Deployment Act”.

1 **SEC. 2. APPLICATION OF NEPA AND NHPA TO**
2 **BROWNFIELDS.**

3 (a) NEPA EXEMPTION.—A Federal authorization
4 with respect to a covered project may not be considered
5 a major Federal action under section 102(2)(C) of the Na-
6 tional 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 may 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) COMMUNICATIONS FACILITY.—The term
16 “communications facility” has the meaning given the
17 term “communications facility installation” in sec-
18 tion 6409(d) of the Middle Class Tax Relief and Job
19 Creation Act of 2012 (47 U.S.C. 1455(d)).

20 (3) COVERED PROJECT.—The term “covered
21 project” means a project—

22 (A) for the deployment or modification of
23 a communications facility that is to be carried
24 out entirely within a brownfield site (as defined
25 in section 101 of the Comprehensive Environ-

1 mental Response, Compensation, and Liability
2 Act of 1980 (42 U.S.C. 9601)); and

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

7 (4) FEDERAL AUTHORIZATION.—The term
8 “Federal authorization”—

9 (A) means any authorization required
10 under Federal law with respect to a covered
11 project; and

12 (B) includes any permits, special use au-
13 thorizations, certifications, opinions, or other
14 approvals as may be required under Federal law
15 with respect to a covered project.