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(Original Signature of Member)

118TH CONGRESS
1ST SESSION

H. R.

To provide that a project for the collocation of a telecommunications service facility is not subject to requirements to prepare certain environmental or historical preservation reviews.

IN THE HOUSE OF REPRESENTATIVES

Mr. JOYCE of Pennsylvania introduced the following bill; which was referred to the Committee on _____

A BILL

To provide that a project for the collocation of a telecommunications service facility 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 “Broadband Competi-
5 tion and Efficient Deployment Act”.

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

4 (a) NEPA EXEMPTION.—A Federal authorization
5 with respect to a covered project may not be considered
6 a major Federal action under section 102(2)(C) of the Na-
7 tional Environmental Policy Act of 1969 (42 U.S.C.
8 4332(2)(C)).

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

13 (c) DEFINITIONS.—In this section:

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

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

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

22 (B) for which a permit, license, or approval
23 from the Commission is required or that is oth-
24 erwise subject to the jurisdiction of the Com-
25 mission.

1 (3) ELIGIBLE SUPPORT INFRASTRUCTURE.—

2 The term “eligible support infrastructure” means in-
3 frastructure that supports or houses a facility for
4 communication by wire (or is designed to or capable
5 of supporting or housing such a facility) at the time
6 when a complete request to a State or local govern-
7 ment or instrumentality thereof, or to an Indian
8 Tribe, for authorization to place, construct, or mod-
9 ify a telecommunications service facility in or on the
10 infrastructure is received by the government, instru-
11 mentality, or Indian Tribe.

12 (4) FEDERAL AUTHORIZATION.—The term
13 “Federal authorization”—

14 (A) means any authorization required
15 under Federal law with respect to a covered
16 project; and

17 (B) includes any permits, special use au-
18 thorizations, certifications, opinions, or other
19 approvals as may be required under Federal law
20 with respect to a covered project.

21 (5) INDIAN TRIBE.—The term “Indian Tribe”
22 has the meaning given the term “Indian tribe”
23 under section 102 of the Federally Recognized In-
24 dian Tribe List Act of 1994 (25 U.S.C. 5130).

1 (6) STATE.—The term “State” means each
2 State of the United States, the District of Columbia,
3 and each territory or possession of the United
4 States.

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

9 (8) TELECOMMUNICATIONS SERVICE FACIL-
10 ITY.—The term “telecommunications service facil-
11 ity”—

12 (A) means a facility that is designed or
13 used to provide or facilitate the provision of any
14 interstate or intrastate telecommunications
15 service; and

16 (B) includes a facility described in sub-
17 paragraph (A) that is used to provide other
18 services.