

AMENDMENT TO SUBTITLE L
OFFERED BY _____

Add at the end the following:

1 **SEC. 3____. APPLICATION OF NEPA AND NHPA TO COVERED**
2 **COMMUNICATIONS PROJECTS.**

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

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

11 (c) DEFINITIONS.—In this section:

12 (1) COMMUNICATIONS FACILITY.—The term
13 “communications facility” includes—

14 (A) any wireless or wireline infrastructure
15 for the transmission of writing, sign, signal,
16 data, image, picture, or sound of any kind;

17 (B) any transmitting device, tower, or sup-
18 port structure, and any equipment, switch, wir-
19 ing, cabling, power source, shelter, or cabinet,

1 associated with the provision of communications
2 services; and

3 (C) any antenna or apparatus that—

4 (i) is designed for the purpose of
5 emitting radio frequency;

6 (ii) is designed to be operated, or is
7 operating, from a fixed location; and

8 (iii) is added to a tower, building, or
9 other structure.

10 (2) COMMUNICATIONS SERVICE.—The term
11 “communications service” means a service for the
12 transmission of any writing, sign, signal, data,
13 image, picture, or sound of any kind.

14 (3) COVERED PROJECT.—The term “covered
15 project” means a project that—

16 (A) is to be carried out entirely within an
17 area for which a Governor has declared a major
18 disaster or an emergency related to a wildfire;

19 (B) is to be carried out not later than 5
20 years after the date the Governor made such
21 declaration; and

22 (C) replaces a communications facility
23 damaged by such disaster or emergency or
24 makes improvements to a communications facil-
25 ity in such area that could reasonably be con-

1 sidered as necessary for recovery from such dis-
2 aster or emergency or to prevent or mitigate
3 any future disaster or emergency.

