

**AMENDMENT TO SUBTITLE L**

**OFFERED BY \_\_\_\_\_**

Add at the end the following:

1 **SEC. 3 \_\_\_\_\_ . CODIFYING 60-DAY TIME FRAME FOR CER-**  
2 **TAIN ELIGIBLE FACILITIES REQUESTS.**

3 (a) IN GENERAL.— Section 6409(a) of the Middle  
4 Class Tax Relief and Job Creation Act of 2012 (47 U.S.C.  
5 1455(a)) is amended—

6 (1) in paragraph (1), by striking “eligible facili-  
7 ties request for a modification of an existing wireless  
8 tower or base station that does not substantially  
9 change the physical dimensions of such tower or  
10 base station” and inserting “complete eligible facili-  
11 ties request for a modification of an existing wireless  
12 tower, base station, or eligible support structure that  
13 does not substantially change the physical dimen-  
14 sions of such tower, base station, or eligible support  
15 structure”;

16 (2) by amending paragraph (2) to read as fol-  
17 lows:

18 “(2) TIME FRAME.—

19 “(A) IN GENERAL.—Not later than 60  
20 days after the date on which a State or local

1 government receives a complete eligible facilities  
2 request described under paragraph (1), the  
3 State or local government shall approve such  
4 request.

5 “(B) DEEMED APPROVAL.—If a State or  
6 local government does not approve an eligible  
7 facilities request by the date required under  
8 subparagraph (A), the request is deemed ap-  
9 proved on the day after such date.

10 “(C) WHEN REQUEST CONSIDERED COM-  
11 PLETE; RECEIVED.—

12 “(i) WHEN REQUEST CONSIDERED  
13 COMPLETE.—

14 “(I) IN GENERAL.—For the pur-  
15 poses of this paragraph, an eligible fa-  
16 cilities request to a State or local gov-  
17 ernment shall be considered complete  
18 if the requesting party has not re-  
19 ceived a written notice from the State  
20 or local government within 10 busi-  
21 ness days after the date on which the  
22 request is received by the State or  
23 local government—

24 “(aa) stating that all the in-  
25 formation (including any form or

1 other document) required by the  
2 State or local government to be  
3 submitted for the request to be  
4 considered complete has not been  
5 submitted; and

6 “(bb) identifying the infor-  
7 mation required to be submitted  
8 that was not submitted.

9 “(II) DEFINITION.—In this  
10 clause, the term ‘received by the State  
11 or local government’ means—

12 “(aa) in the case of an eligi-  
13 ble facilities request submitted  
14 electronically, on the date on  
15 which the request is transmitted;

16 “(bb) in the case of an eligi-  
17 ble facilities request submitted in  
18 person, on the date on which the  
19 request is delivered to the indi-  
20 vidual or at the location specified  
21 by the State or local government  
22 for in-person submission; and

23 “(cc) in the case of an eligi-  
24 ble facilities request submitted in  
25 any other manner, on the date

1 determined under regulations  
2 promulgated by the Commission  
3 for the manner in which the re-  
4 quest is submitted.

5 “(ii) WHEN COMPLETE REQUEST CON-  
6 SIDERED RECEIVED.—For the purposes of  
7 this paragraph, a complete eligible facilities  
8 request shall be considered received on the  
9 date on which the requesting party submits  
10 to the State or local government all infor-  
11 mation (including any form or other docu-  
12 ment) required by the State or local gov-  
13 ernment to be submitted for the request to  
14 be considered complete.”; and

15 (3) by adding at the end the following:

16 “(4) DEFINITIONS.—In this subsection:

17 “(A) ELIGIBLE FACILITIES REQUEST.—  
18 The term ‘eligible facilities request’ means any  
19 request for modification of an existing wireless  
20 tower, base station, or eligible support structure  
21 that involves—

22 “(i) collocation of new transmission  
23 equipment;

24 “(ii) removal of transmission equip-  
25 ment;

1                   “(iii) replacement of transmission  
2                   equipment; or

3                   “(iv) placement, modification, or con-  
4                   struction of equipment that—

5                   “(I) improves the resiliency of  
6                   the wireless tower, base station, or eli-  
7                   gible support structure; and

8                   “(II) provides a direct benefit to  
9                   public safety, such as—

10                   “(aa) providing backup  
11                   power for the wireless tower, base  
12                   station, or eligible support struc-  
13                   ture;

14                   “(bb) hardening the wireless  
15                   tower, base station, or other eligi-  
16                   ble support structure; or

17                   “(cc) providing more reliable  
18                   connection capability using the  
19                   wireless tower, base station, or  
20                   eligible support structure.

21                   “(B) ELIGIBLE SUPPORT STRUCTURE.—

22                   The term ‘eligible support structure’ means a  
23                   structure that supports a personal wireless serv-  
24                   ice facility at the time at which the eligible fa-  
25                   cilities request is made.

1                   “(C) PERSONAL WIRELESS SERVICE FACIL-  
2                   ITY.—The term ‘personal wireless service facil-  
3                   ity’ means a facility necessary for the provision  
4                   of—

5                               “(i) commercial mobile service;

6                               “(ii) commercial mobile data service  
7                               (as that term is defined in section 6001 of  
8                               the Middle Class Tax Relief and Job Cre-  
9                               ation Act of 2012 (47 U.S.C. 1401));

10                              “(iii) unlicensed wireless service; and

11                              “(iv) common carrier wireless ex-  
12                              change access service.”.

13           (b) IMPLEMENTATION.—Not later than 180 days  
14 after the date of the enactment of this Act, the Federal  
15 Communications Commission shall issue final rules imple-  
16 menting subsection (a), and the amendments made by  
17 such subsection.

