

AMENDMENT TO REPORT OF THE COMMITTEE OF THE WHOLE

HB1056_H.001

DATE 2/26/2025

Representative Titone moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Titone amendment, (L.020) to HB25-1056, to show that said amendment passed and that HB25-1056, as amended, passed.

Amend the Transportation, Housing, and Local Government Committee Report, dated February 11, 2025, page 4, after line 18 insert:

"(2) THIS SECTION APPLIES TO A COLLOCATION OR SITING APPLICATION FOR A WIRELESS TELECOMMUNICATIONS FACILITY SUBMITTED TO THE STATE OR A LOCAL GOVERNMENT ONLY IF THE APPLICANT TELECOMMUNICATIONS PROVIDER DEMONSTRATES IN ITS APPLICATION THAT EITHER A GAP IN WIRELESS COVERAGE OR A SUBSTANTIAL DEFICIENCY IN THE QUALITY OF WIRELESS COVERAGE EXISTS IN THE AREA THAT IS THE SUBJECT OF THE APPLICATION AND THAT APPROVAL OF THE APPLICATION WILL CLOSE THE GAP IN COVERAGE OR REMEDIATE THE SUBSTANTIAL DEFICIENCY IN THE QUALITY OF COVERAGE. (a) AN APPLICANT MAY DEMONSTRATE THAT A GAP IN WIRELESS COVERAGE EXISTS BY:

(I) SUBMITTING DATA FROM THE COLORADO BROADBAND OFFICE CREATED IN SECTION 24-37.5-903 (1) THAT INDICATES THAT A GAP IN WIRELESS COVERAGE EXISTS IN THE AREA; OR

(II) SUBMITTING A SWORN STATEMENT FROM THE APPLICANT'S NETWORK ENGINEER ATTESTING THAT THE GAP IN COVERAGE EXISTS AND THAT APPROVAL OF THE APPLICATION WILL CLOSE THE GAP.

(b) AN APPLICANT MAY DEMONSTRATE THAT A SUBSTANTIAL DEFICIENCY IN THE QUALITY OF COVERAGE EXISTS BY:

(I) SUBMITTING DATA FROM THE COLORADO BROADBAND OFFICE CREATED IN SECTION 24-37.5-903 (1) THAT INDICATES THAT EITHER THE TYPICAL WIRELESS SIGNAL STRENGTH OR TYPICAL AMOUNT OF INTERFERENCE, OR BOTH, IN THE AREA ARE SUCH THAT PERSON-TO-PERSON COMMUNICATIONS OR ACCESS TO INFORMATION THROUGH THE INTERNET, OR BOTH, THROUGH WIRELESS MEANS ARE COMMONLY IMPAIRED OR DELAYED; OR

(II) SUBMITTING A SWORN STATEMENT FROM THE APPLICANT'S NETWORK ENGINEER ATTESTING THAT EITHER THE TYPICAL WIRELESS SIGNAL STRENGTH OR TYPICAL AMOUNT OF INTERFERENCE, OR BOTH, IN THE AREA ARE SUCH THAT PERSON-TO-PERSON COMMUNICATIONS OR ACCESS TO INFORMATION THROUGH THE INTERNET, OR BOTH, THROUGH WIRELESS MEANS ARE COMMONLY IMPAIRED OR DELAYED, AND THAT APPROVAL OF THE APPLICATION WILL REMEDIATE THE IMPAIRMENT OR DELAYS."

Renumber succeeding subsections accordingly.

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