

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Titone

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

3 "(2) THIS SECTION APPLIES TO A COLLOCATION OR SITING
4 APPLICATION FOR A WIRELESS TELECOMMUNICATIONS FACILITY
5 SUBMITTED TO THE STATE OR A LOCAL GOVERNMENT ONLY IF THE
6 APPLICANT TELECOMMUNICATIONS PROVIDER DEMONSTRATES IN ITS
7 APPLICATION THAT EITHER A GAP IN WIRELESS COVERAGE OR A
8 SUBSTANTIAL DEFICIENCY IN THE QUALITY OF WIRELESS COVERAGE EXISTS
9 IN THE AREA THAT IS THE SUBJECT OF THE APPLICATION AND THAT
10 APPROVAL OF THE APPLICATION WILL CLOSE THE GAP IN COVERAGE OR
11 REMEDIATE THE SUBSTANTIAL DEFICIENCY IN THE QUALITY OF COVERAGE.

12 (a) AN APPLICANT MAY DEMONSTRATE THAT A GAP IN WIRELESS
13 COVERAGE EXISTS BY:

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

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

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

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

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

37 Renumber succeeding subsections accordingly.

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