

Tex Relief Act of 2012 (47 U.S.C.A. § 1455)

SEC. 6409. WIRELESS FACILITIES DEPLOYMENT.

(a) FACILITY MODIFICATIONS.

(1) **IN GENERAL.** Notwithstanding section 704 of the Telecommunications Act of 1996 (Public Law 104-104) or any other provision of law, a State or local government may not deny, and ~~shall approve~~, any ~~eligible facilities request~~ for a modification of an existing wireless tower or base station that ~~does not~~ substantially change the physical dimensions of such tower or base station.

(2) **ELIGIBLE FACILITIES REQUEST.** For purposes of this subsection, the term "eligible facilities request" means any request for modification of an existing wireless tower or base station that involves —
(A) ~~collocation~~ of new transmission equipment;
(B) removal of transmission equipment; or
(C) replacement of transmission equipment.

(3) **APPLICABILITY OF ENVIRONMENTAL LAWS.** Nothing in paragraph (1) shall be construed to relieve the Commission from the requirements of the National Historic Preservation Act or the National Environmental Policy Act of 1969.