

Senator Gooch of the 51st offered the following amendment:

1 *Amend the substitute to SB 426 (LC 36 3620S) by deleting lines 273 through 279 and*  
 2 *inserting in lieu thereof the following:*

3 (b) A wireless provider shall not apply to install a utility pole unless such wireless provider  
 4 has determined after diligent investigation that it cannot meet the service objectives of the  
 5 permit by collocating on an existing structure that meets the criteria set forth in  
 6 paragraphs (1) and (2) of this subsection. The authority may require a wireless provider  
 7 to certify that such wireless provider has made such a determination in good faith and to  
 8 provide a documented summary of the basis for such determination. The wireless  
 9 provider's determination shall be based on whether such wireless provider can meet the  
 10 service objectives of the permit by collocating small wireless facilities on an existing  
 11 structure on which:

12 (1) Such wireless provider has the right to collocate, subject to reasonable terms and  
 13 conditions of the authority; and

14 (2) Such collocation would not impose technical limitations or additional costs.

15 *By deleting line 296 and inserting in lieu thereof the following:*

16 this subsection; provided, further that if the application includes a request to install a  
 17 utility pole, such applicant shall be required to provide the certification and  
 18 documentation required by subsection (b) of this Code section;