



PUBLIC NOTICE

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NOTICE OF MAY 18, 2015 EFFECTIVE DATE FOR WIRELESS FACILITY MODIFICATIONS RULES REQUIRING OMB APPROVAL

WT Docket Nos. 13-238, 13-32; WC Docket No. 11-59

On October 21, 2014, the Commission released the *Wireless Infrastructure Report and Order*, which, *inter alia*, adopted Section 1.40001 of the Commission's rules to implement and enforce Section 6409(a) of the Middle Class Tax Relief and Job Creation Act of 2012.¹ Section 1.40001 became effective on April 8, 2015, except for those provisions that require approval by the Office of Management and Budget (OMB) because they entail an information collection.² The information collection at issue in Section 1.40001 was approved by OMB on May 5, 2015.³ The Commission stated in the *Wireless Infrastructure Report and Order* that the provisions would become effective after the Commission publishes a notice in the Federal Register announcing such approval and the effective date.⁴ The Commission has now published this

¹ See Acceleration of Broadband Deployment by Improving Wireless Facilities Siting Policies, Acceleration of Broadband Deployment: Expanding the Reach and Reducing the Cost of Broadband Deployment by Improving Policies Regarding Public Rights of Way and Wireless Facilities Siting, 2012 Biennial Review of Telecommunications Regulations, WT Docket Nos. 13-32, 13-32, WC Docket No. 11-59, *Report and Order*, 30 FCC Rcd 31 (2014) (*Wireless Infrastructure Report and Order*); 47 C.F.R. § 1.40001.

² See Federal Communications Commission, Acceleration of Broadband Deployment by Improving Wireless Facilities Siting Policies, Final Rule, 80 FR 1238 (Jan. 8, 2015). The provisions of Section 1.40001 that require OMB approval include Section 1.40001(c)(3)(i), 1.40001(c)(3)(iii), and 1.40001(c)(4).

³ See Notice of Office of Management and Budget Action for OMB Control No. 3060-1208 (approved May 5, 2015), available at <http://www.reginfo.gov/public/do/DownloadNOA?requestID=264695>.

⁴ See *Wireless Infrastructure Report and Order*, 30 FCC Rcd at 89 para. 289.

notice in the Federal Register, announcing the effective date of May 18, 2015.⁵ Accordingly, the provisions of Section 1.40001 that require OMB approval took effect on May 18, 2015.

For further information regarding this matter, contact Won Kim (202-418-1368; won.kim@fcc.gov).

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⁵ See Federal Communications Commission, Acceleration of Broadband Deployment by Improving Wireless Facilities Siting Policies, Announcement of Effective Date, 80 FR 28203 (May 18, 2015).