

**House File 111 - Introduced**

HOUSE FILE 111  
BY SHIPLEY

**A BILL FOR**

1 An Act providing for the regulation of wireless facility  
2 installations by cities and counties.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 331.301, Code 2019, is amended by adding  
2 the following new subsection:

3 NEW SUBSECTION. 18. A county may establish standards  
4 and requirements regarding the installation or siting of  
5 wireless facilities. For purposes of this subsection, "*wireless*  
6 *facility*" means equipment at a fixed location that enables  
7 the provision of wireless telecommunications services or  
8 the infrastructure required for wireless telecommunications  
9 services.

10 Sec. 2. Section 364.2, Code 2019, is amended by adding the  
11 following new subsection:

12 NEW SUBSECTION. 7. A city may establish standards and  
13 requirements regarding the installation or siting of wireless  
14 facilities. For purposes of this subsection, "*wireless*  
15 *facility*" means equipment at a fixed location that enables  
16 the provision of wireless telecommunications services or  
17 the infrastructure required for wireless telecommunications  
18 services.

19 Sec. 3. Section 427A.1, subsection 7, paragraph a, Code  
20 2019, is amended to read as follows:

21 a. For purposes of [this section](#), "*transmission property*"  
22 means cable and wire facilities, poles, aerial cable,  
23 underground cable, buried cable, intrabuilding network cable,  
24 or aerial wire within the meaning of and for purposes of the  
25 uniform system of accounts for telecommunication companies in  
26 47 C.F.R. pt. 32, in effect on July 1, 2018. "*Transmission*  
27 *property*" also includes lines, electronic equipment, headend  
28 electronics, poles, aerial cable, cable drops, lasers, fiber  
29 optics, underground cable, and any electronics attached thereto  
30 used to provide telecommunications service, cable television  
31 signals, or internet service to subscribers. "*Transmission*  
32 *property*" does not include a tower ~~as defined in section~~  
33 8C.2, or structure built for the sole or primary purpose of  
34 supporting an antenna and the associated facilities authorized  
35 or licensed by the federal communications commission or

1 constructed for wireless communications services, including but  
2 not limited to private, broadcast, and public safety services  
3 and unlicensed wireless services and fixed wireless services,  
4 such as microwave backhaul, and the associated site.

5 Sec. 4. REPEAL. Chapter 8C, Code 2019, is repealed.

6 EXPLANATION

7 The inclusion of this explanation does not constitute agreement with  
8 the explanation's substance by the members of the general assembly.

9 Code chapter 8C, the "Iowa Cell Siting Act", provides  
10 uniform rules and limitations for the installation or siting of  
11 wireless facilities, including uniform rules and limitations  
12 related to applications, certain changes, the use of public  
13 lands for towers and transmission equipment, the location of  
14 utility poles, permits for small wireless facilities, the  
15 removal of small wireless facilities, and certain height  
16 limitations. This bill repeals the "Iowa Cell Siting Act"  
17 and allows counties and cities to establish standards and  
18 requirements regarding the installation or siting of wireless  
19 facilities. The bill defines "wireless facility" to mean  
20 equipment at a fixed location that enables the provision of  
21 wireless telecommunications services or the infrastructure  
22 required for such services.