

Fatal Constitutional Flaws in HR 3557

American Broadband Act of 2023 Why it must be opposed

HR 3557 abridges civil liberties in our Constitution. It will undermine and repeal, by implication, many important national policies, priorities and statutes, including those protecting national security.

HR 3557 violates U.S. Constitutional provisions and the Bill of Rights. It is a massive attempt to restructure the relationship between the federal government and the states, including all local jurisdictions.

Urge a NO VOTE! This dangerous bill could be passed as presented or passed by stealth, inserted into a "must pass" bill. It is critical that legislators NOT let this happen. HR 3557:

- Takes private property without adequate compensation, depriving individual rights.
- Appropriates state and local property for the benefit of the telecoms.
- Overrides years of land use precedent and practice.
- Implicitly overrules state government sunshine laws and Commerce Clause separation of powers.
- Violates state constitution environmental rights.
- Facilitates invasions of privacy as well as government and corporate surveillance in violation of numerous state laws protecting consumer privacy.
- Trespasses upon and violates fundamental U.S. Constitutional provisions, including the 1st, 4th, 5th, 7th, 9th, 10th, 11th and 14th Amendments.

*Edited from Legal Town Hall Webinar , 8-16-23:
Attorneys Scott McCollough & Julian Gresser.*

"HR 3557 et al. will broadly restructure and realign the present cooperative relationship between the federal government and the states concerning decisions directly affecting the design and deployment of wireless telecommunications infrastructure."

– Attorney Julian Gresser

"This bill does everything to strip all local authority away from local governments; all of it. They will have no power. Cities, counties, towns, villages, and even states will have zero power to regulate in any way the placement of wireless facilities on public or private property, if this bill becomes law. That's why this is the most deceptive, insidious, and quite frankly, evil legislation I have ever seen in 30 years."

– Attorney Andrew Campanelli

Read more and listen at: <https://www.bbilan.org/blog/2023-08-16-wbi-town-hall-on-federal-bills>