



Moms Across America
149 Weaver Blvd #107
Weaverville, N.C. 28787

To the FCC

On behalf of millions of Moms Across America mothers with children with chronic illness, disabilities, and mental health issues, we submit this comment regarding **25-276.**

Our children's and our country's health is at stake. Every child and human being deserves the right to choose whether or not to be subjected to close and constant exposure to radiation of any kind, including wireless radiation, cell tower frequencies, and pulses that have been shown to cause harm or have not been proven to be safe for prolonged and close human exposure through independent clinical trials or in real-world exposure.

We strongly oppose proposals that would fast-track cell towers by preempting local government authority. The FCC's strict shot clocks and automatic approvals would deny local governments and residents the time needed to properly review cell tower applications, stripping communities of meaningful notice, safety oversight, and input.

The FCC's proposed rule exceeds its statutory authority because the Telecommunications Act of 1996 explicitly preserves local governments' zoning power over the placement, construction, and modification of wireless facilities. Federal courts have repeatedly reaffirmed that the FCC cannot rewrite this section through rulemaking. Cities across the country, including San Mateo, Encinitas and others, have demonstrated that their regulations do not block service but simply ensure that wireless deployments occur responsibly with pathways to loosen setbacks if deployment is prohibited.

Local decision-makers are best equipped to determine where cell towers are located because they have the on-the-ground knowledge of scenic views, environmental constraints, and the historic significance of properties in their districts. Setbacks are critical public-safety tools, helping ensure adequate distance from homes and schools

to prevent injuries or property damage in the event of a structural failure, fire, collapse, or falling ice, and to protect environmentally fragile areas and neighborhood character.

The FCC cannot lawfully preempt local RF-related policies when it has not complied with the D.C. Circuit's 2021 ruling in *Environmental Health Trust v. FCC*. Because the Commission has not ensured adequate scientific review or explained how its RF limits protect for children's unique vulnerabilities, wildlife impacts, long-term and cumulative impacts, or immune, reproductive, and neurological effects, it cannot preempt localities that seek to fill the regulatory gap and FCC failures.

Blocking local governments from requiring independent RF compliance tests would leave the wireless industry to self-certify at a time when the FCC has no meaningful monitoring, auditing, or enforcement program. Violations of FCC limits are reported and widespread. Thus, eliminating local oversight in this context is unacceptable, allowing industry assurances to go unchecked and the public without protection.

With Gratitude for Your Consideration,

Zen Honeycutt
Founding Executive Director
Moms Across America