

STATE OF NEW YORK

6605

2017-2018 Regular Sessions

IN ASSEMBLY

March 9, 2017

Introduced by M. of A. RYAN -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public service law, in relation to providing fiber optic services

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The public service law is amended by adding a new section
2 224-c to read as follows:

3 § 224-c. Fiber optic services. 1. The commission shall determine,
4 within six months of the effective date of this section, the status of
5 fiber optic services in New York state. The commission shall identify
6 communities without access to fiber optic services, communities in which
7 insufficient telecommunications service has caused social or economic
8 impacts, communities where local franchises have not been complied with,
9 and communities in which the commission believes such broadband and/or
10 fiber optic service is necessary for the successful implementation of
11 commission policies on competition, affordable, and adequate service.

12 2. The commission shall, within six months of the completion of the
13 determination of fiber optic services in New York state pursuant to
14 subdivision one of this section, require construction or installation of
15 fiber optic services by an internet service provider in communities in
16 which fiber optic services are determined to be absent, insufficient, or
17 inadequate, so as to ensure the availability of fiber optic services to
18 the greatest number of New York state residents possible.

19 § 2. The article heading of article 11 of the public service law, as
20 added by chapter 83 of the laws of 1995, is amended to read as follows:

21 PROVISIONS RELATING TO CABLE TELEVISION COMPANIES

22 **AND INTERNET SERVICE PROVIDERS**

23 § 3. Section 212 of the public service law is amended by adding a new
24 subdivision 15 to read as follows:

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 15. "Internet service provider" shall mean any person, business or
2 organization qualified to do business in this state that provides indi-
3 viduals, corporations, or other entities with the ability to connect to
4 the internet.

5 § 4. This act shall take effect on the ninetieth day after it shall
6 have become a law.