

3105

2009-2010 Regular Sessions

I N S E N A T E

March 10, 2009

Introduced by Sen. DIAZ -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications

AN ACT to amend the public service law, in relation to requiring telegraph and telephone corporations to offer residential rates to religious organizations

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Subdivision 3 of section 92 of the public service law, as
2 amended by chapter 124 of the laws of 1911, is amended to read as
3 follows:
4 3. [No] (A) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPH (B) OF THIS
5 SUBDIVISION, NO telegraph corporation or telephone corporation subject
6 to the provisions of this chapter shall, directly or indirectly, give
7 any free or reduced service, or any free pass or frank for the trans-
8 mission of messages by either telephone or telegraph between points
9 within this state, except to its officers, employees, agents, pension-
10 ers, surgeons, physicians, attorneys-at-law and their families; to
11 persons or corporations exclusively engaged in charitable and eleemosy-
12 nary work and ministers of religions; to officers and employees of other
13 telegraph corporations and telephone corporations, railroad corporations
14 and street railroad corporations. But this subdivision shall not apply
15 to state, municipal or federal contracts.
16 (B) NO TELEGRAPH CORPORATION OR TELEPHONE CORPORATION SHALL, DIRECTLY
17 OR INDIRECTLY, CHARGE, DEMAND, COLLECT OR RECEIVE A RATE, WHICH IS IN
18 EXCESS OF THE APPLICABLE RESIDENTIAL RATE FOR THE TRANSMISSION OF
19 MESSAGES BY EITHER TELEPHONE OR TELEGRAPH BETWEEN POINTS WITHIN THE
20 STATE, FROM ANY CORPORATION OR ASSOCIATION ORGANIZED AND CONDUCTED IN
21 GOOD FAITH FOR RELIGIOUS PURPOSES, INCLUDING THE OPERATION OF A SCHOOL
22 REGARDLESS OF WHETHER SECULAR SUBJECTS ARE TAUGHT THEREIN, WHEN SUCH

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

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1 CORPORATION OR ASSOCIATION UTILIZES SUCH SERVICES IN CONNECTION WITH ITS
2 RELIGIOUS PURPOSES.
3 S 2. This act shall take effect on the one hundred eightieth day after
4 it shall have become a law.