S T A T E O F N E W Y O R K

4349

2015-2016 Regular Sessions

I N S E N A T E

March 16, 2015

Introduced by Sen. LANZA -- 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 directing the public service commission to require public utility companies to remove or relocate utility poles upon the completion of public roadway improvements

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

Section 1. Section 5 of the public service law is amended by adding a new subdivision 7 to read as follows:

7. THE COMMISSION SHALL ADOPT AND IMPLEMENT RULES AND REGULATIONS REQUIRING EACH PUBLIC UTILITY COMPANY, WHICH EXERCISES CONTROL OVER UTILITY POLES, TO REMOVE OR RELOCATE ANY SUCH POLES AS SHALL BE DETERMINED TO BE NECESSARY BY THE STATE OR ANY POLITICAL SUBDIVISION THEREOF IN CONNECTION WITH THE CONSTRUCTION OR IMPROVEMENT OF ANY PUBLIC ROADWAY BY THE STATE OR SUCH POLITICAL SUBDIVISION. SUCH UTILITY POLES SHALL BE REMOVED OR RELOCATED, AS THE CASE MAY BE, WITHIN NINETY DAYS OF THE RECEIPT BY THE PUBLIC UTILITY COMPANY OF NOTICE, FROM THE STATE OR A POLITICAL SUBDIVISION, THAT THE PUBLIC ROADWAY HAS BEEN COMPLETED OR IMPROVED.

S 2. This act shall take effect immediately.

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

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