

STATE OF NEW YORK

5192

2017-2018 Regular Sessions

IN SENATE

March 13, 2017

Introduced by Sen. GRIFFO -- 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 participation in the targeted accessibility fund

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

Section 1. The public service law is amended by adding a new section 92-h to read as follows:

§ 92-h. Participation in the targeted accessibility fund. 1. As used in this section, the term "fund" shall mean the targeted accessibility fund established by the commission for the purpose, among other things, of providing financial support for the provision of lifeline service in the state.

2. Notwithstanding any other provision of this chapter, any provider or reseller of commercial mobile radio service, as defined in 47 C.F.R. § 20.3, in the state that is designated as an eligible telecommunications carrier pursuant to 47 U.S.C. § 214(e) to offer lifeline service in the state may, but shall not be required to, participate in the fund for the purpose of offering lifeline service. If such a provider elects to participate in the fund, the provider shall assume all rights and obligations associated with such participation under the commission's orders, on the same basis as other participants. Any such provider that has elected to participate in the fund may withdraw from such participation at any time.

3. Except to the extent necessary to supervise or administer the fund, nothing in this section shall confer upon the commission any regulatory jurisdiction over providers or resellers of commercial mobile radio service that elect to participate in the fund.

§ 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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