

# STATE OF NEW YORK

4029

2019-2020 Regular Sessions

## IN SENATE

February 25, 2019

Introduced by Sen. COMRIE -- 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 certain notices to be provided to customers receiving telephone service through fiber optic-based telephone lines

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  
2 104 to read as follows:

3 § 104. Notice to customers on fiber optic-based telephone lines. 1.  
4 The commission shall require each telephone corporation that provides  
5 local exchange service to provide a notice containing information to  
6 customers on the differences between copper-based telephone lines and  
7 fiber optic-based telephone lines at least forty-five days before such  
8 telephone corporation intends to change such customer's telephone  
9 service from copper-based telephone lines to fiber optic-based telephone  
10 lines. Such notice shall include, but not be limited to the following:  
11 a description of the differences between copper-based telephone lines  
12 and fiber optic-based telephone lines; the differences between the  
13 effect a power outage would have on the telephone service provided by  
14 copper-based and fiber optic-based telephone lines, including the avail-  
15 ability of battery back-up options; an explanation of whether the  
16 service will continue to be regulated by the commission; and a phone  
17 number and contact information for customers who seek additional infor-  
18 mation or wish to make a complaint to the commission.

19 2. The commission shall have the power to prescribe the form and  
20 content of the notice established pursuant to this section. The commis-  
21 sion may from time to time prescribe, by order, changes in the notice  
22 thereof. The commission shall also have power to establish rules and  
23 regulations for such notice and may from time to time modify the same.

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

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1     3. Every telephone corporation shall file with the commission the  
2 notice established pursuant to this section and obtain approval as to  
3 the form and content thereof prior to providing such notice to custom-  
4 ers. Notwithstanding the foregoing, any such notice shall be deemed to  
5 be approved by the commission ninety days after such corporation applies  
6 to the commission for approval, unless the commission, or its designee,  
7 determines within such ninety day period that the public interest  
8 requires the commission's review and its written order.

9     § 2. This act shall take effect on the one hundred eightieth day after  
10 it shall have become a law.