STATE OF NEW YORK

5313

2019-2020 Regular Sessions

IN SENATE

April 25, 2019

Introduced by Sen. THOMAS -- 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 prohibiting the attachment of wireless equipment and other like attachments to existing utility poles in certain circumstances

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

Section 1. The opening paragraph of section 119-a of the public service law is designated subdivision 1 and a new subdivision 2 is added to read as follows:

2. The commission shall prohibit the attachment of wireless broadcast or relay equipment, or any other like attachments, to any utility pole which was installed on, before or after the effective date of this subdivision, or unless an existing easement is explicitly amended in writing and filed to include wireless broadcast or relay equipment, or any other like attachments to a utility pole, or unless a new easement is written and filed to allow the attachment of wireless broadcast or relay equipment, or any other like attachments, to a utility pole. Such amendments to an existing easement or a new easement shall not affect any adjoining property or property owners.

§ 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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