STATE OF NEW YORK

5647

2021-2022 Regular Sessions

IN ASSEMBLY

February 22, 2021

Introduced by M. of A. BRABENEC -- read once and referred to the Committee on Tourism, Parks, Arts and Sports Development

AN ACT to amend the parks, recreation and historic preservation law, in relation to consents to public utilities; licenses and easements

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

Section 1. Section 13.06 of the parks, recreation and historic preservation law, as renumbered by chapter 349 of the laws of 1983, is amended to read as follows:

§ 13.06 Consents to public utilities; licenses and easements. Notwithstanding any other provision of law, no railroad, bus line, telephone or telegraph company, gas, power or light company, pipe line company or other public utility shall have the right to pass over, through or under any property acquired by the office or other state agency for park, recreational or historic preservation purposes, except by written consent, in the form of a license or easement, granted by the commissioner, or such state agency, and then only under such regulations and restrictions as the commissioner or such state agency shall deem proper. The commissioner or other state agency shall have the right to grant to any person**, county** or the federal government a license or an easement for any public purpose or to construct or maintain sewers, water, petroleum products, gas lines and electric transmission facilities within, under or across such property, upon such terms and conditions and under such regulations and restrictions as the commissioner or such state agency shall deem just and proper.

§ 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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