# STATE OF NEW YORK

6380

2021-2022 Regular Sessions

# IN SENATE

April 26, 2021

Introduced by Sen. KENNEDY -- 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 survey all utility poles throughout the state and assess their condition

**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 119-d to read as follows:

**§ 119-d. Survey of utility poles. 1. The commission shall survey all utility poles throughout the state, assess their condition and report the condition of such utility poles to the owners of such utility poles. Any pole found in such survey to be in poor condition or twenty or more years old shall be replaced by the utility company or cable television company, as defined in section two hundred twelve of this chapter, that owns such utility pole within ninety days of receipt of the utility pole condition report from the commission.**

**2. A utility company or cable television company that has not replaced a utility pole required to be replaced pursuant to subdivision one of this section within ninety days of receipt of the utility pole condition report from the commission shall be subject to a fine as imposed pursuant to a local law passed by the municipality where such utility pole is located.**

§ 2. This act shall take effect on the ninetieth day after it shall have become a law.

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

LBD10930-01-1