

STATE OF NEW YORK

2714

2023-2024 Regular Sessions

IN ASSEMBLY

January 26, 2023

Introduced by M. of A. PAULIN, DARLING, THIELE, BURDICK, KELLES, DICK-
ENS, LUPARDO, BUTTENSCHON, GALLAHAN, TAGUE, ANGELINO, JACOBSON, GLICK
-- read once and referred to the Committee on Transportation

AN ACT to amend the highway law, in relation to the department of trans-
portation not requiring surveying in certain situations

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

1 Section 1. Section 10 of the highway law is amended by adding a new
2 subdivision 24-f to read as follows:

3 24-f. The commissioner shall not require a survey as part of an agree-
4 ment with any fiber optic utility for use and occupancy of a state right
5 of way for the purposes of installing, modifying, relocating, repairing,
6 operating, or maintaining fiber optic facilities as part of the depart-
7 ment's consolidated application, when such use and occupancy of the
8 state right of way is utilizing existing infrastructure, including but
9 not limited to aerial pole attachments and underground conduits.

10 § 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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