STATE OF NEW YORK

4098--B

Cal. No. 445

2023-2024 Regular Sessions

IN ASSEMBLY

February 9, 2023

Introduced by M. of A. CUNNINGHAM, SHIMSKY, OTIS, JACOBSON -- read once and referred to the Committee on Corporations, Authorities and Commissions -- recommitted to the Committee on Corporations, Authorities and Commissions in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported from committee, advanced to a third reading, amended and ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the general business law, in relation to directing the wireless service industry to report on current and future plans to pursue renewable energy technology to power macrocells; and providing for the repeal of such provisions upon the expiration thereof

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

Section 1. The general business law is amended by adding a new section 399-yyyy to read as follows:

§ 399-yyyy. Macrocell renewable energy reporting. 1. Upon the twelfth month after the effective date of this section, the wireless service industry shall collaborate on and issue a white paper reporting on current and future efforts to pursue renewable energy at macrocell sites with the report delivered to the governor, the speaker of the assembly, the temporary president of the senate, and the chair of the senate energy and telecommunications committee and the assembly corporations, authorities and commissions committee. The report shall include, but need not be limited to, consideration of the following issues:

(a) the company's existing and future investments in renewable energy sources, as corporations generally and at macrocell sites specifically;

(b) the energy demands of existing macrocell sites including any anticipated increases to demand at such sites;

(c) the benefits and challenges of relying on renewable energy to provision wireless service;

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

LBD06272-04-4

(d) potential impacts to existing backup power sources; and

(e) estimated costs relating to using renewable energy to power macro-cell sites.

2. For purposes of this section, a "macrocell" is a cell in a mobile phone network that provides radio coverage served by a high-power cell site (tower, antenna or mast). The "wireless service industry" shall include wireless carriers, tower companies, and their trade associations that offer service to New York state customers.

§ 2. This act shall take effect on the ninetieth day after it shall have become a law and shall expire and be deemed repealed two years after it shall have become a law.