# STATE OF NEW YORK

5126

2023-2024 Regular Sessions

# IN SENATE

February 23, 2023

Introduced by Sen. PARKER -- 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 attachments to utility poles for broadband service

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

Section 1. Section 119-a of the public service law is amended by adding a new subdivision 1-a to read as follows:

**1-a. With respect to a broadband internet provider that does not provide regulated telephone service, a pole owner shall not require such broadband internet provider to obtain a certificate of public convenience and necessity under section ninety-nine of this chapter as a condition to making attachments to utility poles solely owned or jointly owned by the pole owner.**

§ 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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