

STATE OF NEW YORK

480

2025-2026 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 8, 2025

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

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

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

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

3 24-e. 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.

LBD02380-01-5