

DRAFT LBDC

A BUDGET BILL submitted by the Governor  
in accordance with Article VII of the Constitution

AN ACT to amend the public authorities law, in relation to agree-  
ments for fiber optics (Part );

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

1 PART \_\_\_\_

2 Section 1. Subdivision 6 of section 2897 of the public authorities law  
3 is amended by adding a new paragraph f to read as follows:

4 f. Notwithstanding anything to the contrary in this section, disposals  
5 for use of the thruway authority's fiber optic system, or any part ther-  
6 eof, may be made through agreements based on set fees that shall not  
7 require public auction, provided that:

8 (i) the thruway authority has determined the disposal of such property  
9 complies with all applicable provisions of this chapter;

10 (ii) the thruway authority has determined that disposal of such prop-  
11 erty is in the best interest of the thruway authority; and

12 (iii) the set fees established by the thruway authority for use of the  
13 fiber optic system, or part thereof, shall be based on an independent  
14 appraisal of the fair market value of the property.

15 Disposals of the fiber optic system, or any part thereof, through  
16 agreements based on set fees shall not require the explanatory state-  
17 ments required by this section.

18 § 2. This act shall take effect immediately.