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§ 645.1 Definitions

The following words and terms, when used in this Part, shall have the meaning indicated:

(a) A radio-telephone utility is a telephone corporation, as defined in the Public Service Law, which owns, operates, or manages any radio-telephone facility used in providing for hire one way or two-way radio communication of any form whatsoever between points in New York State, regardless of whether the system is interconnected with a landline telephone system, provided however, such term shall not include any landline telephone corporations providing radio-telephone service solely within their landline franchise areas. However, landline telephone companies, in all instances, shall file contemporaneously with this commission a copy of all applications filed with the Federal Communications Commission which pertain to radio-telephone operations.

(b) Radio-telephone facility shall mean any facility within this State which is operated to perform for hire the service of radio communications to members of the public who subscribe to such service and shall include all real property, stations, antennae, radios, receivers, transmitters, instruments, appliances, fixtures and other personal property used by a radio-telephone utility in providing service to its subscribers.