STATE OF NEW YORK

10132

IN ASSEMBLY

February 3, 2026

Introduced by M. of A. OTIS -- read once and referred to the Committee on Science and Technology

AN ACT to amend the general business law, in relation to enacting the "connected consumer product end of life disclosure act"

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

Section 1. Short title. This act shall be known and may be cited as the "connected consumer product end of life disclosure act".

§ 2. The general business law is amended by adding a new section 399-mm to read as follows:

§ 399-mm. Connected consumer product end of life disclosure. 1. Definitions. As used in this section, the following terms shall have the following meanings:

(a) "Connected consumer product" means any product that is intended for consumer use and depends for its functioning, in whole or in part, on connection to the internet. The term includes the product, the mobile application, and necessary cloud infrastructure.

(b) "End of life" means the point at which the manufacturer ceases providing technical support, security updates, or bug fixes for the software, hardware, or firmware necessary for the connected consumer product to securely function, even if the product is still in use.

(c) "Firmware" means low-level software that is embedded into hardware devices, where such software provides the essential instructions needed for hardware to operate properly, acting as a middle layer between the hardware and higher-level software such as device operating systems or applications.

(d) "Minimum guaranteed support time frame" means the minimum amount of time for which a company has publicly committed to providing technical support, security updates, or bug fixes for the software, hardware, or firmware, expressed as continuing until a specific date.

(e) "Product web page" means a web page specific to the particular connected consumer product that contains information about such product and its features.

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

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(f) "Security updates" means updates released to address vulnerabilities in the software, hardware, or firmware used by a connected consumer product.

(g) "Support" means service to ensure that a connected consumer product continues to fully function and to provide information and guidance to consumers regarding proper use of the product.

(h) "Update" means a security update, or an update released for a connected consumer product to address effectively a flaw in the software, hardware, or firmware running on the product that interferes with the full functioning of the product.

(i) "Vulnerability" means a flaw in the software, hardware, or firmware running on a connected consumer product that lessens the security and integrity of the software, hardware, or firmware needed to operate such product.

2. Requirements. The following requirements shall apply to any connected consumer product manufactured or sold after January first, two thousand twenty-seven:

(a) The manufacturer shall clearly and conspicuously disclose a minimum guaranteed support time frame on the product webpage.

(b) The seller shall clearly and conspicuously disclose at the point of sale instructions on how to find the information outlined in paragraph (a) of this subdivision.

(c) The minimum guaranteed support time frame shall not be inconsistent with reasonable consumer expectations about how long a connected consumer product's features that depend upon internet connectivity will continue to function safely and effectively.

(d) The minimum guaranteed support time frame for a connected consumer product shall not be reduced after it is disclosed pursuant to this subdivision. A manufacturer may extend the minimum guaranteed support time frame at any time by making a new disclosure pursuant to this subdivision.

(e) The disclosures described in paragraph (a) of this subdivision shall also include a detailed account of the features and functionality that will be lost when the connected consumer product reaches its end of life.

(f) The manufacturer shall provide advance notice of the decision to cease providing technical support, security updates, or bug fixes for the software, hardware, or firmware on the product webpage. Such notice shall:

(i) be posted six months before the product reaches end of life; and

(ii) disclose the date on which the product reaches end of life.

(g) The disclosure outlined in paragraph (a) of this subdivision and the notification outlined in paragraph (f) of this subdivision shall include clear information about actions the user can take if they want to continue using the connected consumer product in a secure and effective manner, disconnecting such product from the internet and shall provide a list of features lost, and vulnerabilities and security risks that are likely to result from the end of life.

(h) A business that owns or controls a connected consumer product and leases or otherwise provides such connected consumer product to their customers shall:

(i) ensure that updates associated with the minimum guaranteed support time frame associated with such connected consumer product are promptly received by the customer; and

(ii) when the product has reached end of life:

(A) promptly notify customers; and

(B) replace the product, at no additional cost to customers, with a comparable product capable of receiving necessary updates and support, when such comparable product is reasonably available to the business, and notify customers of such replacement product.

3. Enforcement. Any retailer that violates this section shall be subject to a civil penalty of not more than one hundred dollars for the first violation, not more than two hundred fifty dollars for the second violation, and not more than five hundred dollars for each violation thereafter. The provisions of subdivision one of this section may be enforced concurrently by the director of a municipal consumer affairs office, or by the town attorney, city corporation counsel, or other lawful designee of a municipality or local government, and all moneys collected thereunder shall be retained by such municipality or local government.

§ 3. This act shall take effect immediately.