

8005

I N S E N A T E

May 28, 2010

Introduced by Sen. PERALTA -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection

AN ACT to amend the general business law, in relation to restricting pay-per-call services

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Section 369-ee of the general business law is amended by
2 adding a new subdivision 2-a to read as follows:
3 2-A. PRIZE CLAIMS BY PAY-PER-CALL SERVICES. IT SHALL BE UNLAWFUL FOR
4 ANY PERSON, FIRM OR CORPORATION TO OFFER A CONSUMER A PRIZE, IF IN ORDER
5 TO CLAIM THE PRIZE, THE CONSUMER MUST CALL A PAY-PER-CALL SERVICE WHERE
6 THE CHARGE FOR SUCH SERVICE IS GREATER THAN THE CHARGE FOR THE TRANSMISSION OF THE CALL AS ASSESSED BY A TELEPHONE CORPORATION REGULATED BY
7 THE PUBLIC SERVICE COMMISSION. AS USED IN THIS SUBDIVISION "PAY-PER-CALL
8 SERVICE" MEANS ANY TELEPHONE SERVICE FOR WHICH THE CALLING PARTY IS
9 ASSESSED, BY VIRTUE OF COMPLETING THE CALL, A CHARGE FOR WHICH THE CALLER
10 PAYS A PER-CALL OR PER-TIME CHARGE THAT IS GREATER THAN, OR IN ADDITION TO, THE CHARGE FOR TRANSMISSION OF THE CALL.
11 S 2. This act shall take effect on the thirtieth day after it shall
12 have become a law.
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EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [] is old law to be omitted.

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