S T A T E O F N E W Y O R K

173

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. JEFFRIES, WRIGHT, PERRY, GLICK -- Multi-Sponsored by -- M. of A. ALFANO, BENJAMIN, CLARK, COOK, FIELDS, HEVESI, HOOPER, JOHN, MILLMAN, PEOPLES, PERALTA, J. RIVERA, ROBINSON, TOWNS, WEISENBERG -- read once and referred to the Committee on Banks

AN ACT to amend the banking law and the education law, in relation to prohibiting the state university of New York and the city university of New York from permitting any persons to solicit persons to become holders of credit cards unless credit education courses are provided

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

Section 1. The banking law is amended by adding a new article 17 to read as follows:

ARTICLE XVII

CREDIT CARD SOLICITATION; CREDIT EDUCATION COURSES

SECTION 9500. PROHIBITION OF SOLICITING PERSONS TO BECOME CREDIT CARD HOLDERS AT THE STATE UNIVERSITY OF NEW YORK UNLESS CREDIT EDUCATION COURSES ARE PROVIDED.

9501. PROHIBITION OF SOLICITING PERSONS TO BECOME CREDIT CARD HOLDERS AT THE CITY UNIVERSITY OF NEW YORK UNLESS CREDIT EDUCATION COURSES ARE PROVIDED.

S 9500. PROHIBITION OF SOLICITING PERSONS TO BECOME CREDIT CARD HOLDERS AT THE STATE UNIVERSITY OF NEW YORK UNLESS CREDIT EDUCATION COURSES ARE PROVIDED. THE STATE UNIVERSITY OF NEW YORK SHALL NOT PERMIT ANY PERSON, INCLUDING AN ISSUER OF CREDIT CARDS, AS DEFINED IN SUBDIVISION THREE OF SECTION FIVE HUNDRED ELEVEN OF THE GENERAL BUSINESS LAW, TO SOLICIT PERSONS ON THE PROPERTY OF THE STATE UNIVERSITY OF NEW YORK TO BECOME HOLDERS OF CREDIT CARDS, NOR SHALL THE STATE UNIVERSITY OF NEW YORK ENTER INTO ANY AGREEMENT ALLOWING ANY PERSON TO SOLICIT PERSONS TO BECOME HOLDERS OF CREDIT CARDS THROUGH THE STATE UNIVERSITY OF NEW YORK, UNLESS SUCH PERSON OFFERS AND PROVIDES COURSES IN CREDIT EDUCATION TO

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

LBD00328-01-9

STUDENTS ENROLLED IN THE STATE UNIVERSITY OF NEW YORK. SUCH COURSES SHALL BE GIVEN IN ACCORDANCE WITH RULES AND REGULATIONS TO BE PROMULGATED BY THE COMMISSIONER OF EDUCATION.

S 9501. PROHIBITION OF SOLICITING PERSONS TO BECOME CREDIT CARD HOLDERS AT THE CITY UNIVERSITY OF NEW YORK UNLESS CREDIT EDUCATION COURSES ARE PROVIDED. THE CITY UNIVERSITY OF NEW YORK SHALL NOT PERMIT ANY PERSON, INCLUDING AN ISSUER OF CREDIT CARDS, AS DEFINED IN SUBDIVISION THREE OF SECTION FIVE HUNDRED ELEVEN OF THE GENERAL BUSINESS LAW, TO SOLICIT PERSONS ON THE PROPERTY OF THE CITY UNIVERSITY OF NEW YORK TO BECOME HOLDERS OF CREDIT CARDS, NOR SHALL THE CITY UNIVERSITY OF NEW YORK ENTER INTO ANY AGREEMENT ALLOWING ANY PERSON TO SOLICIT PERSONS TO BECOME HOLDERS OF CREDIT CARDS THROUGH THE CITY UNIVERSITY OF NEW YORK, UNLESS SUCH PERSON OFFERS AND PROVIDES COURSES IN CREDIT EDUCATION TO STUDENTS ENROLLED IN THE CITY UNIVERSITY OF NEW YORK. SUCH COURSES SHALL BE GIVEN IN ACCORDANCE WITH RULES AND REGULATIONS TO BE PROMULGATED BY THE COMMISSIONER OF EDUCATION.

S 2. The education law is amended by adding a new section 355-d to read as follows:

S 355-D. PROHIBITION OF SOLICITING PERSONS TO BECOME CREDIT CARD HOLDERS UNLESS CREDIT EDUCATION COURSES ARE PROVIDED. THE STATE UNIVERSITY OF NEW YORK SHALL NOT PERMIT ANY PERSON, INCLUDING AN ISSUER OF CREDIT CARDS, AS DEFINED IN SUBDIVISION THREE OF SECTION FIVE HUNDRED ELEVEN OF THE GENERAL BUSINESS LAW, TO SOLICIT PERSONS ON THE PROPERTY OF THE STATE UNIVERSITY OF NEW YORK TO BECOME HOLDERS OF CREDIT CARDS, NOR SHALL THE STATE UNIVERSITY OF NEW YORK ENTER INTO ANY AGREEMENT ALLOWING ANY PERSON TO SOLICIT PERSONS TO BECOME HOLDERS OF CREDIT CARDS THROUGH THE STATE UNIVERSITY OF NEW YORK, UNLESS SUCH PERSON OFFERS AND PROVIDES COURSES IN CREDIT EDUCATION TO STUDENTS ENROLLED IN THE STATE UNIVERSITY OF NEW YORK. SUCH COURSES SHALL BE GIVEN IN ACCORDANCE WITH RULES AND REGULATIONS TO BE PROMULGATED BY THE COMMISSIONER.

S 3. The education law is amended by adding a new section 6204-b to read as follows:

S 6204-B. PROHIBITION OF SOLICITING PERSONS TO BECOME CREDIT CARD HOLDERS UNLESS CREDIT EDUCATION COURSES ARE PROVIDED. THE CITY UNIVERSITY OF NEW YORK SHALL NOT PERMIT ANY PERSON, INCLUDING AN ISSUER OF CREDIT CARDS, AS DEFINED IN SUBDIVISION THREE OF SECTION FIVE HUNDRED ELEVEN OF THE GENERAL BUSINESS LAW, TO SOLICIT PERSONS ON THE PROPERTY OF THE CITY UNIVERSITY OF NEW YORK TO BECOME HOLDERS OF CREDIT CARDS, NOR SHALL THE CITY UNIVERSITY OF NEW YORK ENTER INTO ANY AGREEMENT ALLOWING ANY PERSON TO SOLICIT PERSONS TO BECOME HOLDERS OF CREDIT CARDS THROUGH THE CITY UNIVERSITY OF NEW YORK, UNLESS SUCH PERSON OFFERS AND PROVIDES COURSES IN CREDIT EDUCATION TO STUDENTS ENROLLED IN THE CITY UNIVERSITY OF NEW YORK. SUCH COURSES SHALL BE GIVEN IN ACCORDANCE WITH RULES AND REGULATIONS TO BE PROMULGATED BY THE COMMISSIONER.

S 4. This act shall take effect on the first of September next succeeding the date on which it shall have become a law; provided that the commissioner of education is immediately authorized and directed to promulgate, amend and/or repeal any rules and regulations necessary to implement the provisions of this act on such effective date.