

2011-2012 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 5, 2011

Introduced by M. of A. CAHILL, MILLMAN, CYMBROWITZ, ORTIZ, ROBINSON --
Multi-Sponsored by -- M. of A. COOK, GALEF, JACOBS, McENENY, PHEFFER,
WEISENBERG -- read once and referred to the Committee on Consumer
Affairs and Protection

AN ACT to amend the general business law, in relation to prohibiting the
charging of additional transaction fees for the payment of a wireless
communications service bill or mobile telephone service bill in person

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

1 Section 1. The general business law is amended by adding a new section
2 399-ccc to read as follows:
3 S 399-CCC. IMPOSITION OF SURCHARGE FOR PAYMENT OF WIRELESS COMMUNI-
4 CATIONS SERVICE PROHIBITED. A WIRELESS COMMUNICATIONS SERVICE SUPPLIER
5 ENGAGED IN THE BUSINESS OF PROVIDING WIRELESS COMMUNICATIONS SERVICE OR
6 MOBILE TELEPHONE SERVICE TO CUSTOMERS SHALL NOT IMPOSE ANY ADDITIONAL
7 SURCHARGE FOR THE FACE TO FACE PAYMENT BY A CUSTOMER OF A BILL FOR SUCH
8 WIRELESS COMMUNICATIONS SERVICE OR MOBILE TELEPHONE SERVICE. A FACE TO
9 FACE PAYMENT SHALL MEAN A PAYMENT MADE IN A STORE WITH THE ASSISTANCE OF
10 STORE PERSONNEL TO COMPLETE THE TRANSACTION.
11 S 2. This act shall take effect on the ninetieth day after it shall
12 have become a law, and shall apply to contracts issued, renewed, modi-
13 fied or amended after the effective date of this act.

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

LBD00477-01-1