

4365

2011-2012 Regular Sessions

I N A S S E M B L Y

February 3, 2011

Introduced by M. of A. PERRY -- Multi-Sponsored by -- M. of A. MAGEE,
TOWNS -- read once and referred to the Committee on Consumer Affairs
and 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 ASSEM-
BLY, 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 TRANS-
7 MISSION OF THE CALL AS ASSESSED BY A TELEPHONE CORPORATION REGULATED BY
8 THE PUBLIC SERVICE COMMISSION. AS USED IN THIS SUBDIVISION "PAY-PER-CALL
9 SERVICE" MEANS ANY TELEPHONE SERVICE FOR WHICH THE CALLING PARTY IS
10 ASSESSED, BY VIRTUE OF COMPLETING THE CALL, A CHARGE FOR WHICH THE CALL-
11 ER PAYS A PER-CALL OR PER-TIME CHARGE THAT IS GREATER THAN, OR IN ADDI-
12 TION TO, THE CHARGE FOR TRANSMISSION OF THE CALL.
13 S 2. This act shall take effect on the thirtieth day after it shall
14 have become a law.

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

LBD08552-01-1