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I N   A S S E M B L Y

January 17, 2012

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Introduced by M. of A. N. RIVERA, CRESPO, ARROYO, CASTRO, CAMARA, MOYA, LINARES, J. RIVERA, MENG, STEVENSON -- Multi-Sponsored by -- M. of A. BARRON, BROOK-KRASNY, DenDEKKER, HOOPER, JACOBS, JEFFRIES, KAVANAGH, PEOPLES-STOKES, PERRY, RAMOS, P. RIVERA, ROBINSON, RODRIGUEZ, SIMOTAS, TITUS -- read once and referred to the Committee on Consumer Affairs and Protection

AN ACT to amend the general business law, in relation to the personal information of a credit or debit card holder

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

1     Section 1. Subdivision 3 of section 520-a of the general business law,  
2     as amended by chapter 233 of the laws of 2007, is amended to read as  
3     follows:  
4     3. No person, firm, partnership or corporation which accepts credit or  
5     debit cards for the transaction of business shall require the credit or  
6     debit card holder to write OR ELECTRONICALLY ENTER on the credit or  
7     debit card transaction form, nor shall it write [or], cause to be writ-  
8     ten, OR ELECTRONICALLY ENTERED on such form or on any attachment there-  
9     to, any personal identification information, including but not limited  
10    to the credit or debit card holder's address [or], ZIP CODE, EMAIL  
11    ADDRESS OR telephone [number] NUMBERS, INCLUDING HOME, CELL AND WORK  
12    TELEPHONE NUMBERS, that is not required by the credit or debit card  
13    issuer to complete the credit or debit card transaction; provided,  
14    however, that the credit or debit card holder's address and telephone  
15    number may be required [on such form or attachment thereto] where (i)  
16    such information is necessary for shipping, delivery or installation of  
17    purchased merchandise or for special orders; or (ii) the person, firm,  
18    partnership or corporation processes credit or debit card transactions  
19    by mailing transaction forms to a designated bankcard center for settle-  
20    ment.  
21    S 2. This act shall take effect immediately.

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

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