

1346

2011-2012 Regular Sessions

I N   S E N A T E

January 6, 2011

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Introduced by Sens. DILAN, DIAZ, HASSELL-THOMPSON, PARKER -- 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 protecting the  
rights of cell phone users

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     390-d to read as follows:  
3     S 390-D. CELL PHONE USERS' RIGHTS TO NOT RENEW. 1. ANY PERSON, FIRM,  
4     CORPORATION, OR OTHER ENTITY THAT HAS ENTERED INTO A CONTRACT WITH A  
5     CUSTOMER TO PROVIDE SUCH CUSTOMER WITH CELLULAR PHONE SERVICES FOR A  
6     FEE, SHALL NOT TREAT THE CUSTOMER'S ADDITION OF A NEW PHONE LINE TO THE  
7     EXISTING SERVICE PLAN AS THE RENEWAL OF SUCH PLAN, AND SHALL NOT EXTEND  
8     THE LENGTH OF TIME OF SERVICES ORIGINALLY AGREED TO UNDER CONTRACT.  
9     2. ANY SUCH PERSON, FIRM, CORPORATION, OR OTHER ENTITY SHALL NOT  
10    IMPOSE ON THE CUSTOMER ANY SERVICE CHARGE, ADDITIONAL FEE OR ANY OTHER  
11    ADDITIONAL COST FOR THE CANCELLATION OF ANY PHONE LINE INCLUDED IN THE  
12    CUSTOMER'S SERVICE PLAN OTHER THAN THE PRIMARY PHONE LINE OF SUCH PLAN.  
13    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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