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

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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 ASSEM-
BLY, 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.
                                                            LBD13733-02-2