

1487

2011-2012 Regular Sessions

I N   S E N A T E

January 7, 2011

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Introduced by Sens. PARKER, DIAZ, DILAN, DUANE, HASSELL-THOMPSON, KRUEGER, MONTGOMERY, PERKINS, SAMPSON -- read twice and ordered printed, and when printed to be committed to the Committee on Banks

AN ACT to amend the banking law and the education law, in relation to prohibiting the state university of New York and the city university of New York from permitting any persons to solicit persons to become holders of credit cards unless credit education courses are provided

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

1     Section 1. The banking law is amended by adding a new article 17 to  
2     read as follows:

3                                     ARTICLE XVII

4                     CREDIT CARD SOLICITATION; CREDIT EDUCATION COURSES

5     SECTION 9500. PROHIBITION OF SOLICITING PERSONS TO BECOME CREDIT CARD  
6                     HOLDERS AT THE STATE UNIVERSITY OF NEW YORK UNLESS CRED-  
7                     IT EDUCATION COURSES ARE PROVIDED.

8             9501. PROHIBITION OF SOLICITING PERSONS TO BECOME CREDIT CARD  
9                     HOLDERS AT THE CITY UNIVERSITY OF NEW YORK UNLESS CRED-  
10                    IT EDUCATION COURSES ARE PROVIDED.

11     S   9500. PROHIBITION OF SOLICITING PERSONS TO BECOME CREDIT CARD HOLD-  
12     ERS AT THE STATE UNIVERSITY OF NEW YORK UNLESS CREDIT EDUCATION COURSES  
13     ARE PROVIDED. THE STATE UNIVERSITY OF NEW YORK SHALL NOT PERMIT ANY  
14     PERSON, INCLUDING AN ISSUER OF CREDIT CARDS, AS DEFINED IN SUBDIVISION  
15     THREE OF SECTION FIVE HUNDRED ELEVEN OF THE GENERAL BUSINESS LAW, TO  
16     SOLICIT PERSONS ON THE PROPERTY OF THE STATE UNIVERSITY OF NEW YORK TO  
17     BECOME HOLDERS OF CREDIT CARDS, NOR SHALL THE STATE UNIVERSITY OF NEW  
18     YORK ENTER INTO ANY AGREEMENT ALLOWING ANY PERSON TO SOLICIT PERSONS TO  
19     BECOME HOLDERS OF CREDIT CARDS THROUGH THE STATE UNIVERSITY OF NEW YORK,  
20     UNLESS SUCH PERSON OFFERS AND PROVIDES COURSES IN CREDIT EDUCATION TO  
21     STUDENTS ENROLLED IN THE STATE UNIVERSITY OF NEW YORK. SUCH COURSES

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

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1 SHALL BE GIVEN IN ACCORDANCE WITH RULES AND REGULATIONS TO BE PROMULGAT-  
2 ED BY THE COMMISSIONER OF EDUCATION.

3 S 9501. PROHIBITION OF SOLICITING PERSONS TO BECOME CREDIT CARD HOLD-  
4 ERS AT THE CITY UNIVERSITY OF NEW YORK UNLESS CREDIT EDUCATION COURSES  
5 ARE PROVIDED. THE CITY UNIVERSITY OF NEW YORK SHALL NOT PERMIT ANY  
6 PERSON, INCLUDING AN ISSUER OF CREDIT CARDS, AS DEFINED IN SUBDIVISION  
7 THREE OF SECTION FIVE HUNDRED ELEVEN OF THE GENERAL BUSINESS LAW, TO  
8 SOLICIT PERSONS ON THE PROPERTY OF THE CITY UNIVERSITY OF NEW YORK TO  
9 BECOME HOLDERS OF CREDIT CARDS, NOR SHALL THE CITY UNIVERSITY OF NEW  
10 YORK ENTER INTO ANY AGREEMENT ALLOWING ANY PERSON TO SOLICIT PERSONS TO  
11 BECOME HOLDERS OF CREDIT CARDS THROUGH THE CITY UNIVERSITY OF NEW YORK,  
12 UNLESS SUCH PERSON OFFERS AND PROVIDES COURSES IN CREDIT EDUCATION TO  
13 STUDENTS ENROLLED IN THE CITY UNIVERSITY OF NEW YORK. SUCH COURSES SHALL  
14 BE GIVEN IN ACCORDANCE WITH RULES AND REGULATIONS TO BE PROMULGATED BY  
15 THE COMMISSIONER OF EDUCATION.

16 S 2. The education law is amended by adding a new section 355-d to  
17 read as follows:

18 S 355-D. PROHIBITION OF SOLICITING PERSONS TO BECOME CREDIT CARD HOLD-  
19 ERS UNLESS CREDIT EDUCATION COURSES ARE PROVIDED. THE STATE UNIVERSITY  
20 OF NEW YORK SHALL NOT PERMIT ANY PERSON, INCLUDING AN ISSUER OF CREDIT  
21 CARDS, AS DEFINED IN SUBDIVISION THREE OF SECTION FIVE HUNDRED ELEVEN OF  
22 THE GENERAL BUSINESS LAW, TO SOLICIT PERSONS ON THE PROPERTY OF THE  
23 STATE UNIVERSITY OF NEW YORK TO BECOME HOLDERS OF CREDIT CARDS, NOR  
24 SHALL THE STATE UNIVERSITY OF NEW YORK ENTER INTO ANY AGREEMENT ALLOWING  
25 ANY PERSON TO SOLICIT PERSONS TO BECOME HOLDERS OF CREDIT CARDS THROUGH  
26 THE STATE UNIVERSITY OF NEW YORK, UNLESS SUCH PERSON OFFERS AND PROVIDES  
27 COURSES IN CREDIT EDUCATION TO STUDENTS ENROLLED IN THE STATE UNIVERSITY  
28 OF NEW YORK. SUCH COURSES SHALL BE GIVEN IN ACCORDANCE WITH RULES AND  
29 REGULATIONS TO BE PROMULGATED BY THE COMMISSIONER.

30 S 3. The education law is amended by adding a new section 6204-b to  
31 read as follows:

32 S 6204-B. PROHIBITION OF SOLICITING PERSONS TO BECOME CREDIT CARD  
33 HOLDERS UNLESS CREDIT EDUCATION COURSES ARE PROVIDED. THE CITY UNIVERSI-  
34 TY OF NEW YORK SHALL NOT PERMIT ANY PERSON, INCLUDING AN ISSUER OF CRED-  
35 IT CARDS, AS DEFINED IN SUBDIVISION THREE OF SECTION FIVE HUNDRED ELEVEN  
36 OF THE GENERAL BUSINESS LAW, TO SOLICIT PERSONS ON THE PROPERTY OF THE  
37 CITY UNIVERSITY OF NEW YORK TO BECOME HOLDERS OF CREDIT CARDS, NOR SHALL  
38 THE CITY UNIVERSITY OF NEW YORK ENTER INTO ANY AGREEMENT ALLOWING ANY  
39 PERSON TO SOLICIT PERSONS TO BECOME HOLDERS OF CREDIT CARDS THROUGH THE  
40 CITY UNIVERSITY OF NEW YORK, UNLESS SUCH PERSON OFFERS AND PROVIDES  
41 COURSES IN CREDIT EDUCATION TO STUDENTS ENROLLED IN THE CITY UNIVERSITY  
42 OF NEW YORK. SUCH COURSES SHALL BE GIVEN IN ACCORDANCE WITH RULES AND  
43 REGULATIONS TO BE PROMULGATED BY THE COMMISSIONER.

44 S 4. This act shall take effect on the first of September next  
45 succeeding the date on which it shall have become a law; provided that  
46 the commissioner of education is immediately authorized and directed to  
47 promulgate, amend and/or repeal any rules and regulations necessary to  
48 implement the provisions of this act on such effective date.