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

778

2013-2014 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 9, 2013

Introduced by M. of A. GIBSON, SCARBOROUGH, COOK, STEVENSON -- Multi-Sponsored by -- M. of A. MARKEY -- read once and referred to the Committee on Consumer Affairs and Protection

AN ACT to amend the general business law, in relation to the reuse of wireless telephone numbers

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

Section 1. Subdivision 1 of section 399-cc of the general business law, as added by chapter 655 of the laws of 2005, is amended to read as follows:

1. (A) No person, firm, partnership, association, limited liability company, corporation, or other business entity shall obtain from any provider of wireless telephone service, as such term is defined in paragraph (b) of subdivision one of section twelve hundred twenty-five-c of the vehicle and traffic law, any wireless telephone numbers for the purpose of creating a directory of wireless telephone numbers, without first obtaining the prior authorization from each individual wireless telephone service customer. Such customer's authorization shall be affirmatively obtained via verifiable means.

(B) NO TELEPHONE COMPANY AS DEFINED IN SECTION THREE HUNDRED NINETY-NINE-DD OF THIS ARTICLE, AS ADDED BY CHAPTER FOUR HUNDRED EIGHTY-SEVEN OF THE LAWS OF TWO THOUSAND SIX, THAT PROVIDES WIRELESS TELEPHONE SERVICE SHALL REASSIGN A PHONE NUMBER TO A CUSTOMER WITHOUT FIRST INFORMING SUCH CUSTOMER OF HOW RECENTLY A PHONE NUMBER WAS ASSIGNED TO A PREVIOUS CUSTOMER. IF SUCH PHONE NUMBER WAS USED WITHIN THE LAST YEAR SUCH CUSTOMER SHALL HAVE THE RIGHT TO REQUEST A DIFFERENT PHONE NUMBER.

S 2. This act shall take effect on the sixtieth day after it shall have become a law.

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

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