

7284--A

2013-2014 Regular Sessions

I N A S S E M B L Y

May 10, 2013

Introduced by M. of A. DINOWITZ -- read once and referred to the Committee on Consumer Affairs and Protection -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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, ZIP CODE and
15 telephone number may be required [on such form or attachment thereto]
16 where (i) such information is necessary for shipping, delivery or
17 installation of purchased merchandise or for special orders; [or] (ii)
18 the person, firm, partnership or corporation processes credit or debit
19 card transactions by mailing transaction forms to a designated bankcard
20 center for settlement; OR (III) SUCH INFORMATION IS USED SOLELY FOR THE
21 PREVENTION OF FRAUD, THEFT, OR IDENTITY THEFT FOR SALES TRANSACTIONS AT
22 MOTOR FUEL DISPENSING DEVICES AT RETAIL MOTOR FUEL DISPENSERS.
23 S 2. This act shall take effect on the ninetieth day after it shall
24 have become a law.

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

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