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

8175

2013-2014 Regular Sessions

I N A S S E M B L Y

September 18, 2013

Introduced by M. of A. GUNTHER -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public service law, in relation to requiring telephone corporations to waive the normal fees for caller identification service when providing the service to volunteer fire companies

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

Section 1. The public service law is amended by adding a new section 103 to read as follows:

S 103. CALLER IDENTIFICATION SERVICE FEES. 1. TELEPHONE CORPORATIONS SHALL WAIVE THE NORMAL FEES FOR CALLER IDENTIFICATION SERVICE WHEN PROVIDING SUCH SERVICE TO VOLUNTEER FIRE COMPANIES.

2. DEFINITIONS. AS USED IN THIS SECTION:

(A) "CALLER IDENTIFICATION SERVICE" SHALL REFER TO ANY SERVICE OR DEVICE DESIGNED TO PROVIDE THE USER OF THE SERVICE OR DEVICE WITH THE TELEPHONE NUMBER OF, OR OTHER INFORMATION REGARDING THE ORIGINATION OF, A CALL MADE USING A TELECOMMUNICATIONS SERVICE OR VOIP SERVICE. SUCH TERM INCLUDES AUTOMATIC NUMBER IDENTIFICATION SERVICES.

(B) "VOIP SERVICE" SHALL MEAN A SERVICE THAT PROVIDES REAL-TIME VOICE COMMUNICATIONS TRANSMITTED THROUGH END USER EQUIPMENT USING TCP/IP PROTOCOL, OR A SUCCESSOR PROTOCOL, FOR A FEE OR WITHOUT A FEE; AND IS OFFERED TO THE PUBLIC, OR SUCH CLASSES OF USERS AS TO BE EFFECTIVELY AVAILABLE TO THE PUBLIC (WHETHER PART OF A BUNDLE OF SERVICES OR SEPARATELY); AND HAS THE CAPABILITY TO ORIGINATE TRAFFIC TO, OR TERMINATE TRAFFIC FROM, THE PUBLIC SWITCHED TELEPHONE NETWORK.

(C) "VOLUNTEER FIRE COMPANIES" SHALL MEAN A DULY ORGANIZED VOLUNTEER FIRE COMPANY OR VOLUNTEER FIRE DEPARTMENT, APPROVED BY THE AUTHORITIES IN CONTROL, OF ACTIVE VOLUNTEER FIREFIGHTERS OF SUCH FIRE COMPANY OR DEPARTMENT AND WHOSE MEMBERS ARE FAITHFULLY AND ACTUALLY PERFORMING SERVICE IN THE PROTECTION OF LIFE AND PROPERTY FROM FIRE OR OTHER EMER-

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

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GENCY, ACCIDENT OR CALAMITY IN CONNECTION WITH WHICH THE SERVICES OF SUCH FIRE COMPANY OR FIRE DEPARTMENT ARE REQUIRED.

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