

1337

2015-2016 Regular Sessions

I N A S S E M B L Y

January 12, 2015

Introduced by M. of A. TITUS, ROBERTS, COOK, MOSLEY, COLTON, STECK --
Multi-Sponsored by -- M. of A. ARROYO, PERRY -- read once and referred
to the Committee on Consumer Affairs and Protection

AN ACT to amend the general business law, in relation to authorizing a
parent access to retrieve and view text messages on a minor child's
telephone

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

1 Section 1. Section 399-dd of the general business law, as added by
2 chapter 487 of the laws of 2006, is renumbered section 676 and a new
3 section 677 is added to read as follows:
4 S 677. CONTRACT OPTION TO VIEW CHILD'S TEXT MESSAGES. 1. A CONTRACT
5 BETWEEN A TELEPHONE COMPANY AND A CUSTOMER SHALL OFFER THE CUSTOMER THE
6 OPTION TO RETRIEVE AND VIEW TEXT MESSAGES THAT ARE SENT FROM OR RECEIVED
7 BY THE CUSTOMER'S MINOR CHILD'S TELEPHONE. THE CONTRACT MAY INCLUDE AN
8 ADDITIONAL FEE FOR THIS OPTION.
9 2. FOR THE PURPOSES OF THIS SECTION, THE TERMS "TELEPHONE COMPANY",
10 "TELEPHONE", AND "CUSTOMER" SHALL HAVE THE SAME MEANING AS IN SUBDIVI-
11 SION ONE OF SECTION SIX HUNDRED SEVENTY-SIX OF THIS ARTICLE.
12 S 2. Sections 676 and 677 of the general business law, section 676 as
13 renumbered and section 677 as added by section one of this act, are
14 designated article 32-A and a new article heading is added to read as
15 follows:
16 TELEPHONE RECORDS AND ACCESS
17 S 3. This act shall take effect immediately.

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

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