

8320

2015-2016 Regular Sessions

I N A S S E M B L Y

June 24, 2015

Introduced by M. of A. CRESPO -- read once and referred to the Committee
on Governmental Operations

AN ACT to amend the general business law, in relation to requiring
internet service providers to develop and implement an emergency alert
notification system

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

1 Section 1. The general business law is amended by adding a new section
2 394-ccc to read as follows:
3 S 394-CCC. EMERGENCY ALERT NOTIFICATION SYSTEM; INTERNET SERVICE
4 PROVIDERS. 1. AS USED IN THIS SECTION, THE FOLLOWING TERMS SHALL HAVE
5 THE FOLLOWING MEANINGS:
6 (A) "VIDEO STREAMING SERVICE" MEANS AN ENTITY DIRECTLY IN THE BUSI-
7 NESS, FOR PROFIT, OF OFFERING, PROMOTING OR PROVIDING ACCESS TO FILMS,
8 TELEVISION SHOWS OR OTHER VIDEO CONTENT FOR VIEWING ON OR THROUGH THE
9 INTERNET.
10 (B) "INTERNET SERVICE PROVIDER" MEANS ANY PERSON, BUSINESS OR ORGAN-
11 IZATION QUALIFIED TO DO BUSINESS IN THIS STATE THAT PROVIDES INDIVID-
12 UALS, CORPORATIONS, OR OTHER ENTITIES WITH THE ABILITY TO CONNECT TO THE
13 INTERNET THROUGH EQUIPMENT THAT IS LOCATED IN THIS STATE.
14 (C) "CLIENT" MEANS A CUSTOMER OR PARTICIPANT WHO PAYS A FEE AND/OR
15 SUBMITS IDENTIFYING INFORMATION TO JOIN AN INTERNET SERVICE PROVIDER IN
16 ORDER TO ACCESS THE INTERNET.
17 (D) "NEW YORK CLIENTS" MEANS A CLIENT WHO PROVIDES AN IN-STATE BILLING
18 ADDRESS OR ZIP CODE WHEN REGISTERING WITH THE PROVIDER.
19 2. AN INTERNET SERVICE PROVIDER THAT SUPPORTS THE TRANSMISSION OF
20 VIDEO STREAMING SERVICES TO NEW YORK CLIENTS SHALL DEVELOP AND IMPLEMENT
21 AN EMERGENCY ALERT NOTIFICATION SYSTEM TO BE USED WHILE NEW YORK CLIENTS
22 ACCESS SUCH VIDEO STREAMING SERVICE. SUCH EMERGENCY ALERT NOTIFICATION
23 SYSTEM SHALL CONVEY TIMELY INFORMATION CONCERNING EMERGENCY INCIDENTS OR
24 OCCURRENCES, INCLUDING, BUT NOT LIMITED TO SEVERE WEATHER, THAT POSE AN

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

LBD11646-01-5

1 IMMINENT THREAT TO THE HEALTH OR SAFETY OF A SUBSTANTIAL NUMBER OF NEW
2 YORK CLIENTS IN A PARTICULAR LOCATION. SUCH EMERGENCY ALERT NOTIFICATION
3 SYSTEM SHALL INCLUDE, BUT NOT BE LIMITED TO, SCROLLING EMERGENCY INFOR-
4 MATION AT THE TOP OR BOTTOM OF THE VIDEO STREAMING SERVICE'S VIDEO
5 DISPLAY.

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