

STATE OF NEW YORK

3101

2017-2018 Regular Sessions

IN SENATE

January 19, 2017

Introduced by Sens. GIANARIS, KRUEGER -- read twice and ordered printed,
and when printed to be committed to the Committee on Consumer
Protection

AN ACT to amend the general business law, in relation to allowing a
private right of action for improper debt collection

The People of the State of New York, represented in Senate and Assem-
bly, do enact as follows:

1 Section 1. Section 602 of the general business law is amended by
2 adding a new subdivision 4 to read as follows:

3 4. A debtor shall have a private right of action against any person or
4 persons in violation of this article. Such person or persons shall be
5 liable to the debtor for any actual damages the debtor sustained as a
6 result of the violation of this article, any punitive damages awarded by
7 the court, and reasonable attorney's fees.

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

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

LBD04145-01-7