

# STATE OF NEW YORK

3434

2019-2020 Regular Sessions

## IN SENATE

February 7, 2019

Introduced by Sen. SKOUFIS -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT to amend the state finance law, in relation to requiring software that blocks automated calls to be provided in state contracts that include information and communication technologies

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

1 Section 1. The state finance law is amended by adding a new section  
2 148 to read as follows:

3 § 148. Automated call software. 1. As used in this section:

4 a. "information and communication technologies" includes, but shall  
5 not be limited to, any communication device or application including  
6 radio, television, cellular phones, computer and network hardware and  
7 software, and satellite systems as well as the various services and  
8 applications associated with them, such as videoconferencing and  
9 distance learning;

10 b. "caller identification information" means information provided to  
11 an end user by a caller identification service regarding the telephone  
12 number of, or other information regarding the origination of, a call  
13 made using a telecommunications service or voip service;

14 c. "caller identification service" means any service or device  
15 designed to provide the user of the service or device with the telephone  
16 number of, or other information regarding the origination of, a call  
17 made using a telecommunications service or voip service. Such term  
18 includes automatic number identification services; and

19 d. "voip service" means any service that: enables real time, two-way  
20 voice communication originating from or terminating at the user's  
21 location in internet protocol or a successor protocol; utilizes a broad-  
22 band connection at the user's location; and permits a user to receive a  
23 call that originates on the public switched telephone network and to  
24 terminate a call to the public switched telephone network.

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

LBD06066-01-9

1     2. Notwithstanding any other provision of law to the contrary, where a  
2     contract that includes information and communication technologies is to  
3     be awarded by a state agency, public authority or municipality pursuant  
4     to a competitive bidding process or a request for proposal process, such  
5     competitive bidding process or request for proposal and the subsequent  
6     awarded contract shall require that such information and communication  
7     technologies shall make available software that blocks automated calls  
8     and calls that cause a caller identification service to transmit false  
9     caller identification information to all telephone and wireless cell  
10    phone customers. Such software shall be provided free of charge.

11     § 2. This act shall take effect on the first of January next succeed-  
12    ing the date it shall have become a law.