

# STATE OF NEW YORK

268--A

Cal. No. 78

2021-2022 Regular Sessions

## IN ASSEMBLY

(Prefiled)

January 6, 2021

Introduced by M. of A. PAULIN, BUTTENSCHON, LAVINE, ENGLEBRIGHT, CYMBROWITZ, GRIFFIN, GOTTFRIED, DINOWITZ, STERN, CRUZ, ZEBROWSKI, COLTON, J. RIVERA, LUPARDO, JEAN-PIERRE, THIELE, BRABENEC, MONTESANO, SCHMITT, BYRNE, REILLY, SMULLEN, McDONOUGH, COOK, GALEF, SAYEGH, REYES, WALCZYK, HYNDMAN, ABINANTI, NIOU, OTIS, ZINERMAN, DeSTEFANO, BARRON -- Multi-Sponsored by -- M. of A. HEVESI, MANKTELOW, SIMON -- read once and referred to the Committee on Consumer Affairs and Protection -- reported from committee, advanced to a third reading, amended and ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the general business law, in relation to telecommunication companies blocking certain numbers

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

1 Section 1. The general business law is amended by adding a new section  
2 399-z-1 to read as follows:

3 § 399-z-1. Telecommunication companies blocking certain numbers. 1. As  
4 used in this section, the following terms shall have the following mean-  
5 ings:

6 a. "caller identification information" means information provided by a  
7 caller identification service regarding the telephone number and the  
8 name of the person calling;

9 b. "caller identification service" means a service that allows a tele-  
10 phone subscriber to have the telephone number, and, where available,  
11 name of the calling party transmitted contemporaneously with the tele-  
12 phone call, and displayed on a device in or connected to the subscrib-  
13 er's telephone;

14 c. "pooling administrator" means the thousands-block pooling adminis-  
15 trator as identified in 47 C.F.R. § 52.20; and

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

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1 d. "provider" means a telecommunication company that provides voice  
2 communications services to customers in this state.

3 2. Consistent with authorization provided by federal law and rules of  
4 the federal communications commission or its successors:

5 a. providers shall block a voice call when the subscriber to which the  
6 originating number is assigned has requested that calls purporting to  
7 originate from that number be blocked because the number is used for  
8 inbound calls only; and

9 b. providers shall block calls originating from the following numbers:

10 (i) a number that is not a valid North American numbering plan number;

11 (ii) a valid North American numbering plan number that is not allo-  
12 cated to a provider by the North American numbering plan administrator  
13 or the pooling administrator; and

14 (iii) a valid North American numbering plan number that is allocated  
15 to a provider by the North American number plan administrator or pooling  
16 administrator, but is unused, so long as the provider blocking the calls  
17 is the allocatee of the number and confirms that the number is unused or  
18 has obtained verification from the allocatee that the number is unused  
19 at the time of the blocking.

20 c. providers shall not block a voice call if the call is an emergency  
21 call placed to 911.

22 d. providers shall not block a voice call to a subscriber who has  
23 requested that no inbound calls be blocked.

24 3. For purposes of blocking calls from certain originating numbers as  
25 authorized in this section, a provider may rely on caller identification  
26 service information to determine the originating number.

27 4. Notwithstanding any other provision of law, rule, or regulation, a  
28 voice service provider shall be considered to be in compliance with this  
29 section and any rule or regulation adopted thereunder if such provider  
30 has filed a certification with the federal communications commission  
31 that the provider's traffic is either signed with STIR/SHAKEN or subject  
32 to a compliant robocall mitigation program. A copy of such certification  
33 shall be made available to the attorney general or the public service  
34 commission, upon request.

35 § 2. This act shall take effect immediately.