STATE OF NEW YORK

6756--A

2021-2022 Regular Sessions

IN ASSEMBLY

March 29, 2021

Introduced by M. of A. CUSICK, WALSH, PALMESANO, GRIFFIN, SIMPSON -- read once and referred to the Committee on Consumer Affairs and Protection -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general business law, in relation to telemarketing calls during a state of emergency

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

Section 1. Subdivision 5-a of section 399-z of the general business law, as added by chapter 680 of the laws of 2019, is amended to read as follows:

5-a. It shall be unlawful for any telemarketer doing business in this state to knowingly make an unsolicited telemarketing sales call to any person in a county, city, town or village under a declared state of emergency or disaster emergency as described in [~~sections~~] **section** twenty-four or twenty-eight of the executive law**; provided, however, that the telemarketing restrictions pursuant to this section shall not apply to any business or professional service that has been deemed essential by an executive order**.

§ 2. Paragraph f of subdivision 7 of section 399-pp of the general business law, as added by chapter 680 of the laws of 2019, is amended to read as follows:

f. knowingly make an unsolicited telemarketing sales call to any person in a county, city, town or village under a declared state of emergency or disaster emergency as described in [~~sections~~] **section** twenty-four or twenty-eight of the executive law**; provided, however, that the telemarketing restrictions pursuant to this section shall not apply to any business or professional service that has been deemed essential by an executive order**.

§ 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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