

# STATE OF NEW YORK

5033

2021-2022 Regular Sessions

## IN SENATE

February 22, 2021

Introduced by Sens. PARKER, SEPULVEDA -- read twice and ordered printed,  
and when printed to be committed to the Committee on Internet and  
Technology

AN ACT in relation to establishing a commission to study and report on  
the potential implementation of legislation, rules and regulations for  
an open internet for New Yorkers; and providing for the repeal of such  
provisions upon expiration thereof

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

1 Section 1. A ten-member commission is hereby established to assess the  
2 potential implementation of legislation, rules and regulations for an  
3 open internet for New Yorkers.  
4 § 2. The commission shall be comprised of:  
5 (a) two members appointed by the temporary president of the senate;  
6 (b) two members appointed by the speaker of the assembly;  
7 (c) two members appointed by the governor;  
8 (d) two members appointed by the chief information officer of the  
9 office of information technology services;  
10 (e) one member appointed by the minority leader of the senate; and  
11 (f) one member appointed by the minority leader of the assembly.  
12 § 3. The commission shall provide a report to the governor, the speak-  
13 er of the assembly and the temporary president of the senate on or  
14 before January 1, 2023. Such report shall include:  
15 (a) any impacts in the New York state internet market of the Federal  
16 Communications Commission's repeal of open internet regulations;  
17 (b) an analysis of potential legislation, rules and regulations to  
18 advance an open internet in New York state;  
19 (c) any incidences of throttling, blocking, or paid prioritization  
20 that have occurred by the internet service providers serving New York  
21 state; and

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

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1 (d) recommendations regarding the advancement of an open internet,  
2 along with legislative and regulatory proposals as the commission deems  
3 necessary to implement such recommendations.

4 § 4. This act shall take effect immediately and shall expire and be  
5 deemed repealed January 1, 2023.