

STATE OF NEW YORK

9904

IN ASSEMBLY

April 19, 2022

Introduced by M. of A. JACOBSON -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public authorities law, in relation to enabling public authorities to transmit electronic notifications to E-ZPass customers

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

1 Section 1. Section 2855 of the public authorities law, as added by
2 section 1 of part KK of chapter 59 of the laws of 2006, is amended to
3 read as follows:

4 § 2855. Electronic method of payment[~~,- periodic charges~~]. 1. Notwith-
5 standing the provisions of any law to the contrary, if any authority
6 shall offer any electronic method of payment for tolls, fares, fees,
7 rentals, or other charges, including but not limited to a system called
8 E-ZPass, such authority shall not impose any periodic administrative or
9 other charge for the privilege of using such electronic method of
10 payment for such charges. Nothing in this section shall be construed to
11 prohibit any authority from making any charge for extra services
12 requested by a holder of such electronic method of payment, any charge
13 for lost or damaged equipment, or for defaults, such as charges for
14 dishonored checks. The authority shall not enter any agreement with
15 bondholders that would require the imposition of administrative or other
16 periodic charges relating to electronic methods of payment prohibited by
17 this section.

18 2. Notwithstanding the provisions of any law to the contrary, if any
19 authority shall offer such electronic method of payment for tolls,
20 fares, fees, rentals, or other charges, including but not limited to a
21 system called E-ZPass, such authority shall transmit electronic notifi-
22 cation pursuant to the provisions of this section to a customer that
23 passes through a toll plaza operated by the authority, provided that the
24 customer has an account for the electronic toll collection system that
25 is registered with the New York E-ZPass customer service center or
26 successor entity and voluntarily opts in for such notification. Such
27 notification shall alert the customer that the electronic toll

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

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collection system has registered the customer's account and may be provided by electronic mail, a text message sent directly to a customer's mobile device, or through a mobile application. Notification shall be made within twenty-four hours of the transaction posting to the customer's account, or as soon as practicable if no valid account is recognized at the time of the transaction. A customer may opt out of receiving the notification that is provided pursuant to the provisions of this section at any time and may be required to confirm participation in the notification program.

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