

# STATE OF NEW YORK

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5367

2023-2024 Regular Sessions

## IN ASSEMBLY

March 7, 2023

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Introduced by M. of A. LUCAS -- read once and referred to the Committee on Consumer Affairs and Protection

AN ACT to direct the department of state and the public service commission to jointly study and report upon the provision to consumer credit reporting agencies by public utility companies, cable television companies and cellular telephone service suppliers of information on late payments of or default on any fees or charges incurred by consumers; and providing for the repeal of such provisions upon expiration thereof

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

1 Section 1. The department of state and the public service commission  
2 shall jointly examine, evaluate and make recommendations concerning the  
3 prevalence of reporting, disclosure and otherwise making available to  
4 any consumer credit reporting agency, as defined in subdivision (k) of  
5 section 380-a of the general business law, by any public utility company  
6 as defined in subdivision 23 of section 2 of the public service law, any  
7 municipality engaged in providing any public utility, any cable tele-  
8 vision company as defined in subdivision 1 of section 212 of the public  
9 service law, any wireless communications service supplier as defined in  
10 subdivision 12 of section 301 of the county law, the Long Island power  
11 authority or the power authority of the state of New York, any informa-  
12 tion relating to the late payment of or default on the payment of any  
13 charges or fees by consumers for the provision of any public utility or  
14 other services or goods. The department and commission shall study, with  
15 particular care, the practice of reporting consumer payment information  
16 by the above entities to consumer credit reporting agencies and make  
17 recommendations on the regulatory and statutory provisions necessary to  
18 protect consumers in this area.

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

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1 § 2. The department of state and the public service commission shall  
2 hold joint public hearings throughout the state for the purpose of  
3 conducting their duties pursuant to section one of this act.  
4 § 3. On or before December 31, 2024, the department of state and the  
5 public service commission shall submit a joint report of their findings,  
6 conclusions and recommendations to the governor and the legislature, and  
7 shall submit with such report such regulatory and legislative proposals  
8 as they deem necessary to implement their recommendations.  
9 § 4. This act shall take effect immediately and shall expire and be  
10 deemed repealed January 1, 2025.