STATE OF NEW YORK

7890

2023-2024 Regular Sessions

IN ASSEMBLY

July 19, 2023

Introduced by M. of A. SLATER, REILLY -- read once and referred to the Committee on Codes

AN ACT to amend the executive law and the general business law, in relation to requiring wireless communication method service providers disable services to stolen wireless communication methods

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

Section 1. Short title. This act shall be known and may be cited as the "Detective Brian Simonsen's law".

§ 2. The executive law is amended by adding a new section 845-e to read as follows:

§ 845-e. Notification of stolen wireless communication methods. Whenever any police officer designated in section 1.20 of the criminal procedure law or a peace officer designated in section 2.10 of such law, acting pursuant to his or her special duties, is made aware a wireless communication method has been stolen or is believed to have been stolen, such officer shall:

1. where the wireless communication method is a wireless telephone, notify the business entity which was providing such stolen wireless telephone wireless telephone services and have such services discontinued;

2. where the wireless communication method is an international mobile identification system, notify the business entity which was providing such international mobile identification system and have such services discontinued;

3. where the wireless communication method is an international mobile equipment identity number, notify the business entity which was providing such international mobile equipment identity number and have such services discontinued; and

4. where the wireless communication method is an international mobile subscriber identity number, notify the business entity which was provid-

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

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ing such international mobile subscriber identity number and have such services discontinued.

§ 3. The general business law is amended by adding a new section 399-eee to read as follows:

§ 399-eee. Disabling of services to stolen wireless communication methods. 1. Disabling of wireless telephone services. Whenever any police officer designated in section 1.20 of the criminal procedure law or a peace officer designated in section 2.10 of such law, acting pursuant to his or her special duties, notifies any person, firm, partnership, association, limited liability company, corporation, or other business entity providing wireless telephone services, as such term is defined in paragraph (b) of subdivision one of section twelve hundred twenty-five-c of the vehicle and traffic law, that a telephone using such business entity's wireless telephone services has been stolen, such business entity shall cease wireless telephone services to such stolen telephone.

2. Disabling of stolen international mobile identification systems. Whenever any police officer designated in section 1.20 of the criminal procedure law or a peace officer designated in section 2.10 of such law, acting pursuant to his or her special duties, notifies any person, firm, partnership, association, limited liability company, corporation, or other business entity providing international mobile identification systems that one of such business entity's systems has been stolen, such business entity shall cease services to such stolen system.

3. Disabling of stolen international mobile equipment identity number (IMEI). Whenever any police officer designated in section 1.20 of the criminal procedure law or a peace officer designated in section 2.10 of such law, acting pursuant to his or her special duties, notifies any person, firm, partnership, association, limited liability company, corporation, or other business entity providing international mobile equipment identity numbers (IMEI) that one of such business entity's numbers has been stolen, such business entity shall cease services to such stolen number.

4. Disabling of stolen international mobile subscriber identity number. Whenever any police officer designated in section 1.20 of the criminal procedure law or a peace officer designated in section 2.10 of such law, acting pursuant to his or her special duties, notifies any person, firm, partnership, association, limited liability company, corporation, or other business entity providing international mobile subscriber identity numbers that one of such business entity's numbers has been stolen, such business entity shall cease services to such stolen number.

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