

STATE OF NEW YORK

406--A

2023-2024 Regular Sessions

IN SENATE

(Prefiled)

January 4, 2023

Introduced by Sen. PARKER -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public service law, the general business law and the public authorities law, in relation to third-party notification

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

1 Section 1. Section 40 of the public service law, as amended by chapter
2 631 of the laws of 1992, is amended to read as follows:

3 § 40. Voluntary third-party [~~notice prior to termination of service~~
4 notification. 1. Every utility corporation or municipality shall permit
5 a residential customer to designate a [~~third-party~~] third party to
6 receive notice of the total amount due or past due on all bills, the
7 amounts of any payments paid by or on behalf of such residential custom-
8 er, and copies of all notices relating to termination of service [~~or~~]
9 and notices relating to collection of amounts due sent to such residen-
10 tial customer, provided that the designated [~~third-party~~] third party
11 indicates in writing a willingness to receive such notices, and provided
12 further, where a residential customer opts for third-party notifica-
13 tions, such residential customer may opt to continue to receive such
14 notices.

15 2. Every utility corporation or municipality shall permit a landlord,
16 upon written request of both the landlord and tenant, to designate a
17 [~~third-party~~] third party to be notified of all requests for discontin-
18 uance of service to units [~~owned~~] occupied by such [~~landlord~~] tenant,
19 provided that the designed third party indicates in writing a willing-
20 ness to receive such notices, and provided further, where the tenant and
21 landlord customers opt for third-party notifications, such tenant and
22 landlord customers may opt to continue to receive such notices.

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

LBD02369-02-3

1 § 2. The general business law is amended by adding a new section 393-f
2 to read as follows:

3 § 393-f. Voluntary third-party notification. 1. Every telegraph or
4 telephone corporation, cable television corporation, cellular phone
5 company, or municipality shall permit a residential customer to desig-
6 minate a third party to receive notice of the total amount due or past due
7 on all bills, the amounts of any payments paid by or on behalf of such
8 residential customer, and copies of all notices relating to termination
9 of service and notices relating to collection of amounts due sent to
10 such residential customer, provided that the designated third party
11 indicates in writing a willingness to receive such notices, and provided
12 further, where a residential customer opts for third-party notifica-
13 tions, such residential customer may opt to continue to receive such
14 notices.

15 2. Every telegraph or telephone corporation, cable television corpo-
16 ration, cellular phone company, or municipality shall permit a landlord,
17 upon written request of both the landlord and tenant, to designate a
18 third party to be notified of all requests for discontinuance of service
19 to units occupied by such tenant, provided that the designated third
20 party indicates in writing a willingness to receive such notices, and
21 provided further, where the tenant and landlord customers opt for third-
22 party notifications, such tenant and landlord customers may opt to
23 continue to receive such notices.

24 § 3. Section 1020-f of the public authorities law, as added by chapter
25 517 of the laws of 1986, is amended by adding two new subdivisions (jj)
26 and (kk) to read as follows:

27 (jj) The authority and its service provider shall permit a residential
28 customer to designate a third party to receive notice of the total
29 amount due or past due on all bills, the amounts of any payments paid by
30 or on behalf of such residential customer, and copies of all notices
31 relating to termination of service and notices relating to collection of
32 amounts due sent to such residential customer, provided that the desig-
33 nated third party indicates in writing a willingness to receive such
34 notices, and provided further, where a residential customer opts for
35 third-party notifications, such residential customer may opt to continue
36 to receive such notices.

37 (kk) The authority and its service provider shall permit a landlord,
38 upon written request of both the landlord and tenant, to designate a
39 third party to be notified of all requests for discontinuance of service
40 to units occupied by such tenant, provided that the designated third
41 party indicates in writing a willingness to receive such notices, and
42 provided further, where the tenant and landlord customers opt for third-
43 party notifications, such tenant and landlord customers may opt to
44 continue to receive such notices.

45 § 4. This act shall take effect on the one hundred eightieth day after
46 it shall have become a law.