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:

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

§ 40. Voluntary third-party [~~notice prior to termination of service~~] notification. 1. Every utility corporation or municipality shall permit a residential customer to designate a [~~third-party~~] third party to receive notice of the total amount due or past due on all bills, the amounts of any payments paid by or on behalf of such residential customer, and copies of all notices relating to termination of service [~~or~~] and notices relating to collection of amounts due sent to such residential customer, provided that the designated [~~third-party~~] third party indicates in writing a willingness to receive such notices, and provided further, where a residential customer opts for third-party notifications, such residential customer may opt to continue to receive such notices.

2. Every utility corporation or municipality shall permit a landlord, upon written request of both the landlord and tenant, to designate a [~~third-party~~] third party to be notified of all requests for discontinuance of service to units [~~owned~~] occupied by such [~~landlord~~] tenant, provided that the designed third party indicates in writing a willingness to receive such notices, and provided further, where the tenant and landlord customers opt for third-party notifications, such tenant and 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

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

§ 393-f. Voluntary third-party notification. 1. Every telegraph or telephone corporation, cable television corporation, cellular phone company, or municipality shall permit a residential customer to designate a third party to receive notice of the total amount due or past due on all bills, the amounts of any payments paid by or on behalf of such residential customer, and copies of all notices relating to termination of service and notices relating to collection of amounts due sent to such residential customer, provided that the designated third party indicates in writing a willingness to receive such notices, and provided further, where a residential customer opts for third-party notifications, such residential customer may opt to continue to receive such notices.

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

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

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

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

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