

# STATE OF NEW YORK

6110

2023-2024 Regular Sessions

## IN ASSEMBLY

April 3, 2023

Introduced by M. of A. BROOK-KRASNY -- read once and referred to the Committee on Energy

AN ACT to amend the public service law and the general business law, in relation to prohibiting utility companies from imposing certain additional fees to customers at their primary residence who are over sixty-five years of age or who have a developmental disability

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

1 Section 1. Section 65 of the public service law is amended by adding a  
2 new subdivision 17 to read as follows:

3 17. No company that provides electric, gas or any other utility shall  
4 impose additional fees related to administrative surcharges, fees for  
5 non-use and any other charges to customers over the age of sixty-five or  
6 those with a developmental disability, as defined in subdivision twen-  
7 ty-two of section 1.03 of the mental hygiene law, and when the premises  
8 receiving service is a primary residence.

9 § 2. Section 91 of the public service law is amended by adding a new  
10 subdivision 15 to read as follows:

11 15. No company that provides telephone or telegraph services shall  
12 impose additional fees related to administrative surcharges, fees for  
13 non-use and any other charges to customers over the age of sixty-five or  
14 those with a developmental disability, as defined in subdivision twen-  
15 ty-two of section 1.03 of the mental hygiene law, when the premises  
16 receiving service is a primary residence.

17 § 3. Subdivision 2 of section 89-b of the public service law, as added  
18 by chapter 715 of the laws of 1931, is amended to read as follows:

19 2. No water-works corporation shall directly or indirectly, by any  
20 special rate, rebate, drawback or other device or method, charge,  
21 demand, collect or receive from any person or corporation a greater or  
22 less compensation for water, or for equipment or for any service  
23 rendered or to be rendered or in connection therewith, except as author-

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

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1 ized in this article, than it charges, demands, collects or receives  
2 from any other person or corporation for doing a like and contemporane-  
3 ous service with respect thereto under the same or substantially similar  
4 circumstances or conditions. Further, no water-works corporation shall  
5 impose additional charges to customers over the age of sixty-five or  
6 those with a developmental disability, as defined in subdivision twen-  
7 ty-two of section 1.03 of the mental hygiene law, when the premises  
8 receiving service is a primary residence.

9 § 4. Section 224-b of the public service law is amended by adding a  
10 new subdivision 3 to read as follows:

11 3. No cable television company with at least one thousand subscribers  
12 shall impose additional fees related to administrative surcharges, fees  
13 for non-use and any other charges to customers over the age of sixty-  
14 five or those with a developmental disability, as defined in subdivision  
15 twenty-two of section 1.03 of the mental hygiene law, when the premises  
16 receiving service is a primary residence.

17 § 5. Paragraph a of subdivision 1 of section 399-zzzz of the general  
18 business law, as amended by chapter 246 of the laws of 2019, is amended  
19 to read as follows:

20 a. no provider of telephone, cellular telephone, television, internet,  
21 energy, or water services shall impose a fee for termination or early  
22 cancellation of a service contract in the event the customer has  
23 deceased before the end of such contract, or, when the premises receiv-  
24 ing any such service is a primary residence and the customer is over the  
25 age of sixty-five or has a developmental disability, as defined in  
26 subdivision twenty-two of section 1.03 of the mental hygiene law; and

27 § 6. This act shall take effect immediately.