STATE OF NEW YORK

7048

2023-2024 Regular Sessions

IN ASSEMBLY

May 10, 2023

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

AN ACT to amend the general business law, in relation to recovery of online accounts

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

Section 1. The general business law is amended by adding a new section 394-f to read as follows:

§ 394-f. Recovery of online accounts. A person or business that provides a consumer an online account to access services shall, if a consumer believes that a theft of their identity as provided in section 190.78, 190.79, 190.80 or 190.80-a of the penal law or unlawful possession of their personal identification as provided in section 190.81, 190.82 or 190.83 of the penal law has occurred, upon request provide an opportunity to such consumer to prove their identity in person using a physical proof of identification such as an unexpired passport issued by the United States, an unexpired driver's license or identification card issued by this or another state, or a non-expired foreign passport, bearing their name, photograph and date of birth, to recover their online account and restore access thereto, provided that the person or business providing such online account has a physical presence and at least one retail location within this state.

§ 2. This act shall take effect immediately.

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

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