STATE OF NEW YORK

7048--A

2023-2024 Regular Sessions

IN ASSEMBLY

May 10, 2023

Introduced by M. of A. SHRESTHA, FORREST, MAMDANI -- read once and referred to the Committee on Consumer Affairs and Protection -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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-i to read as follows:

§ 394-i. Recovery of online accounts. A person or business that provides a consumer an online account to access services shall, if a consumer cannot access their online account due to 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 by such consumer, provide an opportunity to prove their identity in person using a physical proof of identification in the form of one of the following: (1) a valid passport issued by the United States government or another country; or (2) a valid driver's license or non-driver's identification card issued by this or another state, the federal government, any United States territory, commonwealth or possession, or the District of Columbia, bearing the consumer's 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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