

STATE OF NEW YORK

7739

2023-2024 Regular Sessions

IN SENATE

November 3, 2023

Introduced by Sen. SCARCELLA-SPANTON -- read twice and ordered printed,
and when printed to be committed to the Committee on Rules

AN ACT to amend the executive law and the general business law, in
relation to requiring wireless telephone service providers disable
stolen cellphones

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

1 Section 1. Short title. This act shall be known and may be cited as
2 the "Detective Brian Simonsen's law".

3 § 2. The executive law is amended by adding a new section 845-e to
4 read as follows:

5 § 845-e. Notification of stolen wireless telephone. Whenever any
6 police officer designated in section 1.20 of the criminal procedure law
7 or a peace officer designated in section 2.10 of such law, acting pursu-
8 ant to his or her special duties, is made aware a wireless telephone has
9 been stolen or is believed to have been stolen, such officer shall noti-
10 fy the business entity which was providing such wireless telephone
11 services and have such services discontinued.

12 § 3. The general business law is amended by adding a new section 399-
13 eee to read as follows:

14 § 399-eee. Disabling of stolen wireless telephones. Whenever any
15 police officer designated in section 1.20 of the criminal procedure law
16 or a peace officer designated in section 2.10 of such law, acting pursu-
17 ant to his or her special duties, notifies any person, firm, partner-
18 ship, association, limited liability company, corporation, or other
19 business entity providing wireless telephone services, as such term is
20 defined in paragraph (b) of subdivision one of section twelve hundred
21 twenty-five-c of the vehicle and traffic law, that a telephone using
22 such business entity's wireless telephone services has been stolen, such
23 business entity shall cease wireless telephone services to such stolen
24 telephone.

25 § 4. This act shall take effect on the ninetieth day after it shall
26 have become a law.

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

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