

STATE OF NEW YORK

797

2025-2026 Regular Sessions

IN SENATE

(Prefiled)

January 8, 2025

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

AN ACT to amend the general business law, in relation to connected vehicle service and domestic violence victims; and to amend a chapter of the laws of 2024 amending the general business law relating to remote vehicle technology and domestic violence victims, as proposed in legislative bills numbers S. 9174-B and A. 9616-C, in relation to the effectiveness thereof

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

1 Section 1. Section 399-cccc of the general business law, as added by
2 a chapter of the laws of 2024 amending the general business law relating
3 to remote vehicle technology and domestic violence victims, as proposed
4 in legislative bills numbers S. 9174-B and A. 9616-C, is amended to read
5 as follows:

6 § 399-cccc. [~~Remote~~] Connected vehicle [~~technology~~] service; domestic
7 violence victims. 1. For the purposes of this section, the [~~term "remote~~
8 ~~vehicle technology" shall mean any technology that allows a person who~~
9 ~~is outside of a vehicle to track the location of, or control any opera-~~
10 ~~tion of, the vehicle, and includes, but is not limited to, a global~~
11 ~~positioning system (GPS) that tracks the location of the vehicle or an~~
12 ~~app-based technology that controls any operation of the vehicle]~~ terms:
13 (a) "connected vehicle service" shall mean any technology that enables a
14 person, other than the driver or a covered provider, to track the
15 location of, control any operation of, or obtain or share data from the
16 vehicle including, but not limited to, a global positioning system (GPS)
17 that tracks the location of the vehicle or an app-based technology that
18 controls any operation of the vehicle; and

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

LBD02794-01-5

(b) "covered provider" shall mean a vehicle manufacturer or an entity acting on behalf of the vehicle manufacturer that provides any connected vehicle service.

2. (a) A ~~[vehicle manufacturer and/or dealer located]~~ covered provider operating in this state shall, within ~~[five]~~ two business days after receiving a request by a driver who meets the requirements of subdivision three of this section, terminate an individual's access to ~~[remote vehicle technology]~~ any connected vehicle service.

(b) Upon a showing that termination of an individual's access to ~~[remote technology]~~ connected vehicle service is technologically infeasible, such ~~[manufacturer or dealer]~~ covered provider shall promptly notify a driver seeking relief of such technical infeasibility and provide potential alternatives including, but not limited to, informing the driver on how to disable or modify the settings for a connected vehicle service manually.

3. (a) A request by a driver that a ~~[vehicle manufacturer and/or dealer]~~ covered provider terminate an individual's access to ~~[remote vehicle technology]~~ connected vehicle service shall include the following information:

(i) vehicle identification number (VIN);

~~(ii)~~ (ii) proof of such driver's legal possession of a vehicle ~~[manufactured by such vehicle manufacturer or sold by such dealer. Such proof]~~ which may be established by providing ~~[a]~~ the vehicle title, the vehicle title paired with a lease agreement in the driver's name, a court order awarding sole possession or ownership of a vehicle to such driver, proof of marriage of the driver and the owner of the car at the time the car was bought or leased, or such other proof as determined by the commissioner of motor vehicles in conjunction with the office for the prevention of domestic violence; and

~~[(ii)]~~ (iii) a written attestation that the person making such request is a victim of domestic violence, as defined in section four hundred fifty-nine-a of the social services law.

(b) A ~~[vehicle manufacturer and/or dealer]~~ covered provider shall not require a driver to provide any information other than what is required by paragraph (a) of this subdivision.

(c) Any information provided by a driver under paragraph (a) of this subdivision shall be treated as confidential and securely disposed of no later than ninety days after processing the request. Nothing in this paragraph shall prohibit a covered provider from maintaining a record that verifies an application to terminate a connected vehicle service was completed.

(d) Nothing in this section shall prohibit a driver from seeking relief under the family court act, and the domestic relations law.

4. A ~~[vehicle manufacturer and/or dealer]~~ covered provider shall notify a driver seeking relief under subdivision two of this section, in clear and accessible language, that such ~~[vehicle manufacturer and/or dealer]~~ covered provider may contact the driver, or the designated representative of the driver, to confirm an individual's access to the ~~[remote vehicle technology]~~ connected vehicle services has been terminated.

5. A ~~[vehicle manufacturer and/or dealer]~~ covered provider shall, absent a showing of technological infeasibility, provide a notification inside of a vehicle that is installed with ~~[remote vehicle technology]~~ any connected vehicle service that shows ~~[if the remote vehicle technology is being used]~~ when such service is enabled and inform the driver on how to disable or modify the settings for a connected vehicle service.

1 6. A [~~vehicle manufacturer and/or dealer~~] covered provider shall
2 provide information on its internet website and vehicle internet appli-
3 cations, in clear and accessible language, on the process of terminating
4 a person's access to [~~remote vehicle technology~~] connected vehicle
5 service, including, but not limited to, the information required pursu-
6 ant to paragraph (a) of subdivision three of this section.

7 7. The office for the prevention of domestic violence shall develop
8 educational materials and resources on accessing this service and make
9 such information available on their website.

10 8. A [~~vehicle manufacturer and/or dealer~~] covered provider shall not
11 charge a driver a fee for completing a request to terminate [~~remote~~
12 ~~vehicle technology~~] connected vehicle services pursuant to this section.

13 [~~8. Any vehicle manufacturer and/or dealer~~] 9. A covered provider who
14 fails to comply with the requirements of this section shall be assessed
15 a civil penalty not to exceed five hundred dollars per violation.

16 10. A covered provider and any officer, director, employee, vendor or
17 agent thereof shall not be subject to liability for any claims arising
18 from an action taken necessary for compliance with this section, except
19 as provided in this section.

20 § 2. Section 2 of a chapter of the laws of 2024 amending the general
21 business law relating to remote vehicle technology and domestic violence
22 victims, as proposed in legislative bills numbers S. 9174-B and A.
23 9616-C, is amended to read as follows:

24 § 2. This act shall take effect [~~immediately~~] on the ninetieth day
25 after it shall have become law; provided that subdivision 5 of section
26 399-cccc of the general business law as added by section one of this
27 act shall take effect January 1, 2028 for vehicles manufactured on or
28 after January 1, 2028 that have connected vehicle service, and on July
29 1, 2026, for vehicles manufactured prior to January 1, 2028, that have
30 connected vehicle service, and have the capability to receive software
31 updates that provide for the functionality required by subdivision 5 of
32 such section.

33 § 3. This act shall take effect immediately; provided, however, that
34 section one of this act shall take effect on the same date and in the
35 same manner as a chapter of the laws of 2024 amending the general busi-
36 ness law relating to remote vehicle technology and domestic violence
37 victims, as proposed in legislative bills numbers S. 9174-B and A.
38 9616-C, takes effect.