

# STATE OF NEW YORK

9044

2025-2026 Regular Sessions

## IN ASSEMBLY

September 5, 2025

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

AN ACT to amend the general business law, in relation to prohibited practices related to loot boxes

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

1 Section 1. The general business law is amended by adding a new section  
2 399-1 to read as follows:

3 § 399-1. Prohibited practices related to loot boxes. 1. The following  
4 terms shall have the following meanings:

5 (a) "Loot box" shall mean any physical or digital container or equiv-  
6 alent that, when opened, awards the purchaser one or more randomized  
7 rewards.

8 (b) "Person" shall mean any natural person, entity, or group or  
9 persons or entities acting in concert, including but not limited to any  
10 third-party providers, affiliated entities, subsidiaries, parent compa-  
11 nies, joint ventures, partnerships, agents, or employees thereof, or any  
12 entity or individual acting at the direction of, in cooperation with,  
13 under contract or in partnership with, or financially benefitting from  
14 another person or entity. Multiple persons in partnership or under  
15 contract, where one or more persons financially benefit from such part-  
16 nership or contract shall be treated as one person for purposes of this  
17 section.

18 (c) "Liquid digital item" shall mean any digital item that can be sold  
19 on a digital marketplace.

20 (d) "Repurchase" shall mean the act of offering a consumer money, cash  
21 equivalents, cryptocurrency, including non-fungible tokens, another loot  
22 box or similar item, a liquid digital item, any right, privilege,  
23 status, service, experience, or access, or points that can be redeemed  
24 to purchase another loot box, item, cash or cash equivalent, cryptocur-

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

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1 rency or a liquid digital item in exchange for some or all of the  
2 contents of a loot box.

3 2. No person offering loot boxes to consumers within the state shall  
4 repurchase the contents of any such loot box whether directly themselves  
5 or indirectly through a third-party provider, affiliated entity, subsid-  
6 iary, parent company, joint ventures, partnership, agent, or employee  
7 thereof, or through any other contractual arrangement with another in  
8 exchange for money, cash equivalents, cryptocurrency, including non-fun-  
9 gible tokens, another loot box or similar item, a liquid digital item,  
10 any right, privilege, status, service, experience, or access, or points  
11 that can be redeemed to purchase another loot box, item, cash or cash  
12 equivalent, cryptocurrency or a liquid digital item, nor may any third-  
13 party provider, affiliated entity, subsidiary, parent company, joint  
14 venture, partnership, agent, or employee thereof, or another through any  
15 other contractual arrangement repurchase or redeem those contents for  
16 such value.

17 3. No loot box shall contain money or any cash equivalent or crypto-  
18 currency, including non-fungible tokens, any status, tier, membership  
19 level, or credential, or points that can be redeemed to purchase another  
20 loot box, item, cash or cash equivalent, cryptocurrency or a liquid  
21 digital item.

22 4. A person who violates the provisions of this section shall be  
23 subject to a civil penalty of one thousand dollars per violation or  
24 three times such revenue derived from such violation, whichever is  
25 greater. For purposes of this section, the person or entity providing  
26 such loot boxes shall be held liable for the conduct of any third-party  
27 provider, affiliated entity, subsidiary, parent company, joint venture,  
28 partnership, agent, or employee thereof, or another through any other  
29 contractual arrangement provided however that where the person or entity  
30 providing such loot boxes is not subject to the jurisdiction of the  
31 attorney general, any third-party provider, affiliated entity, subsid-  
32 iary, parent company, joint venture, partnership, agent, or employee  
33 thereof, or another through any other contractual arrangement that is  
34 subject to the jurisdiction of the attorney general shall be jointly and  
35 severally liable for such penalty.

36 § 2. This act shall take effect immediately.