

**SENATE . . . . . No. 2053**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Bruce E. Tarr***

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act ensuring internet security and privacy.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>	
<i>Richard J. Ross</i>	<i>Norfolk, Bristol and Middlesex</i>	
<i>Donald F. Humason, Jr.</i>	<i>Second Hampden and Hampshire</i>	
<i>Viriato M. deMacedo</i>	<i>Plymouth and Barnstable</i>	
<i>Ryan C. Fattman</i>	<i>Worcester and Norfolk</i>	
<i>Patrick M. O'Connor</i>	<i>Plymouth and Norfolk</i>	
<i>James M. Cantwell</i>	<i>4th Plymouth</i>	<i>4/7/2017</i>
<i>Mark C. Montigny</i>	<i>Second Bristol and Plymouth</i>	<i>4/7/2017</i>
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>	<i>4/7/2017</i>
<i>Kevin J. Kuros</i>	<i>8th Worcester</i>	<i>4/8/2017</i>
<i>Hannah Kane</i>	<i>11th Worcester</i>	<i>4/7/2017</i>
<i>Eric P. Lesser</i>	<i>First Hampden and Hampshire</i>	<i>4/7/2017</i>
<i>David T. Vieira</i>	<i>3rd Barnstable</i>	<i>4/10/2017</i>
<i>Timothy R. Whelan</i>	<i>1st Barnstable</i>	<i>4/10/2017</i>
<i>Jennifer L. Flanagan</i>	<i>Worcester and Middlesex</i>	<i>4/10/2017</i>
<i>Geoff Diehl</i>	<i>7th Plymouth</i>	<i>4/10/2017</i>
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>	<i>4/10/2017</i>
<i>James R. Miceli</i>	<i>19th Middlesex</i>	<i>4/25/2017</i>

<i>Shaunna L. O'Connell</i>	<i>3rd Bristol</i>	<i>4/10/2017</i>
<i>John C. Velis</i>	<i>4th Hampden</i>	<i>4/10/2017</i>
<i>Bradford R. Hill</i>	<i>4th Essex</i>	<i>4/10/2017</i>
<i>William N. Brownsberger</i>	<i>Second Suffolk and Middlesex</i>	<i>4/10/2017</i>
<i>Keiko M. Orrall</i>	<i>12th Bristol</i>	<i>4/11/2017</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>	<i>4/12/2017</i>
<i>William L. Crocker, Jr.</i>	<i>2nd Barnstable</i>	<i>4/11/2017</i>
<i>Elizabeth A. Poirier</i>	<i>14th Bristol</i>	<i>4/12/2017</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>	<i>4/12/2017</i>
<i>Kathleen O'Connor Ives</i>	<i>First Essex</i>	<i>4/13/2017</i>
<i>Adam G. Hinds</i>	<i>Berkshire, Hampshire, Franklin and Hampden</i>	<i>4/13/2017</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>	<i>4/12/2017</i>
<i>Sonia Chang-Diaz</i>	<i>Second Suffolk</i>	<i>4/18/2017</i>
<i>Paul Brodeur</i>	<i>32nd Middlesex</i>	<i>4/24/2017</i>
<i>Sean Garballey</i>	<i>23rd Middlesex</i>	<i>4/27/2017</i>
<i>Eileen M. Donoghue</i>	<i>First Middlesex</i>	<i>5/22/2017</i>

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By Mr. Tarr, a petition (accompanied by bill, Senate, No. 2053) (subject to Joint Rule 12) of Bruce E. Tarr, Richard J. Ross, Donald F. Humason, Jr., Viriato M. deMacedo and other members of the General Court for legislation to ensure internet security and privacy. Economic Development and Emerging Technologies.

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninetieth General Court  
(2017-2018)**  
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An Act ensuring internet security and privacy.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1           Section 1. Chapter 93 of the General Laws, as appearing in the 2014 Official Edition, is  
2 hereby amended by inserting after section 114 the following section:-

3           Section 115. Notwithstanding any other general or special law to the contrary, no  
4 telecommunications or internet service provider that has entered into a franchise agreement,  
5 right-of-way- agreement, or other contract with the commonwealth of Massachusetts or a  
6 political subdivision, or that uses facilities that are subject to such agreements, even if it is not a  
7 party to the agreement, or otherwise operates in the commonwealth of Massachusetts may  
8 collect, use, disclose or otherwise disseminate, personal information from a customer resulting  
9 from the customer’s use of the telecommunications or internet service provider without express  
10 written approval from the customer. No such telecommunication or internet service provider  
11 shall add an additional surcharge for customers that do not provide their express written  
12 approval, and said providers shall not refuse to provide services to a customer on the grounds

- 13 that the customer has not approved collection, use, disclosure or other forms of dissemination of
- 14 the customer's personal information"