

HOUSE No. 3179

The Commonwealth of Massachusetts

PRESENTED BY:

Bradley H. Jones, Jr.

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 relative to internet service provider data.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>	<i>1/17/2023</i>
<i>Nicholas A. Boldyga</i>	<i>3rd Hampden</i>	<i>1/26/2023</i>
<i>F. Jay Barrows</i>	<i>1st Bristol</i>	<i>1/26/2023</i>
<i>Marcus S. Vaughn</i>	<i>9th Norfolk</i>	<i>1/27/2023</i>
<i>Angelo L. D'Emilia</i>	<i>8th Plymouth</i>	<i>1/28/2023</i>
<i>Paul K. Frost</i>	<i>7th Worcester</i>	<i>1/31/2023</i>
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>	<i>2/2/2023</i>

HOUSE No. 3179

By Representative Jones of North Reading, a petition (accompanied by bill, House, No. 3179) of Bradley H. Jones, Jr., and others relative to internet service provider data. Telecommunications, Utilities and Energy.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act relative to internet service provider data.

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 2020 Official Edition
2 is hereby amended by inserting after section 114 the following new 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.

15 A telecommunication or internet service provider shall prohibit the sale of a customer's
16 personally identifiable information unless the customer expressly, in writing, authorizes the
17 provider to disclose this information, which the customer may revoke, in writing, at any time."