

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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HOUSE BILL 525  
Committee Substitute Favorable 4/21/99

Short Title: Phone Solicitations/Caller ID.

(Public)

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Sponsors:

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Referred to:

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March 22, 1999

1 A BILL TO BE ENTITLED  
2 AN ACT TO PROHIBIT TELEPHONE SOLICITORS MAKING TELEPHONE  
3 SOLICITATIONS TO RESIDENTIAL TELEPHONE SUBSCRIBERS FROM  
4 BLOCKING A SUBSCRIBER'S USE OF A CALLER IDENTIFICATION  
5 SERVICE.

6 The General Assembly of North Carolina enacts:

7 Section 1. Chapter 75 of the General Statutes is amended by adding a new  
8 section to read:

9 **"§ 75-30.1. Telephone solicitations; circumventing caller identification service**  
10 **prohibited.**

11 (a) No telephone solicitor who makes a telephone solicitation to the telephone line  
12 of a residential telephone subscriber in this State shall intentionally use any method to  
13 block or otherwise circumvent that subscriber's use of a caller identification service. No  
14 provider of a caller identification service shall be liable for violations of this subsection  
15 committed by other persons.

16 (b) For purposes of this section:

17 (1) 'Caller identification service' means a type of telephone service that  
18 permits telephone subscribers to see the telephone number of incoming  
19 telephone calls.

- 1           (2) 'Residential telephone subscriber' means a person who subscribes to  
2           residential telephone service from a local exchange company or the  
3           persons living or residing with that person.
- 4           (3) 'Telephone solicitation' means a voice communication over a telephone  
5           line for the purpose of soliciting or encouraging the purchase or rental  
6           of, or investment in, property, goods, or services, or for the purpose of  
7           obtaining information that will or may be used for that purpose, but  
8           does not include any of the following communications:
- 9           a.     In response to an express request of the person called.  
10          b.     Primarily in connection with an existing debt or contract, the  
11                 payment or performance of which has not been completed at the  
12                 time of the call.
- 13          (4) 'Telephone solicitor' means any legal entity doing business in this State  
14                 that makes or causes to be made telephone solicitations, including calls  
15                 made by use of automated dialing or recorded message devices."

16           Section 2. This act becomes effective October 1, 1999, and applies to  
17           telephone solicitations made on or after that date.