

March 4, 1999

S 221. NO TELEPHONE SOLICITATION. TO ALLOW RESIDENTIAL TELEPHONE SUBSCRIBERS TO BE PLACED ON A LIST OF PERSONS WHO OBJECT TO TELEPHONE SOLICITATIONS AND TO PROHIBIT TELEPHONE SOLICITORS FROM MAKING CALLS TO PERSONS ON THAT LIST. Adds GS 75-30.1 to place restrictions on telephone solicitations. Requires Attorney General to establish and maintain a list of telephone subscribers who object to receiving solicitations and to charge subscribers an initial listing fee and annual renewal fee. Telephone solicitors who make solicitations to numbers appearing on this list will be subject to a civil penalty not to exceed \$5,000 per violation. Additionally, persons who have received more than one solicitation within a twelve-month period on behalf of the same entity may bring an action to enjoin the violation and to recover monetary damages up to \$2,000 per violation. Telephone solicitors may assert as a defense that they established reasonable practices and procedures to prevent violations under this section. Requires the Dept. of Justice to adopt rules that require local telephone exchange companies to notify telephone subscribers of the opportunity to object to receiving solicitations and inform solicitors as to how to obtain access to the list. Adds new GS 62-53 to require local exchange company to notify persons subscribing to residential service of the opportunity to be placed on list of persons who object to receiving telephone solicitations.

Intro. by Robinson.

Ref. to Information Tech.

GS 75, 62