

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

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HOUSE BILL 686  
Committee Substitute Favorable 4/1/09  
PROPOSED SENATE COMMITTEE SUBSTITUTE H686-PCS30404-SB-42

Short Title: Modernize Do Not Call Notice Procedures. (Public)

Sponsors:

Referred to:

March 23, 2009

1 A BILL TO BE ENTITLED  
2 AN ACT TO MODERNIZE NOTICE REQUIREMENTS FOR PROTECTIONS FOR  
3 TELEPHONE SUBSCRIBERS WHO WISH TO STOP UNWANTED TELEPHONE  
4 SOLICITATIONS AND FOR CONSUMERS WHO ENTER INTO TELEMARKETING  
5 TRANSACTIONS.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 75-102(m) reads as rewritten:

8 "(m) The Attorney General, in consultation with the Public Staff of the Public Utilities  
9 Commission, shall draft the contents of a bill ~~insert~~ insert or bill message, a direct mailing, and  
10 an e-mail that notifies consumers of the existence of the "Do Not Call" Registry and provides  
11 information to consumers on how to use it and the other provisions of this Article to object to  
12 receiving telephone solicitations. Local exchange companies shall distribute the  
13 ~~insert~~ notification pursuant to G.S. 62-54."

14 **SECTION 2.** G.S. 62-54 reads as rewritten:

15 "§ 62-54. **Notification of opportunity to object to telephone solicitation.**

16 The Commission shall require each local exchange company and each competing local  
17 provider certified to do business in North Carolina to notify all telephone subscribers who  
18 subscribe to residential service from that company of the provisions of Article 4 of Chapter 75  
19 of the General Statutes and of the federal laws and regulations allowing consumers to object to  
20 receiving telephone ~~solicitations, by enclosing a bill insert,~~ solicitations. The notification shall  
21 be drafted pursuant to ~~G.S. 75-102(m), at least annually, in at least one telephone bill mailed to~~  
22 ~~every residential customer.~~ G.S. 75-102(m), shall be distributed at least annually, and shall be  
23 distributed by one of the following methods: bill insert or bill message, direct mail, or e-mail  
24 when the subscriber has affirmatively selected e-mail as a means of notification. The  
25 Commission shall also ensure that this information is printed in a clear, conspicuous manner in  
26 the consumer information pages of each telephone directory distributed to residential  
27 customers."

28 **SECTION 3.** This act becomes effective October 1, 2009.

