

**SENATE APPROPRIATIONS COMMITTEE  
FISCAL NOTE**

**BILL NO.** House Bill 318

**PRINTER NO.** 544

**AMOUNT**

No Fiscal Impact

**FUND**

General Fund

**DATE INTRODUCED**

February 1, 2019

**PRIME SPONSOR**

Representative Mizgorski

**DESCRIPTION**

House Bill 318 amends the Telemarketer Registration Act to provide for a permanent Do-Not-Call List, the inclusion of business telephone numbers on the Do-Not-Call List and certain robocall requirements.

This legislation provides for added definitions of "business telephone subscriber" and "robocall", and it updates existing definitions and provisions to incorporate these terms.

The bill would prohibit calls to a person who has previously stated they do not wish to receive calls made by or on behalf of a seller offering goods or services. It also prohibits robocalls from 900 numbers or any telephone numbers for which charges exceed local or long distance charges. The bill also prohibits telemarketing on legal holidays.

House Bill 318 requires telemarketers to establish a procedure for a person opting out to be removed from the telemarketers list immediately. Telemarketers will be required to provide notice as to how a person can opt out at the beginning of a call. The opt-out option shall also be made available throughout the entire call. Robocalls left on an answering machine or voicemail must provide a toll-free number that enables a person to call back and opt-out.

**FISCAL IMPACT:**

The Office of the Attorney General's Bureau of Consumer Protection administers and maintains the Do-Not-Call List program. Nothing in this legislation changes the way the office administers or maintains the list. Therefore, House Bill 318 has no fiscal impact on Commonwealth funds.