

SENATE APPROPRIATIONS COMMITTEE FISCAL NOTE

BILL NO. Senate Bill 764

PRINTER NO. 1761

AMOUNT

No Fiscal Impact

FUND

General Fund

DATE INTRODUCED

June 14, 2020

PRIME SPONSOR

Senator Brooks

DESCRIPTION

Senate Bill 764 amends the Telemarketer Registration Act to provide for robocalls and spoofing. The legislation also prohibits telemarketing and making a robocall between the hours of 8 PM and 8 AM.

Senate Bill 764 prohibits a person or entity from engaging, directly or indirectly, in caller ID spoofing from or to any person or entity in the Commonwealth with the intent to defraud, to cause harm to or wrongfully obtain anything of value from another. This prohibition does not apply to:

- The blocking of caller identification information;
- A federal, state or local law enforcement agency;
- A federal intelligence or security agency;
- A court order that specifically authorizes the use of caller ID manipulation; and
- A communications service provider, including telecommunications or Interconnected Voice over Internet Protocol service provider that is:
 - Acting in the communication service provider's capacity to an intermediary for the transmission of telephone service between the caller and the recipient;
 - Providing or configuring a service or service feature as requested by the customer;
 - Acting in a manner that is authorized or required by applicable law; and
 - Engaging in other conduct that is necessary to provide service.

Senate Bill 764 defines "caller identification information," "caller ID spoofing," "caller identification service" and "robocall."

This act shall take effect in 60 days.

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FISCAL NOTE

FISCAL IMPACT

Senate Bill 764 has no fiscal impact on Commonwealth funds. The Office of the Attorney General's Bureau of Consumer Protection administers and maintains Pennsylvania's Do Not Call List. The implementation of the provisions of Senate Bill 764 can be accomplished within existing staffing and funding levels provided to the Office of the Attorney General.