

# SENATE APPROPRIATIONS COMMITTEE FISCAL NOTE

**BILL NO.** Senate Bill 236

**PRINTER NO.** 1102

**AMOUNT**

No Fiscal Impact

**FUND**

General Fund

**DATE INTRODUCED**

February 16, 2021

**PRIME SPONSOR**

Senator Brooks

**DESCRIPTION**

Senate Bill 236 amends the Telemarketer Registration Act to provide for increased restrictions on robocalls and spoofing. The legislation prohibits telemarketing and making a robocall between the hours of 8 PM and 8 AM.

Senate Bill 236 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 to 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 as 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 236 defines “caller identification information,” “caller ID spoofing,” “caller identification service,” “legal holiday” and “robocall.”

This act shall take effect in 60 days.

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## **FISCAL IMPACT:**

Senate Bill 236 has no fiscal impact on Commonwealth funds. The Office of the Attorney General's Bureau of Consumer Protection administers and maintains the Do Not Call List. The implementation of the provisions of Senate Bill 236 can be accomplished within existing staffing and funding levels provided to the Office of the Attorney General.