MAINE STATE LEGISLATURE

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131st MAINE LEGISLATURE

FIRST REGULAR SESSION-2023

Legislative Document

No. 1379

S.P. 544

In Senate, March 28, 2023

An Act to Combat Unwanted Telephone Solicitations

Reference to the Committee on Energy, Utilities and Technology suggested and ordered printed.

DAREK M. GRANT Secretary of the Senate

Presented by Senator BALDACCI of Penobscot.

CHAPTER 225-A CELLULAR TELEPHONE DO-NOT-CALL REGISTRY ENROLLMENT S1499-C. Cellular telephone do-not-call registry enrollment 1. Definitions. As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings. A. "Division" means the Department of the Attorney General, consumer protection division. B. "Registry" means the do-not-call registry maintained by the division that lists the names of persons who do not wish to receive telephone sales calls. C. "Retail transaction" means a transaction in which a customer purchases a wireless telephone service from a wireless telephone service provider and the customer is assigned a telephone number. D. "Telecommunications carrier" has the same meaning as in 47 United States Code Section 153(51) as in effect on January 1, 2023. E. "Telephone sales call" means a solicitation call made to a customer for: (1) Solicitation of a sale of consumer goods or services; or (2) Obtaining information that will or may be used for the direct solicitation of a sale of consumer goods or services or an extension of credit for such purposes. F. "Wireless telephone service" means any mobile telecommunications services as defined in Title 35-A, section 102, subsection 9-A. G. "Wireless telephone service provider" means a telecommunications carrier that provides wireless telephone service provider means a telecommunications carrier that provides wireless telephone service provider shall: A. Advise the customer that the wireless telephone service provider will submit the customer's telephone number to the division for inclusion in the registry unless the customer's telephone number to the division of the customer may sign to opt out of having the customer's telephone number to the division of the retail transaction. If a customer opts out of inclusion in the registry, the wireless telephone service provider shall submit the customer's telephone number to the division of the retail transaction. If a customer opts out of inclusion in the	1	Be it enacted by the People of the State of Maine as follows:
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1	4. Civil violation. A violation of this chapter constitutes a civil violation for which a
2	fine of not less than \$250 may be adjudged.
3	Sec. 2. Effective date. This Act takes effect January 1, 2024.
4	SUMMARY
5	This bill requires a wireless telephone service provider to submit the telephone number
6	associated with a customer's mobile telecommunications service to the Department of the
7	Attorney General, consumer protection division for inclusion in the do-not-call registry
8	unless the customer opts out of the inclusion of the customer's telephone number to the do-
9	not-call registry in writing. Violations of the chapter are subject to a minimum fine of \$250.
10	This legislation takes effect January 1, 2024.