

MAINE STATE LEGISLATURE

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131st MAINE LEGISLATURE

FIRST SPECIAL SESSION-2023

Legislative Document

No. 1994

S.P. 819

In Senate, May 23, 2023

**An Act to Provide for Increased Academic Research by Allowing the
Gathering of Data or Statistics by Telephone**

Reference to the Committee on Innovation, Development, Economic Advancement and Business suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator GROHOSKI of Hancock.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 10 MRSA §1498, sub-§1, ¶B**, as amended by PL 2005, c. 197, §1, is further
3 amended to read:

4 B. "Solicitation calls" means calls, including facsimile transmissions, the purpose of
5 which is any of the following:

6 (1) To offer real property, goods or services for sale or rent;

7 (2) To convey information on real property, goods or services to solicit sales or
8 purchases;

9 (3) To promote or solicit charitable contributions; or

10 (4) To ~~gather data or statistics or~~ solicit information.

11 **Sec. 2. 10 MRSA §1498, sub-§6, ¶E**, as enacted by PL 2019, c. 185, §3, is
12 amended to read:

13 E. Deliver information with the prior, written, express consent of the recipient of the
14 call; ~~or~~

15 **Sec. 3. 10 MRSA §1498, sub-§6, ¶F**, as enacted by PL 2019, c. 185, §3, is
16 amended to read:

17 F. Communicate with a business about reservations, purchases and other information
18 for customers such as hours of operation, directions and merchandise availability; or

19 **Sec. 4. 10 MRSA §1498, sub-§6, ¶G** is enacted to read:

20 G. Gather data or statistics.

21 **SUMMARY**

22 This bill exempts gathering data or statistics from the prohibition on using an
23 automated telephone calling device or an artificial or prerecorded voice to make solicitation
24 calls.