

SB 5276-S - DIGEST

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that protecting the well-being, tranquility, and privacy of the home is of the highest order in a free and civilized society, and the efficient conduct of private businesses and government operations are of significant government interest.

Finds that automatic calling and announcing devices uniquely intrude into these interests.

Declares that no person may use an automatic dialing and announcing device before 9:00 a.m. or after 9:00 p.m.

Does not apply to the following: (1) Messages from federal, state, or local government entities or municipal corporations;

(2) Messages from schools to their students, parents, guardians, or employees;

(3) Messages from businesses to their employees;

(4) Messages to called parties with whom the caller has a current business or personal relationship if the message is for purposes other than commercial solicitation; or

(5) Messages concerning an emergency affecting public safety.

Provides that no person or entity may use an automatic dialing and announcing device unless: (1) The called party has given written or electronic consent to receive the message; or

(2) The recorded message is immediately preceded by a live operator who obtains the called party's consent before the message is played.