

By: Representative Staples

To: Public Utilities

HOUSE BILL NO. 854

1 AN ACT TO REPEAL SECTIONS 77-3-709 AND 77-3-711, MISSISSIPPI
2 CODE OF 1972, WHICH PROVIDE EXCEPTIONS TO THE MISSISSIPPI
3 TELEPHONE SOLICITATION ACT; TO AMEND SECTION 77-3-715, MISSISSIPPI
4 CODE OF 1972, TO CONFORM; AND FOR RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** Sections 77-3-709 and 77-3-711, Mississippi Code
7 of 1972, which provide exceptions to the Mississippi Telephone
8 Solicitation Act, are repealed.

9 **SECTION 2.** Section 77-3-715, Mississippi Code of 1972, is
10 amended as follows:

11 77-3-715. The commission may promulgate rules and
12 regulations necessary to effectuate this article, including, but
13 not limited to, the following:

14 (a) The methods by which consumers may give notice to
15 the commission or its contractor of their objection to receive
16 solicitations or revocation of the notice;

17 (b) The methods by which a notice of objection becomes
18 effective and the effect of a change of telephone number on the
19 notice;



20 (c) The methods by which objections and revocations are
21 collected and added to the database;

22 (d) The methods by which a person or entity desiring to
23 make telephone solicitations may obtain access to the database as
24 required to avoid calling the telephone number of consumers
25 included in the database;

26 (e) The process by which the database is updated, and
27 the frequency of updates;

28 (f) The process by which telephone solicitors must
29 register with the commission for the purpose of conducting
30 telephonic solicitations in the state;

31 (g) The establishment of fees to be charged by the
32 commission or its contractor to telephone solicitors for access to
33 or for paper or electronic copies of the database on an annual
34 basis; and

35 * * *

36 (* * *h) All other matters relating to the database
37 that the commission deems necessary.

38 **SECTION 3.** This act shall take effect and be in force from
39 and after July 1, 2019.

