

By: Senator(s) Barnett

To: Energy

SENATE BILL NO. 2221

1 AN ACT TO AMEND SECTION 77-3-723, MISSISSIPPI CODE OF 1972,
2 TO REVISE THE MISSISSIPPI TELEPHONE SOLICITATION ACT TO CHANGE THE
3 HOURS DURING WHICH AUTHORIZED CALLS MAY BE MADE AND TO REQUIRE THE
4 USE OF A CERTAIN PREFIX; AND FOR RELATED PURPOSES.

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

6 **SECTION 1.** Section 77-3-723, Mississippi Code of 1972, is
7 amended as follows:

8 77-3-723. (1) Any person or entity who makes an authorized
9 telephone solicitation to a consumer in this state shall announce
10 clearly, at the beginning of each call, his or her name, the
11 company he or she represents and the purpose of the call. Such
12 calls may only be made between the hours of 8:00 a.m. and * * *
13 1:00 p.m. Central Standard Time. No telephone solicitations may
14 be made on a Sunday. For purposes of this provision, an
15 "authorized telephone solicitation" means a solicitation that is
16 made: (a) to a consumer who is not listed on the most current
17 "no-calls" database; (b) by a telephone solicitor who has been
18 authorized to make such solicitations under the provisions of



19 Section 77-3-709; or (c) by a telephone solicitor who is exempt
20 from this article under the provisions of Section 77-3-711.

21 (2) A person or entity who makes a telephone solicitation to
22 a consumer in this state may not utilize knowingly any method that
23 blocks or otherwise circumvents the consumer's use of a caller
24 identification service, nor may the person or entity use an
25 automated dialing system or any like system that uses a recorded
26 voice message to communicate with the consumer unless the person
27 or entity has an established business relationship with the
28 consumer and uses the recorded voice message to inform the
29 consumer about a new product or service.

30 (3) A person or entity who makes a telephone solicitation to
31 a consumer in this state must use the prefix 855 when making the
32 solicitation.

33 **SECTION 2.** This act shall take effect and be in force from
34 and after July 1, 2019.

