

By: Senator(s) Barnett

To: Energy

SENATE BILL NO. 2157

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



20 who is exempt from this article under the provisions of Section  
21 77-3-711.

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

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

34 **SECTION 2.** This act shall take effect and be in force from  
35 and after July 1, 2020.

