

HOUSE BILL 106

I3, P1

1lr1458

(PRE-FILED)

By: **Delegate Wilson**

Requested: November 1, 2020

Introduced and read first time: January 13, 2021

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Office of the Attorney General – Website to Report Robocalls and Other Spam**
3 **Calls**

4 FOR the purpose of requiring the Office of the Attorney General to maintain a website
5 where a consumer may report robocalls and other spam calls; requiring the Office to
6 notify consumers by print, radio, or television advertisements on how to identify
7 robocalls and other spam calls and how to report them to the Office; requiring the
8 Office to notify the Federal Trade Commission about certain reports it receives
9 regarding robocalls and spam calls; defining certain terms; and generally relating to
10 reporting robocalls and other spam calls to the Office of the Attorney General.

11 BY adding to
12 Article – Commercial Law
13 Section 14–3203
14 Annotated Code of Maryland
15 (2013 Replacement Volume and 2020 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
17 That the Laws of Maryland read as follows:

18 **Article – Commercial Law**

19 **14–3203.**

20 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**
21 **INDICATED.**

22 **(2) (I) “AUTOMATIC DIALER” MEANS EQUIPMENT OR SOFTWARE**
23 **THAT MAKES A SERIES OF CALLS TO STORED TELEPHONE NUMBERS, INCLUDING**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 NUMBERS STORED ON A LIST.

2 (II) "AUTOMATIC DIALER" DOES NOT INCLUDE EQUIPMENT
3 THAT REQUIRES A HUMAN TO DIAL OR PLACE EACH INDIVIDUAL CALL ONE CALL AT
4 A TIME, AND REQUIRES THE HUMAN TO THEN REMAIN ON EACH CALL.

5 (3) "OFFICE" MEANS THE OFFICE OF THE ATTORNEY GENERAL.

6 (4) "ROBOCALL" MEANS A CALL MADE, OR TEXT MESSAGE SENT, TO
7 ANY TELEPHONE NUMBER OWNED BY A PERSON IN THE STATE USING:

8 (I) AN AUTOMATIC DIALER; OR

9 (II) AN ARTIFICIAL OR PRERECORDED VOICE.

10 (B) THE OFFICE OF ATTORNEY GENERAL SHALL:

11 (1) MAINTAIN A WEBSITE WHERE A CONSUMER IS ABLE TO REPORT
12 ROBOCALLS AND OTHER SPAM CALLS; AND

13 (2) PROVIDE NOTICE TO THE PUBLIC THROUGH PRINT, RADIO, OR
14 TELEVISION ADVERTISEMENTS INFORMING CONSUMERS ON HOW TO:

15 (I) IDENTIFY ROBOCALLS AND OTHER TYPES OF SPAM CALLS;
16 AND

17 (II) REPORT ROBOCALLS AND OTHER SPAM CALLS TO THE
18 OFFICE.

19 (C) THE OFFICE SHALL NOTIFY THE FEDERAL TRADE COMMISSION OF
20 EACH REPORT IT RECEIVES THROUGH THE WEBSITE REGARDING A ROBOCALL OR
21 OTHER SPAM CALL.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 2021.