

## **HB 3865 STAFF MEASURE SUMMARY**

### **House Committee On Commerce and Consumer Protection**

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**Meeting Dates:** 3/13

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#### **WHAT THE MEASURE DOES:**

The measure adds text messages to the definition of "call" and defines "telephone solicitation." Exempts calls because of a request, calls from business to business, calls about opinions or polls, and calls for a charitable purpose from the definition of "telephone solicitation." The measure requires that when making a telephone solicitation the call must identify themselves, identify the person they are calling on behalf of, and the purpose of the call in the first 10 seconds of the call or in the main body of the first text messages clearly, distinctly, and in a way that is comprehensible. The measure aligns telephone soliciting with the regulations for using an automatic dialing and announcing device. Requires that a caller using an automatic dialing and announcing device must only do so between 9 a.m. and 7 p.m. and may not call more than three times in 24 hours. Takes effect on the 91st day following adjournment sine die.

#### **ISSUES DISCUSSED:**

##### **EFFECT OF AMENDMENT:**

No amendment.

##### **BACKGROUND:**

ORS 646A.370 is the statute about definitions used concerning an automatic dialing and announcing device.

ORS 646A.372 is the statute about the limits on usage of automatic dialing and announcing device.

ORS 646A.374 is the statute about the prohibited actions concerning an automatic dialing and announcing device.