

Present law allows calls with no prohibitions or restrictions by registration if calls are made:

- 1) At the request of the subscriber.
- 2) To collect a lawful debt.
- 3) To existing customers or for reminders of appointments.
- 4) When a live operator introduces the call.
- 5) From a charity or nonprofit to a subscriber or donor.
- 6) To pre-existing business relationships.
- 7) Pursuant to political campaigns.
- 8) To notify of an emergency.

Proposed law repeals present law exemption for calls made pursuant to political campaigns, thus requiring those making robocalls pursuant to political campaigns to follow all requirements in present law.

Present law, under the Telephone Solicitation Relief Act of 2001, allows La. residents with telephone service to register with the Public Service Commission to be placed on the Do Not Call list (both state and federal).

Present law prohibits telephone solicitation to those persons on the list, except:

- 1) Responses made to an expressed request by the person called.
- 2) Contact in connection with existing debt or contract not yet completed.
- 3) Contact in connection with existing business relationships or prior business relationships within six months.
- 4) Calls from nonprofits, unless using paid professional solicitor.
- 5) Calls conducting marketing research or public opinion polling, as long as not for sales.
- 6) Calls connected with political activity:
 - a) For the sole purpose of urging support for or opposition to a political candidate or ballot issue as long as the caller identifies self.
 - b) For the sole purpose of conducting political polls or soliciting opinions, ideas, or votes.
 - c) By an official journal of the state, parish, municipality, school board, or political subdivision.
- 7) Calls for automobile sales if setting up a later face-to-face meeting with person who previously made purchases from that dealer.
- 8) Calls as a result of a referral to a person personally known to the solicitor, as long as the person is made aware of the name of who referred them.

Present law requires telephone solicitors to obtain copies of the Do Not Call listing by:

- 1) Paying a fee.
- 2) Registering with the Public Service Commission.
- 3) Posting a bond.

Proposed law repeals present law exception for calls constituting political activity, thus requiring those making calls pursuant to political activity to obtain copies of the Do Not Call listing and be subject to all other requirements of present law.

(Repeals R.S. 45:816(8) and 844.12(6)(f))