

Consumer protection; home solicitation sales; do not call register; create.

CONSUMER PROTECTION: Home solicitation sales; COMMUNICATIONS: Telephone

A bill to amend 1971 PA 227, entitled  
"An act to prescribe the rights and duties of parties to home solicitation sales,"  
(MCL 445.111 to 445.117) by adding section 8.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1        SEC. 8. (1) THE COMMISSION SHALL ESTABLISH AND PROVIDE FOR  
2 THE OPERATION OF A "DO NOT CALL" REGISTER OF TELEPHONE NUMBERS OF  
3 RESIDENTIAL TELEPHONE SUBSCRIBERS WHO OBJECT TO RECEIVING TELE-  
4 PHONE SOLICITATIONS. THE REGISTER MAY BE OPERATED BY THE COMMIS-  
5 SION OR BY ANOTHER ENTITY UNDER CONTRACT WITH THE COMMISSION.  
6 THE FOLLOWING ARE THE GUIDELINES FOR THE OPERATION OF THE  
7 REGISTER:  
8        (A) RESIDENTIAL TELEPHONE SUBSCRIBER MAY ENROLL 1 OR MORE  
9 TELEPHONE NUMBERS ON THE REGISTER IN THE MANNER ESTABLISHED BY  
10 THE COMMISSION. AN ENROLLMENT ON THE REGISTER IS EFFECTIVE 30

1 DAYS FOLLOWING THE DATE OF ENROLLMENT BY THE SUBSCRIBER. ONLY  
2 TELEPHONE NUMBERS DESIGNATED BY THE CONSUMER SHALL BE INCLUDED IN  
3 THE REGISTER. OTHER NUMBERS CONTROLLED BY THE CONSUMER SHALL NOT  
4 BE INCLUDED UNLESS REGISTERED BY THE CONSUMER.

5 (B) A TELEPHONE NUMBER REMAINS IN THE REGISTER UNTIL THE  
6 RESIDENTIAL TELEPHONE SUBSCRIBER REQUESTS THAT THE COMMISSION  
7 REMOVE THE NUMBER FROM THE REGISTER.

8 (C) TELEPHONE NUMBERS OF BUSINESS TELEPHONE SUBSCRIBERS MAY  
9 NOT BE INCLUDED ON THE REGISTER.

10 (D) THE COMMISSION SHALL UPDATE THE REGISTER AT THE BEGIN-  
11 NING OF EACH MONTH.

12 (E) THE COMMISSION MAY PURGE THE REGISTER PERIODICALLY IN  
13 ORDER TO ENSURE ACCURACY.

14 (2) THE INFORMATION CONTAINED IN THE DATABASE IS NOT OPEN TO  
15 PUBLIC INSPECTION OR DISCLOSURE UNDER THE FREEDOM OF INFORMATION  
16 ACT, 1976 PA 442, MCL 15.231 TO 15.246. THE COMMISSION SHALL  
17 TAKE ALL NECESSARY STEPS TO PROTECT THE CONFIDENTIALITY OF THE  
18 INFORMATION IN THE DATABASE.

19 (3) THE COMMISSION SHALL FORWARD THE LIST OF MICHIGAN TELE-  
20 PHONE NUMBERS ON THE REGISTER TO THE FEDERAL COMMUNICATIONS  
21 COMMISSION'S OR ANY OTHER FEDERAL AGENCY'S "DO NOT CALL" NATIONAL  
22 DATABASE, IF A FEDERAL LIST IS ESTABLISHED.

23 (4) A TELEPHONE SOLICITOR SHALL OBTAIN A COPY OF THE REGIS-  
24 TER FROM THE COMMISSION BEFORE HE OR SHE MAKES A TELEPHONE SOLIC-  
25 ITATION IN THIS STATE. A TELEPHONE SOLICITOR SHALL NOT CALL  
26 TELEPHONE NUMBER LISTED ON THE REGISTER.