

## **BILL ANALYSIS**

Senate Research Center  
78R4189 RCJ-D

H.B. 149  
By: Solomons (Shapleigh)  
Business & Commerce  
5/2/2003  
Engrossed

### **DIGEST AND PURPOSE**

Currently, under the Texas Telemarketing Disclosure and Privacy Act, the Public Utility Commission (PUC) or a third party vendor contracted by the PUC collects the names, addresses, and telephone numbers of consumers on the no-call list. H.B. 149 deletes the requirement that full addresses be collected from consumers registering on the Texas no-call list and provides that the PUC collect zip codes in the no-call list database.

### **RULEMAKING AUTHORITY**

Rulemaking authority is expressly granted to the Public Utility Commission of Texas in SECTION 3 of this bill.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 43.101, Business & Commerce Code, as added by Chapter 1429, Acts of the 77th Legislature, Regular Session, 2001, as follows:

Sec. 43.101. COMMISSION TO ESTABLISH TEXAS NO-CALL LISTS. (a) Includes the term “zip codes” and deletes the term “addresses” in relation to the no-call list.

(b) Makes a conforming change.

(c) Makes a conforming change.

SECTION 2. Amends Subchapter C, Chapter 552, Government Code, by adding Section 552.141, as follows:

Sec. 552.141. EXCEPTION: TEXAS NO-CALL LIST. Provides that the Texas no-call list created under Subchapter C, Chapter 43, Business & Commerce Code, as added by Chapter 1429, Acts of the 77th Legislature, Regular Session, 2001, is excepted from the requirements of Section 552.021.

SECTION 3. Requires the Public Utility Commission to adopt rules implementing the changes to the Texas no-call list and to delete consumer addresses from the Texas no-call list, as required by this Act, before October 1, 2003.

SECTION 4. Effective date: upon passage or September 1, 2003.