

By: Carona

S.B. No. 1730

A BILL TO BE ENTITLED

1 AN ACT

2 relating to application of the Texas no-call list to certain
3 transmissions to a mobile telephone number.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 44.002(9), Business & Commerce Code, is
6 amended to read as follows:

7 (9) "Telephone call" means a call or other
8 transmission which is made to or received at a telephone number,
9 including:

10 (A) a call made by an automated telephone dialing
11 system;

12 (B) a transmission to a facsimile recording
13 device; and

14 (C) a call or other transmission, including a
15 transmission of a text or graphic message or of an image, to a
16 mobile telephone number serviced by a provider of commercial mobile
17 service, as defined by Section 332(d), Communications Act of 1934
18 (47 U.S.C. Section 151 et seq.), as amended, Federal Communications
19 Commission rules, and the Omnibus Budget Reconciliation Act of 1993
20 (Pub. L. No. 103-66), as amended, except that the term does not
21 include a transmission made to a mobile telephone number as part of
22 an ad-based telephone service, in connection with which the
23 telephone service customer has agreed with the service provider to
24 receive the transmission.

1 SECTION 2. Section 44.103, Business & Commerce Code, is
2 amended by adding Subsection (c) to read as follows:

3 (c) The commission shall include on its Internet website a
4 notice explaining the application of the Texas no-call list to a
5 call or other transmission, including a transmission of a text or
6 graphic message or of an image, to a mobile telephone number.

7 SECTION 3. This Act takes effect September 1, 2007.