

# HB2853



**94TH GENERAL ASSEMBLY**  
**State of Illinois**  
**2005 and 2006**  
**HB2853**

Introduced 2/22/2005, by Rep. Tom Cross

**SYNOPSIS AS INTRODUCED:**

815 ILCS 413/15

Amends the Telephone Solicitations Act. Makes a technical change in a Section concerning the method of operation for telephone solicitations.

LRB094 03980 RXD 33995 b

A BILL FOR

1 AN ACT concerning business.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Telephone Solicitations Act is amended by  
5 changing Section 15 as follows:

6 (815 ILCS 413/15)

7 Sec. 15. Method of operation.

8 (a) No person shall solicit the sale of goods or services  
9 in this State by placing a ~~a~~ telephone call during the hours  
10 between 9 p.m. and 8 a.m.

11 (b) A live operator soliciting the sale of goods or  
12 services shall:

13 (1) immediately state his or her name, the name of the  
14 business or organization being represented, and the  
15 purpose of the call; and

16 (2) inquire at the beginning of the call whether the  
17 person called consents to the solicitation; and

18 (3) if the person called requests to be taken off the  
19 contact list of the business or organization, the operator  
20 must refrain from calling that person again and take all  
21 steps necessary to have that person's name and telephone  
22 number removed from the contact records of the business or  
23 organization so that the person will not be contacted again  
24 by the business or organization. Compliance with Section  
25 310.4(b) of the Federal Trade Commission's Telemarketing  
26 Sales Rule shall constitute compliance with this  
27 subsection (b)(3) of this Section.

28 (c) A person may not solicit the sale of goods or services  
29 by telephone in a manner that impedes the function of any  
30 caller ID when the telephone solicitor's service or equipment  
31 is capable of allowing the display of the solicitor's telephone  
32 number.

1 (Source: P.A. 90-541, eff. 6-1-98; 91-182, eff. 1-1-00.)