



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

HB4721

by Rep. Sandy Cole

#### SYNOPSIS AS INTRODUCED:

815 ILCS 505/2BBB new

Amends the Consumer Fraud and Deceptive Business Practices Act. Requires wireless carriers to create and offer consumers an option to opt out of all text message services on wireless service agreements. Requires that the option be available to the customer throughout the length of the contract. Provides that, if the customer elects this option in the middle of an existing contract, the carrier may not adjust the length of the contract. Provides that a violation is an unlawful practice within the meaning of the Act.

LRB095 18876 LCT 45017 b

FISCAL NOTE ACT  
MAY APPLY

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 Consumer Fraud and Deceptive Business  
5 Practices Act is amended by adding Section 2BBB as follows:

6 (815 ILCS 505/2BBB new)

7 Sec. 2BBB. Wireless carriers; consumer option to opt out of  
8 text messaging services. A wireless carrier must create and  
9 offer consumers an option to opt out of all text message  
10 services on wireless service agreements. The option must be  
11 available to the customer throughout the length of the  
12 contract. If the customer elects this option in the middle of  
13 an existing contract, the carrier may not adjust the length of  
14 the contract. Any person who violates this Section commits an  
15 unlawful practice within the meaning of this Act.