

By Mr. Stoddart of Natick, petition of Douglas W. Stoddart for legislation to further regulate privacy from solicitations for sale of goods or services and contributions. Commerce and Labor.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Seven.

AN ACT RELATIVE TO PRIVACY AND FREEDOM FROM SOLICITATION.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 30 of the General Laws is hereby  
2 amended by inserting after section 38 the following section:—

3 Section 38A. No agency or department of the commonwealth  
4 shall provide a list of clients or employees thereof or any other list  
5 accumulated by such agency or department to any person or entity  
6 other than law enforcement agencies.

1 SECTION 2. Section 30 of chapter 90 of the General Laws, as  
2 appearing in the 1994 Official Edition, is hereby amended by  
3 inserting after the word "hours", in line 4, the following:— pro-  
4 vided, however, the registrar shall not provide a list or any portion  
5 of a list of licensed motor vehicle operators to any person or entity  
6 other than a law enforcement agency.

1 SECTION 3. Chapter 140D of the General Laws is hereby  
2 amended by inserting after section 25 the following section:—

3 Section 25A. No card issuer shall solicit a person under the age  
4 of eighteen years to become a cardholder. A violation of this  
5 section shall be punished by a fine of two hundred and fifty dollars.

1 SECTION 4. Chapter 149 of the General Laws is hereby  
2 amended by adding the two following sections:—

3 Section 186. No person or entity doing business nor any charity  
4 soliciting funds in the commonwealth shall sell or otherwise

5 provide the names of purchasers or donors to any other person or  
6 entity for the purpose of aiding such person or entity in seeking  
7 sales or contributions without the written consent of said pur-  
8 chaser or donor.

9 All credit applications, sales agreements, catalogs advertising  
10 goods and charitable solicitations shall in bold print contain the  
11 provisions of the preceding paragraph.

12 A violation of this section shall be punished by a fine of not  
13 more than two hundred and fifty dollars.

14 Section 187. Any person or entity soliciting business or any  
15 charity soliciting funds in the commonwealth shall upon the  
16 request of the person solicited explain how such person, firm or  
17 entity obtained the name of said person.

1 SECTION 5. Chapter 159 of the General Laws is hereby  
2 amended by inserting after section 19E the following section:—

3 Section 19F. Any firm or person who solicits a sale or order for  
4 sale of goods or services by telephone shall provide upon request  
5 a telephone number or address and a procedure whereby a person  
6 may request to have his name removed from any telephone list  
7 used by such firm or person.

8 Any such request shall be honored within thirty days of receipt  
9 and shall be confirmed in writing.

10 A violation of this section shall be punished by a fine of not  
11 more than two hundred and fifty dollars.