

110TH CONGRESS
1ST SESSION

H. R. 251

IN THE SENATE OF THE UNITED STATES

JUNE 13, 2007

Received; read twice and referred to the Committee on Commerce, Science,
and Transportation

AN ACT

To amend the Communications Act of 1934 to prohibit manipulation of caller identification information, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Truth in Caller ID
3 Act of 2007”.

4 **SEC. 2. PROHIBITION REGARDING MANIPULATION OF**
5 **CALLER IDENTIFICATION INFORMATION.**

6 Section 227 of the Communications Act of 1934 (47
7 U.S.C. 227) is amended—

8 (1) by redesignating subsections (e), (f), and
9 (g) as subsections (f), (g), and (h), respectively; and

10 (2) by inserting after subsection (d) the fol-
11 lowing new subsection:

12 “(e) PROHIBITION ON PROVISION OF DECEPTIVE
13 CALLER IDENTIFICATION INFORMATION.—

14 “(1) IN GENERAL.—It shall be unlawful for any
15 person within the United States, in connection with
16 any telecommunications service or VOIP service, to
17 cause any caller identification service to transmit
18 misleading or inaccurate caller identification infor-
19 mation, with the intent to defraud or cause harm.

20 “(2) PROTECTION FOR BLOCKING CALLER
21 IDENTIFICATION INFORMATION.—Nothing in this
22 subsection may be construed to prevent or restrict
23 any person from blocking the capability of any caller
24 identification service to transmit caller identification
25 information.

26 “(3) REGULATIONS.—

1 “(A) DEADLINE.—Not later than 6
2 months after the enactment of this subsection,
3 the Commission shall prescribe regulations to
4 implement this subsection.

5 “(B) CONSIDERATION OF RELATED REGU-
6 LATIONS.—In conducting the proceeding to pre-
7 scribe the regulations required by subparagraph
8 (A) of this paragraph, the Commission shall ex-
9 amine whether the Commission’s regulations
10 under subsection (b)(2)(B) of this section
11 should be revised to require non-commercial
12 calls to residential telephone lines using an arti-
13 ficial or pre-recorded voice to deliver a message
14 to transmit caller identification information
15 that is not misleading or inaccurate.

16 “(4) EFFECT ON OTHER LAWS.—Nothing in
17 this subsection shall be construed to authorize or
18 prohibit any investigative, protective, or intelligence
19 activities performed in connection with official du-
20 ties, and in accordance with all applicable laws, by
21 a law enforcement agency of the United States, a
22 State, or a political subdivision of a State, or by an
23 intelligence agency of the United States.

24 “(5) SAVINGS PROVISION.—Except for para-
25 graph (3)(B), nothing in this subsection may be con-

1 strued to affect or alter the application of the Com-
2 mission’s regulations regarding the requirements for
3 transmission of caller identification information,
4 issued pursuant to the Telephone Consumer Protec-
5 tion Act of 1991 (Public Law 102–243) and the
6 amendments made by such Act.

7 “(6) DEFINITIONS.—For purposes of this sub-
8 section:

9 “(A) CALLER IDENTIFICATION INFORMA-
10 TION.—The term ‘caller identification informa-
11 tion’ means information provided to an end
12 user by a caller identification service regarding
13 the telephone number of, or other information
14 regarding the origination of, a call made using
15 a telecommunications service or VOIP service.

16 “(B) CALLER IDENTIFICATION SERVICE.—
17 The term ‘caller identification service’ means
18 any service or device designed to provide the
19 user of the service or device with the telephone
20 number of, or other information regarding the
21 origination of, a call made using a telecommuni-
22 cations service or VOIP service. Such term in-
23 cludes automatic number identification services.

24 “(C) VOIP SERVICE.—The term ‘VOIP
25 service’ means a service that—

1 “(i) provides real-time voice commu-
2 nications transmitted through end user
3 equipment using TCP/IP protocol, or a
4 successor protocol, for a fee or without a
5 fee;

6 “(ii) is offered to the public, or such
7 classes of users as to be effectively avail-
8 able to the public (whether part of a bun-
9 dle of services or separately); and

10 “(iii) has the capability to originate
11 traffic to, or terminate traffic from, the
12 public switched telephone network.”.

Passed the House of Representatives June 12, 2007.

Attest: LORRAINE C. MILLER,
Clerk.