110TH CONGRESS
1ST SESSION

H. R. 3789

To amend title 18, United States Code, to prohibit certain disclosures of cell phone numbers.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 9, 2007

Mr. POE introduced the following bill; which was referred to the Committee on the Judiciary

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A BILL

To amend title 18, United States Code, to prohibit certain disclosures of cell phone numbers.

1   *Be it enacted by the Senate and House of Representa-*

2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4   This Act may be cited as the "Consumer Cellphone

5 Number Distribution Protection Act of 2007".

6 **SEC. 2. MISUSE OF WIRELESS SUBSCRIBER CUSTOMER IN-**

7   **FORMATION.**

8   (a) IN GENERAL.—Chapter 88 of title 18 is amended

9 by adding at the end the following:

"§ 1802. Misuse of wireless subscriber customer infor-

         mation

"(a) Whoever knowingly discloses to another, for gain, a wireless subscriber's cell phone number without the express permission of the subscriber for that specific disclosure, if the number—

      "(1) is not already readily publicly available; and

      "(2) was obtained by the discloser or one in privity with the discloser as a condition of completing a commercial transaction that is in or affects interstate or foreign commerce and is unrelated to the disclosure;

shall be fined under this title or imprisoned not more than 6 months, or both.

"(b) As used in this section—

      "(1) the term 'wireless subscriber' means a subscriber to a commercial mobile service as defined in section 332(d) of the Communications Act of 1934; and

      "(2) the term 'cell phone number' means the number assigned to a wireless subscriber for the use of a commercial mobile service as so defined.".

(b) AMENDMENT TO TABLE OF SECTIONS.—The table of sections at the beginning of chapter 88 of title

1 18, United States Code, is amended by adding at the end

2 the following new item:

"1802. Misuse of wireless subscriber customer information.".

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