

116TH CONGRESS
1ST SESSION

H. R. 2386

To amend the Communications Act of 1934 to provide for information sharing regarding robocall and spoofing violations, to authorize the provision of a robocall blocking service with opt-out customer approval, and to provide for a study on information requirements for certain VoIP service providers.

IN THE HOUSE OF REPRESENTATIVES

APRIL 29, 2019

Mr. LATTA (for himself and Mr. MICHAEL F. DOYLE of Pennsylvania) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend the Communications Act of 1934 to provide for information sharing regarding robocall and spoofing violations, to authorize the provision of a robocall blocking service with opt-out customer approval, and to provide for a study on information requirements for certain VoIP service providers.

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 “Support Tools to Oblit-

5 erate Pesky Robocalls Act” or the “STOP Robocalls Act”.

1 **SEC. 2. INFORMATION SHARING REGARDING ROBOCALL**
2 **AND SPOOFING VIOLATIONS.**

3 Section 227 of the Communications Act of 1934 (47
4 U.S.C. 227) is amended by adding at the end the fol-
5 lowing:

6 “(i) INFORMATION SHARING.—Not later than 18
7 months after the date of the enactment of this subsection,
8 the Commission shall promulgate regulations to establish
9 a process that streamlines the ways in which a private en-
10 tity may voluntarily share with the Commission informa-
11 tion relating to—

12 “(1) a call made or a text message sent in vio-
13 lation of subsection (b); or

14 “(2) a call or text message for which misleading
15 or inaccurate caller identification information was
16 caused to be transmitted in violation of subsection
17 (e).”.

18 **SEC. 3. ROBOCALL BLOCKING SERVICE WITH OPT-OUT CUS-**
19 **TOMER APPROVAL.**

20 Section 227 of the Communications Act of 1934 (47
21 U.S.C. 227), as amended by section 2, is further amended
22 by adding at the end the following:

23 “(j) ROBOCALL BLOCKING SERVICE WITH OPT-OUT
24 CUSTOMER APPROVAL.—

25 “(1) IN GENERAL.—A voice service provider
26 may provide a robocall blocking service to a cus-

1 tomer on an informed opt-out basis if the provider
2 does not charge a fee in exchange for such service.

3 “(2) RULES OF CONSTRUCTION.—

4 “(A) INFORMED OPT-IN BASIS.—Nothing
5 in this subsection shall be construed to prohibit
6 a voice service provider from providing a
7 robocall blocking service to customers on an in-
8 formed opt-in basis, whether or not in exchange
9 for a fee.

10 “(B) BLOCKING CALLS WITHOUT CUS-
11 TOMER CONSENT.—Nothing in this subsection
12 shall be construed to prohibit a voice service
13 provider from blocking calls without customer
14 consent as provided by rule or order of the
15 Commission.

16 “(3) DEFINITIONS.—In this subsection:

17 “(A) ROBOCALL BLOCKING SERVICE.—The
18 term ‘robocall blocking service’ means a service
19 or technology that enables a voice service cus-
20 tomer to avoid receiving calls made in violation
21 of subsection (b).

22 “(B) VOICE SERVICE.—The term ‘voice
23 service’ has the meaning given such term in
24 subsection (e)(8). This subparagraph shall
25 apply before the effective date of the amend-

1 ment made to such subsection by subparagraph
 2 (C) of section 503(a)(2) of division P of the
 3 Consolidated Appropriations Act, 2018 (Public
 4 Law 115–141) as if such amendment was al-
 5 ready in effect.”.

6 **SEC. 4. STUDY ON INFORMATION REQUIREMENTS FOR CER-**
 7 **TAIN VOIP SERVICE PROVIDERS.**

8 (a) IN GENERAL.—The Federal Communications
 9 Commission shall conduct a study regarding whether to
 10 require a provider of covered VoIP service to—

11 (1) provide to the Commission contact informa-
 12 tion for such provider and keep such information
 13 current; and

14 (2) retain records relating to each call trans-
 15 mitted over the covered VoIP service of such pro-
 16 vider that are sufficient to trace such call back to
 17 the source of such call.

18 (b) REPORT TO CONGRESS.—Not later than 18
 19 months after the date of the enactment of this Act, the
 20 Commission shall submit to Congress a report on the re-
 21 sults of the study conducted under subsection (a).

22 (c) COVERED VOIP SERVICE DEFINED.—In this sec-
 23 tion, the term “covered VoIP service” means a service
 24 that—

1 (1) is an interconnected VoIP service (as de-
2 fined in section 3 of the Communications Act of
3 1934 (47 U.S.C. 153)); or

4 (2) would be an interconnected VoIP service (as
5 so defined) except that the service permits users to
6 terminate calls to the public switched telephone net-
7 work but does not permit users to receive calls that
8 originate on the public switched telephone network.

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