

HB 542 -- Commercial Solicitations

Sponsor: Skaggs

This bill prohibits businesses from sending unsolicited commercial mail to individuals older than 65 years of age who register with the Office of the Attorney General. The Attorney General is required to promulgate the necessary rules for the creation and operation of a no-mail database by January 1, 2008, and have the database in operation by July 1, 2008. There will be no charge to have one's address included in the database, and the database will not be a public record. The Attorney General may seek an injunction and a civil penalty of up to \$5,000 for every violation of the no-mail law. Any person receiving two solicitations in a 12-month period may bring suit to enjoin the solicitations and be awarded up to \$5,000 for each violation.

The bill becomes effective July 1, 2008.