

HOUSE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Robert F. Fennell

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to telecommunications and telephone plans. .

PETITION OF:

NAME:

Robert F. Fennell

DISTRICT/ADDRESS:

10th Essex

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 3305 OF 2007-2008.]

The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine
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AN ACT RELATIVE TO TELECOMMUNICATIONS AND TELEPHONE PLANS. .

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 166 of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by
2 inserting after section 15 E the following section:-
3
- 4 Section 15F. (A) At no time shall any telecommunications carrier add any additional service to, nor bill, said
5 subscriber without the prior written approval of said subscriber. A telephone bill may only contain charges for
6 products or services, the purchase of which the subscriber has authorized. Any offer to add such services shall be in
7 writing in clear and concise language easily discernable by said subscriber in the same type set as all other
8 information on all bills or applications offered to said subscriber.
- 9 (B) Requirements for billing authorized charges. A telecommunications carrier shall meet all of the following
10 requirements before submitting charges for any product or service to be billed on any subscriber's telephone bill:
- 11 (1) Inform the subscriber. The telecommunications carrier offering the product or service must
12 thoroughly inform the subscriber of the product or service being offered, including all associated
13 charges, and explicitly inform the subscriber that the associated charges for the product or service will
14 appear on the subscriber's telephone bill.
- 15 (2) Obtain subscriber authorization. The subscriber must have clearly and explicitly consented to
16 obtaining the product or service offered and to having the associated charge appear on the subscriber's
17 telephone bill. A record of the consent must be maintained by the telecommunications carrier offering
18 the product or service for at least 24 months immediately after the consent was obtained.
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