

[First Reprint]

**SENATE, No. 921**

**STATE OF NEW JERSEY**  
**220th LEGISLATURE**

INTRODUCED JANUARY 31, 2022

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**SYNOPSIS**

Requires telemarketers to provide name, mailing address, and telephone number of person on whose behalf call is made.

**CURRENT VERSION OF TEXT**

As reported by the Senate Commerce Committee on January 26, 2023, with amendments.

(Sponsorship Updated As Of: 3/30/2023)

1 AN ACT concerning telemarketers and amending P.L.2003, c.76.

2

3 **BE IT ENACTED** by the Senate and General Assembly of the State  
4 of New Jersey:

5

6 1. Section 10 of P.L.2003, c.76 (C.56:8-128) is amended to read  
7 as follows:

8 10. a. **[No]** A telemarketer shall not make or cause to be made  
9 any unsolicited telemarketing sales call to any customer whose  
10 telephone number is included on the no telemarketing call list  
11 established pursuant to section 9 of **[this act]** P.L.2003, c.76 (C.56:8-  
12 127), except for a call made within three months of the date the  
13 customer's telephone number was first included on the no call list but  
14 only if the telemarketer had at the time of the call not yet obtained a no  
15 call list which included the customer's telephone number and the no  
16 call list used by the telemarketer was issued less than three months  
17 prior to the time the call was made.

18 b. A telemarketer making a telemarketing sales call shall, within  
19 the first 30 seconds of the call, accurately identify the telemarketer's  
20 name, the name and telephone number of the person on whose behalf  
21 the call is being made, and the purpose of the call. <sup>1</sup>**[A]** In addition to  
22 any other penalties provided by law, a<sup>1</sup> violation of this subsection  
23 shall constitute a disorderly persons offense.

24 c. A telemarketer shall be required to disclose the mailing address  
25 of the telemarketer, and any company on whose behalf the company is  
26 telemarketing, on any website owned or operated by the telemarketer  
27 and on any subsequent written communication to a customer.

28 d. A telemarketer shall not make or cause to be made any  
29 unsolicited telemarketing sales call to any customer between the hours  
30 of **[9 p.m. and 8 a.m.]** 9:00 p.m. and 8:00 a.m., local time, at the  
31 customer's location.

32 **[d.]** e. A telemarketer shall not intentionally use any method  
33 that blocks a caller identification service from displaying caller  
34 identification information or otherwise circumvents a customer's use  
35 of a telephone caller identification service, including, but not limited  
36 to, the use of any technology or method which displays a telephone  
37 number or name not associated with the telemarketer or intentionally  
38 designed to misrepresent the telemarketer's identity.

39 f. The requirements of this section shall not apply to any  
40 telemarketer who makes a residential marketing call in response to a  
41 customer's phone call or contact with the telemarketer's website, in  
42 which the customer affirmatively requests a follow-up telemarketing  
43 sales call or other contact from the telemarketer.

44 (cf: P.L.2005, c.289, s.1)

**EXPLANATION** – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined **thus** is new matter

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup>Senate SCM committee amendments adopted January 26, 2023.

**S921 [1R] BRAMNICK, POU**

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- 1       2. This act shall take effect on the first day of the seventh
- 2 month following enactment.