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## DIGEST

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HB 594 Original

2018 Regular Session

Gary Carter

**Abstract:** Prohibits telemarketing to a person aged 65 or older, provides criminal penalties, and provides definitions.

Present law makes it a crime to harass a person over a telephone under various circumstances. Provides that the crime is deemed to have been committed at the place where the telephone call originated or was received. Provides that a person's first violation of this crime is punishable by a fine of no more than \$500 and imprisonment for up to six months. Provides that a second or subsequent offense is punishable by a fine of no more than \$5,000 and imprisonment with or without hard labor for up to two years.

Proposed law retains present law and makes it a crime to engage in telephonic solicitation of a person who is 65 or older. Defines "telephonic solicitation" as any voice or data communication made by a person to a telephone subscriber for the purpose of encouraging the sale, rental, or investment in or extension of credit for any property, consumer goods, or services or to obtain information to be used for direct solicitation thereof, or for the solicitation of a contribution to a charitable organization. Proposed law makes this crime subject to the penalties provided by present law.

(Adds R.S. 14:285(A)(6))