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PROPOSED AMENDMENT TO SENATE BILL NO. 255

Amend sec. 15, subsection 1, page 4, lines 29 and 30, to read as follows:

"1. The telemarketer is a public utility, telecommunications company, *community antenna television company*, or financial institution, *and*".

Amend sec. 15, page 4, line 32, by deleting "; and" and inserting "."

Amend sec. 15, lines 33 and 34 by deleting "3. *The primary purpose of the telephone call is to terminate the business relationship.*" and inserting:

(a) A "preexisting business relationship" is a relationship between a telemarketer and a customer based on the customer's purchase, rental, or lease of the telemarketer's goods or services, or a financial transaction between the customer and telemarketer, within the eighteen (18) months immediately preceding the date of a sales call.

(b) Any telemarketer subject to the preexisting business relationship exemption as defined in this Subsection must comply with state and federal requirements for maintaining internal do-not-call records listing the telephone numbers of customers who have requested that the telemarketer make no further sales calls. Telemarketers engaged in telemarketing in Nevada and relying upon the preexisting business relationship exemption must provide this list to the Attorney General upon request.

(c) At least once annually, a telemarketer subject to the preexisting business relationship exemption shall provide notice, in the form of a separate, written statement, to each existing customer:

(1) That the customer may elect to be placed on the telemarketer's internally maintained do-not-call list;

(2) That the telemarketer is providing the notice pursuant to this Subsection; and

(3) That the customer may contact either the telemarketer's customer service department or the Attorney General for further information. The notice will provide the current address, telephone numbers and email addresses for both the telemarketer and the Attorney General.