



Rep. Karen May

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LRB095 15233 RLC 47618 a

1 AMENDMENT TO HOUSE BILL 4999

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 4999 on page 1, by  
3 inserting immediately below line 9, the following:

4 "(0.5) "Established business relationship" means a prior  
5 or existing relationship formed by a voluntary 2-way  
6 communication between a person or entity and a business or  
7 residential subscriber with or without an exchange of  
8 consideration, on the basis of an inquiry, application,  
9 purchase, or transaction by the business or residential  
10 subscriber regarding products or services offered by such  
11 person or entity, which relationship has not been  
12 previously terminated by either party."; and

13 on page 2, by inserting immediately below line 24 the  
14 following:

15 "(g) Nothing in this Section prohibits the use of a  
16 facsimile machine to send unsolicited advertising or  
17 fund-raising material if the sender has an established business

1 relationship with the recipient of the facsimile transmission  
2 and the recipient is provided a toll-free number to call to be  
3 excluded from receiving facsimile transmissions by the sender.  
4 However, if the sender continues to send unsolicited  
5 advertising or fund-raising material to the recipient after the  
6 recipient calls the toll-free number and requests not to be  
7 sent the unsolicited advertising or fund-raising material by  
8 the sender and the recipient can document such call, the  
9 provisions of subsections (b), (c), and (d) of this Section  
10 apply. If a business contracts with a national facsimile  
11 transmission service to send unsolicited advertising or  
12 fund-raising material, the national facsimile transmission  
13 service must prove that the sender contracted for such service  
14 in order for the sender to be liable for the criminal and civil  
15 penalties provided in this Section."