

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office
FLOOR DEBATE

May 21, 2003

LB 743

Smith, is trying to protect all of our citizens and by growing government through this no-call list. And let me kind of go through with you, if I may, my objections. And I made these on General File but, perhaps, some of you've forgotten the elements of Senator Smith's big government bill. And I thought maybe it would be good if we kind of go through and establish again how the federal government is taking care of this problem that Senator Smith is trying to address. I had mentioned that on the very day that Senator Smith's bill came up on General File, Senator Smith's big government bill, I was reading the newspaper at lunch, and in the Omaha World-Herald, on April 9th of this year, there is an article. And it says, the title is "Phone Pests Demise." And it says phones may stay silent in many homes come July, that's July of this year, when the FT...the Federal Trade Commission opens its national, that's the keyword here, National Do Not Call list. The federal government is establishing a do not call list and Senator Smith wants to duplicate that for some reason, I guess so we can spend more of our precious state resources funding this when the federal government is already doing it. We just added a significant tax increase. We're growing government rapidly, and here we are again, this is...this type of bill is the exact reason we had to vote for a tax increase. Anyway, let me go on with this article; The list will bar many telemarketers from calling people who request to be on the list. Beginning July 1, and again that's July 1 of this year, the federal government is going to take care of this problem. Consumers will be able to visit a web site or call a toll free number to be included on the National Do Not Call list. Then starting in September, that's September of this year, telemarketers will not be allowed to call anyone who has entered their name and number on the list. Those who do could face a fine of up to \$11,000. So what we have is our citizens here in Nebraska, we're not an island, our citizens in Nebraska can apply to get on the National Do Not Call list and it won't cost them a penny, free. And we don't have to expend state resources to put in place a machine or mechanism that allows our citizens to do what they already can under the federal law. The phone number and web address, which have yet to be released, it's coming but it hasn't been released. It will be on line. The Federal Trade Commission has limited authority to police the calls. And then let's see, then