

JAN 12 2001
STATE GOVERNMENT

HOUSE FILE 52
BY CORMACK

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to political telephone communication limitations,
2 and providing a civil penalty.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 52

1 Section 1. NEW SECTION. 56.14A POLITICAL TELEPHONE
2 COMMUNICATION LIMITATIONS.

3 1. A person shall not make an unsolicited telephone call
4 relating to the nomination or election of a candidate for
5 public office in Iowa, or to the passage or defeat of a ballot
6 issue in Iowa, that is made for purposes of conducting a poll,
7 conducting research, or sharing information, unless the person
8 making the telephone call discloses all of the following
9 information at the commencement of the call:

- 10 a. The person's name.
- 11 b. The purpose of the telephone call.
- 12 c. The name of any individual, business, or organization
13 on whose behalf the call is being made.
- 14 d. The identity of any person or group who has directly or
15 indirectly paid for the making of the telephone call.
- 16 e. The location from which the telephone call is being
17 made.

18 2. Notwithstanding section 56.16, a person who violates
19 the requirements of this section shall pay, in the manner
20 prescribed by the board, a civil penalty of five hundred
21 dollars for each telephone call made in violation of this
22 section. Moneys from civil penalties collected under this
23 section shall be disposed of in the same manner as other civil
24 penalties collected under section 68B.32D.

25 3. The board shall adopt rules pursuant to chapter 17A
26 establishing procedures to administer this section.

27 EXPLANATION

28 This bill requires persons conducting, via unsolicited
29 telephone calls, political research or polls, or sharing
30 information relating to candidates or constitutional or public
31 measures, to disclose certain information. The information
32 which must be disclosed includes the person's name, the
33 purpose of the telephone call, the name of any individual or
34 business on whose behalf the call is being made, the identity
35 of any person or group who has directly or indirectly paid for

1 the making of the telephone call, and the location from which
2 the telephone call is being made. Failure to abide by the
3 requirements of the section will subject the person to a \$500
4 civil penalty for each telephone call made. The new
5 requirements are to be enforced by the ethics and campaign
6 disclosure board and any moneys collected are to be disposed
7 of in the same manner as other civil penalties collected by
8 that board. The board is directed to adopt rules to implement
9 the new requirements.

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