

H.B. 214

MISREPRESENTATION OF TELEPHONE AND TEXT IDENTIFICATION

HOUSE COMMITTEE AMENDMENTS

AMENDMENT 1

FEBRUARY 9, 2015 12:22 PM

Representative **David E. Lifferth** proposes the following amendments:

1. *Page 1, Lines 16 through 17:*

- 16 ▶ provides that a violation is a class B misdemeanor; ~~{and}~~
- 17 ▶ provides that the recipient of the call or text may bring a civil action for damages ~~;~~ **and**
▶ provides that an Internet service provider or hosting company, a provider of public
telecommunications services, or a text message service that transmits, routes, or otherwise manages data
without selecting the content is not subject to these prohibitions .

2. *Page 3, Lines 63 through 64:*

- 63 message, or text message made in violation of this section, a criminal action initiated by a
64 prosecuting attorney, or both.

(7) This section does not apply to an Internet service provider or hosting company, a provider of public telecommunications services, or a text message service by reason of the fact that the Internet service provider, hosting company, text message service, or provider of public telecommunications services:

- (i) transmits, routes, or provides connections for material without selecting the material;**
(ii) stores or delivers the material at the direction of a user; or
(iii) provides a caller or text message identification service.