

S 714

Junk Fax Prevention Act of 2005

Congress: 109 (2005–2007, Ended)

Chamber: Senate

Policy Area: Science, Technology, Communications

Introduced: Apr 6, 2005

Current Status: Became Public Law No: 109-21.

Latest Action: Became Public Law No: 109-21. (Jul 9, 2005)

Law: 109-21 (Enacted Jul 9, 2005)

Official Text: https://www.congress.gov/bill/109th-congress/senate-bill/714

Sponsor

Name: Sen. Smith, Gordon H. [R-OR]

Party: Republican • State: OR • Chamber: Senate

Cosponsors (9 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Burns, Conrad R. [R-MT]	R · MT		Apr 6, 2005
Sen. Dorgan, Byron L. [D-ND]	D · ND		Apr 6, 2005
Sen. Inouye, Daniel K. [D-HI]	D · HI		Apr 6, 2005
Sen. Lautenberg, Frank R. [D-NJ]	D · NJ		Apr 6, 2005
Sen. Snowe, Olympia J. [R-ME]	R · ME		Apr 6, 2005
Sen. Stevens, Ted [R-AK]	R · AK		Apr 6, 2005
Sen. Sununu, John E. [R-NH]	R · NH		Apr 6, 2005
Sen. Allen, George [R-VA]	R · VA		May 12, 2005
Sen. Collins, Susan M. [R-ME]	R · ME		Jun 15, 2005

Committee Activity

Committee	Chamber	Activity	Date
Commerce, Science, and Transportation Committee	Senate	Hearings By (subcommittee)	Apr 13, 2005

Subjects & Policy Tags

Policy Area:

Science, Technology, Communications

Related Bills

No related bills are listed.

(This measure has not been amended since it was passed by the Senate on June 24, 2005. The summary of that version is repeated here.)

Junk Fax Prevention Act of 2005 - Amends the Communications Act of 1934 to prohibit a person from using any telephone facsimile (fax) machine, computer, or other device to send, to another fax machine, an unsolicited advertisement to a person who has requested that such sender not send such advertisements, or to any other person unless: (1) the sender has an established business relationship with the person; (2) the sender obtained the fax number through voluntary communication from the recipient or from an Internet directory or site to which the recipient voluntarily made the fax number available for public distribution; and (3) the advertisement contains a conspicuous notice on its first page that the recipient may request not to be sent any further unsolicited advertisements, and includes a domestic telephone and fax number (neither of which can be a pay-per-call number) for sending such a request.

Requires the Federal Communications Commission (FCC) to provide that a request not to send unsolicited advertisements complies with FCC requirements if: (1) the request identifies the recipient fax number to which the request relates; (2) the request is made to the telephone or fax number of the sender; and (3) the person making the request has not subsequently provided express invitation or permission to have such advertisements sent. Authorizes the FCC to: (1) allow professional tax-exempt trade associations to send unsolicited advertisements to their members in furtherance of association purposes; and (2) establish a time limit on established business relationships for purposes of this Act.

Requires the: (1) FCC to report annually to Congress on the enforcement of the above requirements; and (2) Comptroller General to study, and report to specified congressional committees on, complaints received by the FCC concerning unsolicited advertisements sent to fax machines.

Actions Timeline

- **Jul 9, 2005:** Signed by President.
- **Jul 9, 2005:** Signed by President.
- **Jul 9, 2005:** Became Public Law No: 109-21.
- **Jul 9, 2005:** Became Public Law No: 109-21.
- **Jun 30, 2005:** Presented to President.
- **Jun 30, 2005:** Presented to President.
- **Jun 28, 2005:** Mr. Upton moved to suspend the rules and pass the bill.
- **Jun 28, 2005:** Considered under suspension of the rules. (consideration: CR H5262-5265)
- **Jun 28, 2005:** DEBATE - The House proceeded with forty minutes of debate on S. 714.
- **Jun 28, 2005:** Passed/agreed to in House: On motion to suspend the rules and pass the bill Agreed to by voice vote.(text: CR H5262-5263)
- **Jun 28, 2005:** On motion to suspend the rules and pass the bill Agreed to by voice vote. (text: CR H5262-5263)
- **Jun 28, 2005:** Motion to reconsider laid on the table Agreed to without objection.
- **Jun 28, 2005:** Cleared for White House.
- **Jun 24, 2005:** Measure laid before Senate by unanimous consent. (consideration: CR S7380-7383; text of measure as reported in Senate: CR S7380-7382)
- **Jun 24, 2005:** The committee amendments agreed to by Unanimous Consent.
- **Jun 24, 2005:** Passed/agreed to in Senate: Passed Senate with amendments by Unanimous Consent.(text: CR S7382-7383)
- **Jun 24, 2005:** Passed Senate with amendments by Unanimous Consent. (text: CR S7382-7383)
- **Jun 24, 2005:** Received in the House.
- **Jun 24, 2005:** Message on Senate action sent to the House.
- **Jun 24, 2005:** Held at the desk.
- **Jun 7, 2005:** Committee on Commerce, Science, and Transportation. Reported by Senator Stevens with amendments. With written report No. 109-76.
- **Jun 7, 2005:** Committee on Commerce, Science, and Transportation. Reported by Senator Stevens with amendments. With written report No. 109-76.
- **Jun 7, 2005:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 120.
- **Apr 14, 2005:** Committee on Commerce, Science, and Transportation. Ordered to be reported with amendments favorably.
- **Apr 13, 2005:** Committee on Commerce, Science, and Transportation Subcommittee on Trade, Tourism, and Economic Development. Hearings held. With printed Hearing: S.Hrg. 109-278.
- **Apr 6, 2005:** Introduced in Senate
- **Apr 6, 2005:** Sponsor introductory remarks on measure. (CR S3280)
- **Apr 6, 2005:** Read twice and referred to the Committee on Commerce, Science, and Transportation. (text of measure as introduced: CR S3280-3281)