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SENATE BILL 5340

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State of Washington

57th Legislature

2001 Regular Session

By Senators Finkbeiner, Horn, McCaslin, Morton, Winsley, Hale and McDonald

Read first time 01/19/2001. Referred to Committee on Economic Development & Telecommunications.

1 AN ACT Relating to telephone solicitation definitions; adding a  
2 new section to chapter 19.158 RCW; and repealing RCW 19.158.020.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 19.158  
5 RCW to read as follows:

6 The definitions in this section apply throughout this chapter  
7 unless the context clearly requires otherwise.

8 (1) "Person" means:

9 (a) Any individual;

10 (b) Any business entity, whether commercial or nonprofit,  
11 including but not limited to a firm, an association, a  
12 corporation, a partnership, a joint venture, or a sole  
13 proprietorship; or

14 (c) Each individual real estate agent or insurance agent who  
15 maintains a separate list from other individual real estate or  
16 insurance agents.

17 (2) "Commercial telephone solicitation" means the unsolicited  
18 initiation of a telephone call by a person to a residential

1 telephone customer and conversation for the purpose of encouraging  
2 a person to purchase property, goods, or services or soliciting  
3 donations of money, property, goods, or services. "Commercial  
4 telephone solicitation" does not include:

5 (a) Calls made in response to a request or inquiry by the  
6 called party. This includes calls regarding an item that has been  
7 purchased by the called party from the company or organization  
8 during a period not longer than twelve months prior to the  
9 telephone contact;

10 (b) Calls made by a not-for-profit organization to its own list  
11 of bona fide or active members of the organization;

12 (c) Calls limited to polling or soliciting the expression of  
13 ideas, opinions, or votes; or

14 (d) Business-to-business contacts.

15 NEW SECTION. **Sec. 2.** RCW 19.158.020 (Definitions) and 1989 c 20 s  
16 3 are each repealed.

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