

109<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 5126

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## AN ACT

To amend the Communications Act of 1934 to prohibit manipulation of caller identification information, and for other purposes.

1        *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Truth in Caller ID  
3 Act of 2006”.

4 **SEC. 2. PROHIBITION REGARDING MANIPULATION OF**  
5 **CALLER IDENTIFICATION INFORMATION.**

6 Section 227 of the Communications Act of 1934 (47  
7 U.S.C. 227) is amended—

8 (1) by redesignating subsections (e), (f), and  
9 (g) as subsections (f), (g), and (h), respectively; and

10 (2) by inserting after subsection (d) the fol-  
11 lowing new subsection:

12 “(e) PROHIBITION ON PROVISION OF DECEPTIVE  
13 CALLER IDENTIFICATION INFORMATION.—

14 “(1) IN GENERAL.—It shall be unlawful for any  
15 person within the United States, in connection with  
16 any telecommunications service or VOIP service, to  
17 cause any caller identification service to transmit  
18 misleading or inaccurate caller identification infor-  
19 mation, with the intent to defraud or cause harm.

20 “(2) PROTECTION FOR BLOCKING CALLER  
21 IDENTIFICATION INFORMATION.—Nothing in this  
22 subsection may be construed to prevent or restrict  
23 any person from blocking the capability of any caller  
24 identification service to transmit caller identification  
25 information.

1           “(3) REGULATIONS.—Not later than 6 months  
2 after the enactment of this subsection, the Commis-  
3 sion shall prescribe regulations to implement this  
4 subsection.

5           “(4) DEFINITIONS.—For purposes of this sub-  
6 section:

7           “(A) CALLER IDENTIFICATION INFORMA-  
8 TION.—The term ‘caller identification informa-  
9 tion’ means information provided to an end  
10 user by a caller identification service regarding  
11 the telephone number of, or other information  
12 regarding the origination of, a call made using  
13 a telecommunications service or VOIP service.

14           “(B) CALLER IDENTIFICATION SERVICE.—  
15 The term ‘caller identification service’ means  
16 any service or device designed to provide the  
17 user of the service or device with the telephone  
18 number of, or other information regarding the  
19 origination of, a call made using a telecommuni-  
20 cations service or VOIP service. Such term in-  
21 cludes automatic number identification services.

22           “(C) VOIP SERVICE.—The term ‘VOIP  
23 service’ means a service that—

24           “(i) provides real-time voice commu-  
25 nications transmitted through end user

1 equipment using TCP/IP protocol, or a  
2 successor protocol, for a fee or without a  
3 fee;

4 “(ii) is offered to the public, or such  
5 classes of users as to be effectively avail-  
6 able to the public (whether part of a bun-  
7 dle of services or separately); and

8 “(iii) has the capability to originate  
9 traffic to, and terminate traffic from, the  
10 public switched telephone network.

11 “(5) SAVINGS PROVISION.—Nothing in this Act  
12 may be construed to affect or alter the application  
13 of the Commission’s regulations regarding the re-  
14 quirements for transmission of caller identification  
15 information for telemarketing calls, issued pursuant  
16 to the Telephone Consumer Protection Act of 1991  
17 (Public Law 102–243) and the amendments made  
18 by such Act.”.

Passed the House of Representatives June 6, 2006.

Attest:

*Clerk.*



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