

103^D CONGRESS
2^D SESSION

H. R. 4353

To require businesses who compile consumer lists for sale to other businesses to notify consumers on the list of the sales of the list.

IN THE HOUSE OF REPRESENTATIVES

MAY 5, 1994

Mr. GALLO introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To require businesses who compile consumer lists for sale to other businesses to notify consumers on the list of the sales of the list.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Consumer Information
5 Privacy Act”.

6 **SEC. 2. CONSUMER LISTS.**

7 Any person engaged in business in commerce who
8 compiles a list of the persons to whom such person make
9 sales or with whom such person otherwise does business
10 which consists of their names, addresses, telephone num-

1 bers, and other personal information for the purpose of
2 selling such list shall notify the persons included in the
3 list of the potential sale of the list. A notified person may
4 require the person selling a list to delete such information
5 respecting the notified person as such person specifies.

6 **SEC. 3. ENFORCEMENT.**

7 Compliance with the requirements of section 2 shall
8 be enforced under the Federal Trade Commission Act by
9 the Federal Trade Commission. A violation of any require-
10 ment under section 2 shall constitute an unfair or decep-
11 tive act or practice in commerce in violation of section 5(a)
12 of the Federal Trade Commission Act and shall be subject
13 to enforcement under section 5(b) of such Act irrespective
14 of whether the person who committed such violation is en-
15 gaged in commerce or meets any other jurisdictional test
16 in such Act. The Federal Trade Commission shall have
17 such procedural, investigative, and enforcement powers in
18 enforcing compliance with the requirements of section 2
19 and may require the filing of reports, the production of
20 documents, and the appearance of witnesses as though the
21 applicable terms of such Act were part of this section.

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