

1 tions Act of 1934 (47 U.S.C. 227(e)(8)) is amend-
2 ed—

3 (A) in subparagraph (A), by striking “tele-
4 communications service or IP-enabled voice
5 service” and inserting “voice service or a text
6 message sent using a text messaging service”;

7 (B) in the first sentence of subparagraph
8 (B), by striking “telecommunications service or
9 IP-enabled voice service” and inserting “voice
10 service or a text message sent using a text mes-
11 saging service”; and

12 (C) by striking subparagraph (C) and in-
13 serting the following:

14 “(C) TEXT MESSAGE.—The term ‘text
15 message’—

16 “(i) means a message consisting of
17 text, images, sounds, or other information
18 that is transmitted to or from a device that
19 is identified as the receiving or transmit-
20 ting device by means of a 10-digit tele-
21 phone number or N11 service code;

22 “(ii) includes a short message service
23 (commonly referred to as ‘SMS’) message
24 and a multimedia message service (com-
25 monly referred to as ‘MMS’) message; and

1 “(iii) does not include—

2 “(I) a real-time, 2-way voice or
3 video communication; or

4 “(II) a message sent over an IP-
5 enabled messaging service to another
6 user of the same messaging service,
7 except a message described in clause
8 (ii).

9 “(D) TEXT MESSAGING SERVICE.—The
10 term ‘text messaging service’ means a service
11 that enables the transmission or receipt of a
12 text message, including a service provided as
13 part of or in connection with a voice service.

14 “(E) VOICE SERVICE.—The term ‘voice
15 service’—

16 “(i) means any service that is inter-
17 connected with the public switched tele-
18 phone network and that furnishes voice
19 communications to an end user using re-
20 sources from the North American Num-
21 bering Plan or any successor to the North
22 American Numbering Plan adopted by the
23 Commission under section 251(e)(1); and

24 “(ii) includes transmissions from a
25 telephone facsimile machine, computer, or

1 other device to a telephone facsimile ma-
2 chine.”.

3 (3) TECHNICAL AMENDMENT.—Section 227(e)
4 of the Communications Act of 1934 (47 U.S.C.
5 227(e)) is amended in the heading by inserting
6 “MISLEADING OR” before “INACCURATE”.

7 (4) REGULATIONS.—

8 (A) IN GENERAL.—Section 227(e)(3)(A) of
9 the Communications Act of 1934 (47 U.S.C.
10 227(e)(3)(A)) is amended by striking “Not
11 later than 6 months after the date of enactment
12 of the Truth in Caller ID Act of 2009, the
13 Commission” and inserting “The Commission”.

14 (B) DEADLINE.—The Commission shall
15 prescribe regulations to implement the amend-
16 ments made by this subsection not later than
17 18 months after the date of enactment of this
18 Act.

19 (5) EFFECTIVE DATE.—The amendments made
20 by this subsection shall take effect on the date that
21 is 6 months after the date on which the Commission
22 prescribes regulations under paragraph (4).

23 (b) CONSUMER EDUCATION MATERIALS ON HOW TO
24 AVOID SCAMS THAT RELY UPON MISLEADING OR INAC-
25 CULATE CALLER IDENTIFICATION INFORMATION.—

1 (1) DEVELOPMENT OF MATERIALS.—Not later
2 than 1 year after the date of enactment of this Act,
3 the Commission, in coordination with the Federal
4 Trade Commission, shall develop consumer edu-
5 cation materials that provide information about—

6 (A) ways for consumers to identify scams
7 and other fraudulent activity that rely upon the
8 use of misleading or inaccurate caller identifica-
9 tion information; and

10 (B) existing technologies, if any, that a
11 consumer can use to protect against such scams
12 and other fraudulent activity.

13 (2) CONTENTS.—In developing the consumer
14 education materials under paragraph (1), the Com-
15 mission shall—

16 (A) identify existing technologies, if any,
17 that can help consumers guard themselves
18 against scams and other fraudulent activity
19 that rely upon the use of misleading or inac-
20 curate caller identification information, includ-
21 ing—

22 (i) descriptions of how a consumer
23 can use the technologies to protect against
24 such scams and other fraudulent activity;
25 and

1 (ii) details on how consumers can ac-
2 cess and use the technologies; and

3 (B) provide other information that may
4 help consumers identify and avoid scams and
5 other fraudulent activity that rely upon the use
6 of misleading or inaccurate caller identification
7 information.

8 (3) UPDATES.—The Commission shall ensure
9 that the consumer education materials required
10 under paragraph (1) are updated on a regular basis.

11 (4) WEBSITE.—The Commission shall include
12 the consumer education materials developed under
13 paragraph (1) on its website.

14 (c) GAO REPORT ON COMBATING THE FRAUDULENT
15 PROVISION OF MISLEADING OR INACCURATE CALLER
16 IDENTIFICATION INFORMATION.—

17 (1) IN GENERAL.—The Comptroller General of
18 the United States shall conduct a study of the ac-
19 tions the Commission and the Federal Trade Com-
20 mission have taken to combat the fraudulent provi-
21 sion of misleading or inaccurate caller identification
22 information, and the additional measures that could
23 be taken to combat such activity.

1 (2) REQUIRED CONSIDERATIONS.—In con-
2 ducting the study under paragraph (1), the Comp-
3 troller General shall examine—

4 (A) trends in the types of scams that rely
5 on misleading or inaccurate caller identification
6 information;

7 (B) previous and current enforcement ac-
8 tions by the Commission and the Federal Trade
9 Commission to combat the practices prohibited
10 by section 227(e)(1) of the Communications Act
11 of 1934 (47 U.S.C. 227(e)(1));

12 (C) current efforts by industry groups and
13 other entities to develop technical standards to
14 deter or prevent the fraudulent provision of
15 misleading or inaccurate caller identification in-
16 formation, and how such standards may help
17 combat the current and future provision of mis-
18 leading or inaccurate caller identification infor-
19 mation; and

20 (D) whether there are additional actions
21 the Commission, the Federal Trade Commis-
22 sion, and Congress should take to combat the
23 fraudulent provision of misleading or inaccurate
24 caller identification information.

1 (3) REPORT.—Not later than 18 months after
2 the date of enactment of this Act, the Comptroller
3 General shall submit to the Committee on Energy
4 and Commerce of the House of Representatives and
5 the Committee on Commerce, Science, and Trans-
6 portation of the Senate a report on the findings of
7 the study under paragraph (1), including any rec-
8 ommendations regarding combating the fraudulent
9 provision of misleading or inaccurate caller identi-
10 fication information.

11 (d) RULE OF CONSTRUCTION.—Nothing in this sec-
12 tion, or the amendments made by this section, shall be
13 construed to modify, limit, or otherwise affect any rule or
14 order adopted by the Commission in connection with—

15 (1) the Telephone Consumer Protection Act of
16 1991 (Public Law 102–243; 105 Stat. 2394) or the
17 amendments made by that Act; or

18 (2) the CAN–SPAM Act of 2003 (15 U.S.C.
19 7701 et seq.).

20 (e) COMMISSION DEFINED.—In this section, the term
21 “Commission” means the Federal Communications Com-
22 mission.

Amend the title so as to read: “A bill to amend the
Communications Act of 1934 to expand and clarify the

prohibition on provision of misleading or inaccurate caller identification information, and for other purposes.”.

