

P.L. 1997, CHAPTER 345, *approved January 12, 1998*  
Assembly, No. 1825 (*First Reprint*)

1 AN ACT concerning recorded telephone messages and amending  
2 P.L.1993, c.252.

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4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

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7 1. Section 2 of P.L.1993, c.252 (C.48:17-28) is amended to read  
8 as follows:

9 2. A caller <sup>1</sup>within the State<sup>1</sup> shall not use a telephone or telephone  
10 line to contact a subscriber <sup>1</sup>within the State<sup>1</sup> to deliver a recorded  
11 message [for the purpose of delivering commercial advertisement to  
12 the subscriber] other than for emergency purposes, unless the recorded  
13 message is introduced by an operator who shall obtain the subscriber's  
14 consent before playing the recorded message, or unless a prior or  
15 current <sup>1</sup>[business]<sup>1</sup> relationship exists between the caller and the  
16 subscriber.

17 As used in this section, "emergency purposes" means calls made  
18 necessary in any situation affecting the <sup>1</sup>immediate<sup>1</sup> health and safety  
19 of consumers <sup>1</sup>; and "recorded message" shall not include automated  
20 recorded telephone operator introductions for the purposes of  
21 accepting a call or message<sup>1</sup>.

22 (cf: P.L.1993, c.252, s.2)

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24 2. This act shall take effect immediately.

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29 Prohibits certain recorded telephone messages.

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.**

**Matter underlined thus is new matter.**

**Matter enclosed in superscript numerals has been adopted as follows:**

**<sup>1</sup> Assembly ACP committee amendments adopted September 16, 1996.**