

119TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

To modify the penalties for violations of the Telephone Consumer Protection Act of 1993.

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IN THE SENATE OF THE UNITED STATES

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Ms. CORTEZ MASTO introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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**A BILL**

To modify the penalties for violations of the Telephone Consumer Protection Act of 1993.

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 “Deter Obnoxious, Ne-  
5 farious, and Outrageous Telephone Calls Act of 2025” or  
6 the “DO NOT Call Act”.

7 **SEC. 2. PENALTIES FOR VIOLATIONS OF THE TELEPHONE**

8 **CONSUMER PROTECTION ACT OF 1993.**

9 (a) **CRIMINAL PENALTIES.**—

1           (1) IN GENERAL.—Section 227 of the Commu-  
2           nications Act of 1934 (47 U.S.C. 227) is amended  
3           by adding at the end the following:

4           “(k) CRIMINAL PENALTIES.—

5           “(1) IN GENERAL.—Except as provided in para-  
6           graph (2), any person who willfully and knowingly  
7           violates this section shall be imprisoned for not more  
8           than 1 year, fined under title 18, United States  
9           Code, or both.

10          “(2) AGGRAVATED OFFENSE.—Any person who  
11          willfully and knowingly violates this section shall be  
12          imprisoned for not more than 3 years, fined under  
13          title 18, United States Code, or both if—

14                 “(A) the person has previously been con-  
15                 victed under this subsection;

16                 “(B) the offense involved initiating more  
17                 than—

18                         “(i) 100,000 calls in a 24-hour period;

19                         “(ii) 1,000,000 calls in a 30-day pe-  
20                         riod; or

21                         “(iii) 10,000,000 calls in a 1-year pe-  
22                         riod;

23                 “(C) the person committed the offense  
24                 with the intent to use the calls in furtherance  
25                 of a felony or conspiracy to commit a felony; or

1           “(D) the offense caused loss to 1 or more  
2 persons aggregating \$5,000 or more in value  
3 during any 1-year period.

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

6           “(A) the term ‘call’ includes a message or  
7 other communication sent to any North Amer-  
8 ican Numbering Plan number, including an  
9 emergency telephone number, that is—

10           “(i) initiated to communicate with or  
11 attempt to communicate with a person by  
12 telephone using an automatic telephone di-  
13 aling system or artificial or prerecorded  
14 voice; or

15           “(ii) a text message sent to a mobile  
16 phone using an automatic telephone dialing  
17 system—

18           “(I) without the prior consent of  
19 the recipient to receive the message;  
20 or

21           “(II) as an emergency message;  
22 and

23           “(B) the term ‘initiate’, with respect to a  
24 call, includes the act of sending, making, or  
25 transmitting the call.”.

1           (2) TECHNICAL AND CONFORMING AMEND-  
2           MENT.—Section 227(e)(5)(B) of the Communica-  
3           tions Act of 1934 (47 U.S.C. 227(e)(5)(B)) is  
4           amended, in the second sentence, by striking “sec-  
5           tion 501” and inserting “subsection (k)”.

6           (b) INCREASED PENALTIES FOR PROVISION OF INAC-  
7           CURATE CALLER IDENTIFICATION INFORMATION.—Sec-  
8           tion 227(e)(5) of the Communications Act of 1934 (47  
9           U.S.C. 227(e)(5)) is amended—

10           (1) in subparagraph (A)(i), by striking  
11           “\$10,000” and inserting “\$20,000”; and

12           (2) in subparagraph (B), in the first sentence,  
13           by striking “\$10,000” and inserting “\$20,000”.