

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding a section numbered 18.2-429.1, relating to false caller*  
3 *identification information; penalty.*

4 [H 2170]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That the Code of Virginia is amended by adding a section numbered 18.2-429.1 as follows:**8 ***§ 18.2-429.1. False caller identification information; penalty.***9 *A. For the purposes of this section:*10 *"Caller identification information" means data that identifies the identity of the caller or the caller's*  
11 *telephone number to the recipient of a telephone call or to the recipient's telephone network.*12 *"False caller identification information" means data that misrepresents the identity of the caller or*  
13 *the caller's telephone number to the recipient of a telephone call or to the recipient's telephone network.*14 *B. Any person who, with the intent to defraud, intimidate, or harass, causes a telephone to ring and*  
15 *engages in conduct that results in the display of false caller identification information on the called*  
16 *party's telephone is guilty of a Class 3 misdemeanor. A second or subsequent conviction under this*  
17 *subsection is punishable as a Class 2 misdemeanor if the prior conviction occurred before the date of*  
18 *the offense charged.*19 *C. This section shall not apply to:*20 *1. The blocking of caller identification information;*21 *2. Any law-enforcement agencies or any law-enforcement officer while he is engaged in the*  
22 *performance of his official duties;*23 *3. Any intelligence or security agency of the federal government or any employee of such agency*  
24 *while he is engaged in the performance of his official duties; or*25 *4. Any telecommunications, broadband, or Voice-over-Internet protocol service provider that is (i)*  
26 *acting in its capacity as an intermediary for the transmission of telephone service between the caller*  
27 *and the recipient, (ii) providing or configuring a service or service feature as requested by a customer,*  
28 *(iii) acting in a manner that is authorized or required by law, or (iv) engaging in other conduct that is*  
29 *a necessary incident to the provision of service.*

ENROLLED

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