

2007 DRAFTING REQUEST

Assembly Amendment (AA-SA14-AB207)

Received: 11/28/2007

Received By: **mkunkel**

Wanted: **As time permits**

Identical to LRB:

For: **Gary Hebl (608) 266-7678**

By/Representing: **John Vander Meer**

This file may be shown to any legislator: **NO**

Drafter: **mkunkel**

May Contact:

Addl. Drafters:

Subject: **Public Util. - telco**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Hebl@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Create exemption from bill until competitor enters municipal market

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mkunkel 11/29/2007	wjackson 11/29/2007		_____			
/1			pgreensl 11/30/2007	_____	sbasford 11/30/2007	sbasford 11/30/2007	

FE Sent For:

<END>

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/?	mkunkel	1 wlj 11/29	1/3 ps	1/30 ps			

<END>

2007

7

Date (time) needed

Fri 11-30 NOON

LRBa 0919, 2

MDK: WLj:

AMENDMENT

O-NOTE

See form AMENDMENTS — COMPONENTS & ITEMS.

S (A) AMENDMENT

TO (S) A AMENDMENT 14 (LRBa)

TO S A SUBSTITUTE AMENDMENT (LRBs /),

TO 2005 SB SJR SR (AB) AJR AR 207 (LRB- /)

2007

At the locations indicated, amend the amendment as follows:

(fill ONLY if "engrossed" or "as shown by")

√ #. Page 1, line 10: after that line insert

#. Page ..., line ...:

**SENATE AMENDMENT 6,
TO 2007 ASSEMBLY BILL 207**

November 8, 2007 – Offered by Senators VINEHOUT, MILLER, RISSER, ROBSON,
ERPENBACH, JAUCH, LASSA and KREITLOW.

1 At the locations indicated, amend the engrossed bill as follows:

2 ¹⁰ Page 30, line 14: after that line insert:

3 “(14) EXEMPTION. (a) If an incumbent cable operator was providing cable service
4 in a municipality immediately before the effective date of this paragraph [revisor
5 inserts date], and no other person was providing video service in the municipality
6 immediately before the effective date of this paragraph [revisor inserts date], this
7 section does not apply to the incumbent cable operator until a video service provider,
8 other than the incumbent cable operator, provides video service in that municipality.
9 If such a video service provider provides video service in the municipality after the
10 effective date of this paragraph [revisor inserts date], the incumbent cable
11 operator may continue to provide cable service in the municipality under the cable
12 franchise granted by the municipality, or may terminate that cable franchise and
13 apply for a video service franchise under sub. (3) (b) 2. b.

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12 pt.
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1 (b) During the period that this section does not apply to an incumbent cable
2 operator under par. (a), the municipality may regulate the incumbent cable operator,
3 including by doing any of the following:

4 1. Revoking, modifying, reissuing, or extending the incumbent cable operator's
5 cable franchise.

6 2. Regulating the operation of the incumbent cable operator's cable franchise.

7 3. Requiring the payment of franchise fees which, notwithstanding s. 66.0611,
8 may be based on the income or gross revenues of the incumbent cable operator's cable
9 system or measured by such income or gross revenues.

10 4. Establishing rates and regulating services of the incumbent cable operator
11 to the extent provided under federal law." 

12 (END)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa0919/1dn

MDK:./:...

WJ

Rep. Hebl:

This amendment does the same thing as Sen. Vinehout's SA 6 to AB 207, which provides that the statewide franchising requirements do not apply in a municipality in which there is no competition until another video service provider enters the market.

Mark D. Kunkel
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**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBa0919/1dn
MDK:wlj:pg

November 30, 2007

Rep. Hebl:

This amendment does the same thing as Sen. Vinehout's SA 6 to AB 207, which provides that the statewide franchising requirements do not apply in a municipality in which there is no competition until another video service provider enters the market.

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