



State of Wisconsin
2011 - 2012 LEGISLATURE



LRBa1735/1
MDK:jld:rs

**ASSEMBLY AMENDMENT 1,
TO 2011 ASSEMBLY BILL 250**

October 25, 2011 – Offered by Representative HEBL.

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

2 **1.** Page 1, line 2: after “list” insert “and penalties and private actions for
3 violations of restrictions on telephone solicitations.”.

4 **2.** Page 2, line 4: after that line insert:

5 “**SECTION 2m.** 100.52 (10) (a) of the statutes is renumbered 100.52 (10) and
6 amended to read:

7 100.52 (10) ~~Except as provided in par. (b), a~~ A person who violates this section
8 may be required to forfeit ~~\$100~~ not less than \$1,000 nor more than \$10,000 for each
9 violation.

10 **SECTION 3m.** 100.52 (10) (b) of the statutes is repealed.

11 **SECTION 4m.** 100.52 (11) of the statutes is created to read:

12 100.52 (11) PRIVATE CAUSE OF ACTION. Any person who suffers damages as the
13 result of another person’s violation of this section or any rule promulgated by the

1 department under this section may bring an action against the violator for injunctive
2 relief and to recover the amount of those damages or \$500 for each violation,
3 whichever is greater. Notwithstanding s. 814.04 (1), in an action under this
4 subsection, the court shall award a prevailing plaintiff reasonable attorney fees.”.

5

(END)