

2011 DRAFTING REQUEST

Bill

Received: **06/23/2011**

Received By: **mkunkel**

Wanted: **As time permits**

Companion to LRB:

For: **Van Wanggaard (608) 266-1832**

By/Representing: **Scott**

May Contact:

Drafter: **mkunkel**

Subject: **Trade Regulation - other**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Wanggaard@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Do-not-text list

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>
/?							
/1	mkunkel 07/01/2011	jdye 07/15/2011	jfrantze 07/15/2011	_____	mbarman 07/15/2011	mbarman 07/18/2011	

FE Sent For:

<END>

↳ Not Needed

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/?	mkunkel	1 ⁷ / ₁₅ jld	26	<u>7/15</u>			

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WELCOME

Wisconsin's No Call List became effective January 1, 2003. Signing up identifies you as someone who does not wish to receive telemarketing calls. It's free and available for residential telephone customers in Wisconsin. Your number will remain on the List for two years. Adding your phone number to the List will help reduce (but not eliminate) telemarketing calls. Effective June 6, 2008, Wisconsin residents can add their mobile telephone numbers to the List.

How does a consumer sign up?

Consumers can sign up 24 hours a day, 7 days a week, 365 days a year:

- By visiting the Wisconsin No Call List website and clicking [here](#).
- By calling 1-866-9NO-CALL (1-866-966-2255) toll-free in Wisconsin.

The date you sign up determines the date when telemarketing calls should decrease:

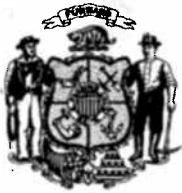
If you sign up before:	You will be on the List on:
December 1st	January 1st
March 1st	April 1st
June 1st	July 1st
September 1st	October 1st

The updated No Call List is given to registered telemarketers quarterly. Therefore, it may take 30 to 120 days for your number to get to telemarketers.

Consumers should read [Consumer FAQ's](#) for more information about the Wisconsin No Call List and [Stop Telemarketers from Bugging You](#) for tips on how to handle telemarketing calls.

How does a telemarketer register for the No Call List?

Companies that conduct telemarketing activities in Wisconsin should read [Telemarketer FAQ's](#) for registration and compliance information regarding Wisconsin's



State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-2295/1

MDK: ↑...

Jkd

MONDAY
please

2011 BILL

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7-1

X

Gen

- 1 AN ACT ...; relating to: regulating text messages as telephone solicitations for
- 2 purposes of the no call list. ✓

Analysis by the Legislative Reference Bureau

Current law regulates "telephone solicitation," which is defined as the unsolicited initiation of a telephone conversation for the purpose of encouraging the recipient of the telephone call to purchase property, goods, or services. ✓ With certain exceptions, current law prohibits a telephone solicitor from making a telephone solicitation to a residential telephone customer if the customer's telephone number is included in a directory maintained by the Department of Agriculture, Trade and Consumer Protection (DATCP) that lists customers who do not wish to receive telephone solicitations. ✓ The directory is commonly referred to as the "no call list." ✓ A violation of the prohibition is subject to a forfeiture of \$100. ✓ The prohibition does not apply to a telephone solicitation that is: 1) made by or on behalf of a nonprofit organization; 2) made in response to a request for the solicitation; ✓ or 3) made to a current client of the seller that is the reason for the solicitation. ✓

This bill defines "telephone solicitation" so that it also includes the unsolicited initiation of a text message for the purpose of encouraging the recipient of the text message to purchase property, goods, or services. ✓ As a result, subject to the exceptions described above, the bill prohibits a person from making such a text message to a residential telephone customer whose telephone number is included in the no call list. ✓

BILL

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 100.52 (1) (i) of the statutes is amended to read:

2 100.52 (1) (i) "Telephone solicitation" means the unsolicited initiation of a
3 telephone conversation or text message for the purpose of encouraging the recipient
4 of the telephone call or text message to purchase property, goods or services.

5 **History:** 2001 a. 16 ss. 2435 to 2446f, 2819b, 2821b; 2007 a. 226.

(END)

Godwin, Gigi

From: Kelly, Scott
Sent: Friday, July 15, 2011 2:14 PM
To: LRB.Legal
Subject: Draft Review: LRB 11-2295/1 Topic: Do-not-text list

Please Jacket LRB 11-2295/1 for the SENATE.