

2013 DRAFTING REQUEST

Bill

Received: **2/12/2013** Received By: **mkunkel**
Wanted: **As time permits** Same as LRB:
For: **Jon Erpenbach (608) 266-6670** By/Representing: **Julie Laundrie**
May Contact: Drafter: **mkunkel**
Subject: **Trade Regulation - other** Addl. Drafters:
Extra Copies: **MPG**

Submit via email: **YES**
Requester's email: **Sen.Erpenbach@legis.wisconsin.gov**
Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Increase penalties for violations of do not call list

Instructions:

Redraft 2009 SB 218

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 2/12/2013	evinz 2/15/2013	rschluet 2/15/2013	_____			
/1				_____	srose 2/15/2013	mbarman 2/15/2013	State

FE Sent For:

at
intro.

<END>

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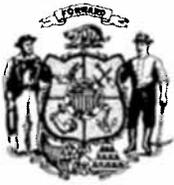
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/?	mkunkel			==			

FE Sent For:

<END>



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-253477
CTS:kjms
MDK:eev

O-NOTE

2009 SENATE BILL 218

SOON
IN C-11

-1593/1
RM NOT RUN

May 26, 2009 - Introduced by Senators ERPENBACH, TAYLOR, COGGS, HANSEN and VINEHOUT, cosponsored by Representatives ROYS, SCHNEIDER, BERCEAU, BLACK, A. OTT, JORGENSEN, POPE, ROBERTS, ZEPNICK, GUNDERSON and HINTZ. Referred to Committee on Small Business, Emergency Preparedness, Technical Colleges, and Consumer Protection.

SAW
xref

regen

- 1 AN ACT *to repeal* 100.52 (10) (b); *to renumber and amend* 100.52 (10) (a); and
- 2 *to create* 100.52 (11) of the statutes; **relating to:** penalties and private actions
- 3 for violations of restrictions on telephone solicitations.

Analysis by the Legislative Reference Bureau

Current law regulates telephone solicitation, 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. Generally, under current law, a telephone solicitor may not make a telephone solicitation to a residential customer if the customer's telephone number is included in a directory, maintained by the Department of Agriculture, Trade and Consumer Protection (DATCP), listing residential customers who do not wish to receive telephone solicitations. Violations of current provisions regulating telephone solicitation are subject to a forfeiture of \$100.

This bill increases the penalty for a violation to a forfeiture of not less than \$1,000 nor more than \$10,000. The bill also permits a person who suffers damages as a result of a violation to bring an action for injunctive relief and for actual damages or \$500 per violation, whichever is greater.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1593/1dn

MDK:f:...

eev

date

Sen. Erpenbach:

This bill is a redraft of 2009[✓] SB 218.

Mark D. Kunkel
Senior Legislative Attorney
Phone: (608) 266-0131
E-mail: mark.kunkel@legis.wisconsin.gov

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1593/1dn
MDK:eev:rs

February 15, 2013

Sen. Erpenbach:

This bill is a redraft of 2009 SB 218.

Mark D. Kunkel
Senior Legislative Attorney
Phone: (608) 266-0131
E-mail: mark.kunkel@legis.wisconsin.gov

Barman, Mike

From: Laundrie, Julie
Sent: Friday, February 15, 2013 11:11 AM
To: LRB.Legal
Subject: Draft Review: LRB -1593/1 Topic: Increase penalties for violations of do not call list

Please Jacket LRB -1593/1 for the SENATE.