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SENATE AMENDMENT 1, TO 1999 SENATE BILL 7

February 25, 1999 - Offered by Committee on Privacy, Electronic Commerce and Financial Institutions.

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

- 2 **1.** Page 3, line 8: delete "justice" and substitute "agriculture, trade and consumer protection".
 - **2.** Page 3, line 17: delete "justice" and substitute "agriculture, trade and consumer protection".
 - **3.** Page 4, line 7: delete "A" and substitute "Except to the extent that the report would violate federal law, a".
- 8 **4.** Page 4, line 11: delete "Biennial report." and substitute "Reporting Requirements. (a) *Biennial report.*".
- 5. Page 4, line 12: delete "department of justice shall submit a" and substitute departments of agriculture, trade and consumer protection and justice shall submit a joint".

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| 6. Page 4, line 13: delete that line and substitute "under s. 13.172 (2). The |
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| report shall include information, prepared by the department of agriculture, trade |
| and consumer protection, on complaints received concerning possible violations of |
| this section over the previous 2-year period. The report shall also include a |
| description, prepared by the department of justice, concerning the department's |
| efforts in". |

- **7.** Page 4, line 15: after "the" insert "department of agriculture, trade and consumer protection or the".
 - **8.** Page 4, line 17: after that line insert:
- "(b) *Notices of convictions*. If the public service commission receives a notice from a clerk of court under s. 973.137, the public service commission shall provide a copy of the notice to all telecommunications utilities in this state.".
- **9.** Page 4, line 24: delete the material beginning with that line and ending with page 5, line 2, and substitute:
- "196.208 (11) (bm) The department of agriculture, trade and consumer protection shall report violations of this section to the department of justice.".
- **10.** Page 5, line 4: delete "who Whoever" and substitute "A provider or a toll-free service vendor who".
 - **11.** Page 5, line 9: after that line insert:
- 20 "Section 11. 973.137 of the statutes is created to read:
- 21 973.137 Courts to report convictions to the public service commission.
- 22 (1) In this section:
- 23 (a) "Pay-per-call service provider" has the meaning given to "provider" in s. 196.208 (1) (b).

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| (b) "Toll-free | service vendoi | " has the me | aning give | n in c | 196 208 (1) (c) |
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- (2) If a court determines that a person has been convicted of a violation of s. 196.208 (2) to (9), the clerk of the court in which such conviction occurred shall promptly forward to the public service commission the record of conviction.
- (3) If a conviction under sub. (2) is reversed, set aside or vacated, the clerk of the court shall promptly forward to the public service commission a certificate stating that the conviction has been reversed, set aside or vacated.".

8 (END)