

1999 DRAFTING REQUEST

Assembly Amendment (AA-AB670)

Received: **02/01/2000**

Received By: **mlief**

Wanted: **Soon**

Identical to LRB:

For: **Tim Hoven (608) 267-2369**

By/Representing: **mike**

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

Drafter: **mlief**

May Contact:

Alt. Drafters:

Subject: **, Munis - miscellaneous**

Extra Copies: **MES, MDK**

Pre Topic:

No specific pre topic given

Topic:

Municipal cable television

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>
/?	mlief 02/01/2000	gilfokm 02/01/2000		_____			
/1			martykr 02/01/2000	_____	lrb-docadmin 02/01/2000	lrb-docadmin 02/01/2000	
/2	mlief 02/03/2000	gilfokm 02/03/2000	jfrantze 02/04/2000	_____	lrb-docadmin 02/04/2000	lrb-docadmin 02/04/2000	

FE Sent For:

<END>

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/1		<i>12-2-3-2000</i> KMG	martykr 02/01/2000	_____	lrb-docadmin 02/01/2000	lrb-docadmin 02/01/2000	
FE Sent For:			<i>To 2/3</i>	<i>To 2/4</i>			<END>

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1?	mlief	1-2-1-2000 kmq	km 2/1	km 2/1			

FE Sent For:

<END>

LEGISLATIVE REFERENCE BUREAU

BILL REQUEST FORM

Legal Section, 5th Floor, 100 N. Hamilton St.
(608) 266-3561

Use of this form is optional. It is often helpful to talk directly with the LRB attorney who will draft the bill.
Use this form only for **BILL** drafts. Attach more pages if necessary.

Date of request: <i>25 JAN. 2000</i>	Legislator or agency requesting this draft: <i>REP. HOVEN</i>
Name/phone number of person submitting request: <i>REP. HOVEN 7-2369</i>	
Persons to contact for questions about this draft (names and phone numbers please): <i>Michael E. Welsh 7-2370</i>	
Describe the problem, including any helpful examples. How do you want to solve the problem? <i>SEE ATTACHMENT (AMENDMENT TO AB 670)</i>	
If you know of any statute sections that might be affected, please list them or provide a marked (not re-typed) copy.	

Please attach a copy of any correspondence or material that may help us. You may also attach a marked (not re-typed) copy of any LRB draft, or provide its number (e.g., 1997 **LRB-2345/1** or 1995 AB-67):

Requests are confidential unless stated otherwise.

May we tell others that we are working on this for you? YES NO

If yes, anyone who asks? YES NO

Any legislator? YES NO ONLY the following persons:

Do you consider this urgent? YES NO If yes, please indicate why:

WANT TO ACT ON BILL

Is this request of higher priority than other pending request(s) you have made?

YES NO If yes, please sign your name here:

Please draft the following simple amendment to AB 670:

Provided that the costs of the municipal cable television system are paid by the subscribers of that system, nothing in this section shall prohibit the municipality from exercising its authority under ss. 66.059, 66.066, 66.069, ch. 67 or any other statutory provisions pertaining to municipal spending or indebtedness, for the benefit of the municipal cable television system.

Also please incorporate language into the amendment that specifies that the bill would not apply to municipalities which owned an operated a cable television system prior to the effective date of the bill.

Tom Hansen drafted

*1/26
TC w/
Mike*

→ Mike will have Tom call me

100

1999

Date (time) needed

SOON

LRB a 1247 1

AMENDMENT

D-N Don

MJL: King

To editing 2/1

See form **AMENDMENTS — COMPONENTS & ITEMS.**

S A AMENDMENT

~~TO S A. AMENDMENT (LRBa /),~~

~~TO S 1 SUBSTITUTE AMENDMENT (LRBs /),~~

TO 1999 SB SJR SR (AB) AJR AR 670 (IBIS- /)

At the locations indicated, amend the bill as follows:
(fill ONLY if "engrossed . . ." or "as shown by")

#. Page 2, line 10: delete lines^s 10 and 11 and substitute "pass^a on the cost of constructing or maintaining its ^acable television system to nonsubscribers^{or}."^s

#. Page, line:

(end)

#. Page line

#. Page, line:

#. Page, line:

of The municipal cable television system are
paid by the subscribers of that system,^{Q1}
(that is, provided that nonsubscribers do not
"subsidize" the system), ^{only} Because the FCC

may regulate cable television rates, I
have tried to avoid using ~~the~~ language
that would require a municipality from
adjusting its rates. ~~This amendment~~ This amendment
~~prohibits a municipality from passing on~~
~~The costs of the~~ does not require

Q1 Please let me know if you
have any questions.

MJL

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

LRBa1247/1dn
MJL:kmg:km

February 1, 2000

Mike:

I believe that this amendment captures your intent, namely to ensure that a municipal cable television system does not pass on its costs to nonsubscribers, without prohibiting municipalities from having recourse to municipal funds or bonds to construct and operate a municipal cable system, the concern expressed by Attorney Gallucci. I did not use the language that she proposed because it would not effect the change that you desire. More specifically, the bill already prohibits the subsidy of municipal cable television; the proposed amendment authorizes a municipality to do what it can already do, "provided that the costs of the municipal cable television system are paid by the subscribers of that system" (that is, provided that nonsubscribers do not "subsidize" the system).

Please let me know if you have any questions.

Madelon J. Lief
Legislative Attorney
Phone: (608) 267-7380



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBa1247/2
MJL:kmg:km

**ASSEMBLY AMENDMENT,
TO 1999 ASSEMBLY BILL 670**

*R-M run
500N*

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

2 1. Page 2, line 10: delete lines 10 and 11 and substitute "pass on the cost of
3 constructing or maintaining its cable television system to nonsubscribers."

4 (END)

*Ins
1-4*

**SENATE AMENDMENT ,
TO 1999 SENATE BILL 331**

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

2 **1.** Page 2, line 10: delete lines 10 and 11 and substitute "pass on the cost of
3 constructing or maintaining its cable television system to nonsubscribers."

4 **2.** Page 2, line 12: before that line insert:

5 **"SECTION lm. Initial applicability.**

6 (1) This act ifst applies to municipalities that begin operation of a municipal
7 cable television system on the effective date of this subsection."

8

~~END~~
✓ JWS
1-4 to a1247/2