

1999 DRAFTING REQUEST

Bill

Received: **12/06/1999**

Received By: **kunkemd**

Wanted: **As time permits**

Identical to LRB:

For: **John Lehman (608) 266-0634**

By/Representing: **Tim O'Brien**

This file may be shown to any legislator: NO

Drafter: **kunkemd**

May Contact:

Alt. Drafters:

Subject: **Occupational Reg. - misc**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Replacement warranty for hearing aids

Instructions:

See Attached

Drafting History:

<u>V e r . s .</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	kunkemd 01/12/2000	jgeller 01/12/2000	martykr 01/12/2000	_____	lrb-docadmin 01/12/2000	lrb-docadmin 01/20/2000	

FE Sent For:

<END>

Not Needed

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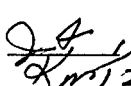
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B I L L

REQUEST-FORM

LEGISLATIVE REFERENCE BUREAU

Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street

Use of this form is optional. It is often better to talk directly with the LRB attorney who will draft the bill.

Use this form only for BILL drafts. Attach more pages if necessary.

Legislator, agency or other body requesting this draft: Rep John Lehman

Date: 07-6-99 Person submitting request (name, phone number): Tim ~ 266-0675

Persons to contact for questions about this draft (names, phone numbers): Tom O'Brien 266-0635

Describe the problem, including any helpful examples.

How do you want to solve the problem? - Hearing Aid warranties not providing adequate coverage -
- seek bill to mandate a minimum of 1 yr. replacement warranty for all hearing aids - as opposed to "at least the same as the manufacturers warranty"

Please attach a copy of any correspondence or other material that may help us.
If you know of any statute sections that might be affected, list them or provide a marked-up (not retyped) copy. State Statute 459. 04
You may attach a marked-up (not retyped) copy of any LRB draft, or provide its number (e.g., 1999 LRB-2345/1 or 1997 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 request urgent? Yes No If yes, please indicate why: by Jan 1st

Should we give this request priority over any other pending request of this legislator, agency or body? Yes No If yes, sign your name here: _____
Yes No



JG

SOON

1999 BILL

gen cat

1 AN ACT relating to: personal guarantees for sales of hearing aids. ✓

Analysis by the Legislative Reference Bureau

Under current law, the seller of a hearing aid is required to give the purchaser a personal guarantee that is at least identical in its terms to the guarantee of the manufacturer of the hearing aid. This bill requires the seller's guarantee to be in effect until at least one year from the date of purchase and to be at least identical in all other terms to the manufacturer's guarantee.

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

2 SECTION 1. 459.04^X of the statutes is amended to read:

3 **459.04 Seller's guarantee.** The seller of a hearing aid shall give to the
4 purchaser a personal guarantee that is in effect until at least one year from the date
5 of purchase and that is at least identical in its[✓] all other terms to the guarantee of the
6 manufacturer of the hearing aid.

7 SECTION 2. **Initial applicability.**

BILL

1 *Fix component* (1) *This act* ~~The treatment of section 459.04 of the statutes~~ first applies to contracts for
2 the sale of hearing aids that are entered into, extended, modified or renewed on the
3 effective date of this subsection.

4 (END)

**SUBMITTAL
FORM**

**LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

Date: 01/12/2000

To: Representative J. Lehman

Relating to LRB drafting number: LRB-4192

Topic

Replacement warranty for hearing aids

Subject(s)

Occupational Reg. - misc

1. **JACKET** the draft for introduction _____



in the **Senate** ____ or the **Assembly** (~~check~~ only one). Only the requester under whose name the drafting request is entered in the **LRB's** drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached _____

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the **fiscal** estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Mark D. Kunkel, Legislative Attorney
Telephone: (608) 266-O 13 1