

1999 DRAFTING REQUEST

Bill

Received: **03/8/99**

Received By: **kunkemd**

Wanted: **As time permits**

Identical to LRB:

For: **Kimberly Plache (608) 266-1832**

By/Representing: **John Anderson**

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

Drafter: **kunkemd**

May Contact:

Alt. Drafters:

Subject: **Public Util. - misc.**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Credit reporting of delinquent public utility accounts

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	kunkemd 03/8/99	jgeller 03/9/99	hhagen 03/10/99	_____	lrb_docadmin 03/10/99	lrb_docadmin 03/12/99	

FE Sent For:

<END>

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/?	kunkemd	1 3/9 jlg	3/10	3/10			

FE Sent For:

<END>

-2433



KIMBERLY M. PLACHE

STATE SENATOR • TWENTY FIRST SENATE DISTRICT

February 26, 1999

TO: Mark D. Kunkel

FR: Sen. Kim Plache (John Anderson 6-1832)

RE: Utilities' Reporting of Delinquent Payments to Credit Bureaus

We were recently informed that some utilities will report to credit bureaus that a customer is delinquent in paying on their account, even when the customer and the utility has reached an agreement on payments.

Please draft legislation to prohibit this practice. That is, if a utility and a customer have reached an agreement on a payment plan to pay a bill, the customer's account cannot be considered delinquent unless the payment schedule has been breached.

Please call me with any questions. A contact person you may want to talk to is Patrick Vandenberg, Consumer Credit Counseling Service, 414-456-11480 ex 129.

Thank you for your assistance.



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-2433/1

MDK:.....

O-NOTE

1
JLg

1999 BILL

gen cat

1 AN ACT ...; relating to: deferred payment agreements between public utilities
2 and customers.

Analysis by the Legislative Reference Bureau

Under this bill, if a public utility and a customer make a deferred payment agreement regarding a delinquent account, the public utility may not report the delinquency to a credit reporting agency unless the customer fails to comply with the agreement.

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

3 SECTION 1. 196.637^X of the statutes is created to read:

4 196.637[✓] **Deferred payment agreements.** If a public utility and a customer
5 enter into a deferred payment agreement regarding a delinquent account, the public
6 utility may not report the delinquency to a credit reporting agency unless the
7 customer fails to comply with agreement.

8 SECTION 2. **Initial applicability.**

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2433/1dn
MDK:.....

↑
Jg

Senator Plache:

Please review this bill very carefully to make sure that it achieves your intent. Note that a public utility that violates the bill is subject to a forfeiture of between \$250 and \$5,000 under s. 196.66 (1), stats. Is this okay, or do you want the bill to specify a different forfeiture?

Mark D. Kunkel
Legislative Attorney
Phone: (608) 266-0131
E-mail: Mark.Kunkel@legis.state.wi.us

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

LRB-2433/1dn
MDK:jlg:hmh

March 10, 1999

Senator Plache:

Please review this bill very carefully to make sure that it achieves your intent. Note that a public utility that violates the bill is subject to a forfeiture of between \$250 and \$5,000 under s. 196.66 (1), stats. Is this okay, or do you want the bill to specify a different forfeiture?

Mark D. Kunkel
Legislative Attorney
Phone: (608) 266-0131
E-mail: Mark.Kunkel@legis.state.wi.us

**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: 3/10/99

To: Senator Plache

Relating to LRB drafting number: LRB-2433

Topic

Credit reporting of delinquent public utility accounts

Subject(s)

Public Util. - misc.

1. **JACKET** the draft for introduction *J. M. Plache*
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) 266-0131