

1999 DRAFTING REQUEST

Bill

Received: 09/23/1999

Received By: kunkemd

Wanted: As time permits

Identical to LRB:

For: Robert Jauch (608) 266-3510

By/Representing: Mike Boerger

This file may be shown to any legislator: NO

Drafter: kunkemd

May Contact:

Alt. Drafters:

Subject: Public Util. - telco and cable

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Advertising and billing of per minute charges for long distance calls

Instructions:

Create companion to LRB-2044/3

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>
/?	kunkemd 09/23/1999	jgeller 09/23/1999		_____			
/1			martykr 09/23/1999	_____	lrb_docadmin 09/23/1999	lrb_docadmin 09/23/1999	

FE Sent For:

Not Needed

<END>

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1/?	kunkemd	1 9/23 jlg	1 9/23 jlg	1 9/23 jlg			

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<END>

status

O-NOTE

Ed - No change!

1999 BILL

3657/1

RM NOT RUN

Regen

1 AN ACT *to amend* 196.219 (2) (b) and 196.219 (2) (c); and *to create* 196.219 (2)

2 (cm) and 196.219 (3m) of the statutes; **relating to:** requiring certain

3 disclosures in advertising per-minute rates for long distance service and

4 providing a penalty.

Analysis by the Legislative Reference Bureau

This bill prohibits a telecommunications provider from advertising a per-minute rate for residential or business long distance service unless the advertisement clearly and conspicuously discloses all conditions, restrictions and charges associated with using the long distance service, including whether the rate is an introductory rate, and discloses the per-minute cost of the long distance service to an average residential or business customer of the telecommunications provider. In addition, if the per-minute rate is an introductory rate, the advertisement must clearly and conspicuously disclose the period during which the introductory rate is in effect and the rate that will be charged at the expiration of the introductory rate.

The bill also requires a telecommunications provider that charges a rate for long distance service that is not a per-minute rate to clearly and conspicuously disclose on the bill for the service the per-minute cost of the service under the rate that is charged.

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

BILL

1 **SECTION 1.** 196.219 (2) (b) of the statutes is amended to read:

2 196.219 (2) (b) On petition, the commission may, except as provided in par.
3 (cm), grant an exemption from a requirement under this section upon a showing that
4 the exemption is reasonable and not in conflict with the factors under s. 196.03 (6).

5 **SECTION 2.** 196.219 (2) (c) of the statutes is amended to read:

6 196.219 (2) (c) On petition, the commission may, except as provided in par. (cm),
7 grant an exemption from a requirement under this section retroactively if the
8 application of the requirement would be unjust and unreasonable considering the
9 factors under s. 196.03 (6) or other relevant factors.

10 **SECTION 3.** 196.219 (2) (cm) of the statutes is created to read:

11 196.219 (2) (cm) The commission may not grant an exemption from the
12 requirements of sub. (3m).

13 **SECTION 4.** 196.219 (3m) of the statutes is created to read:

14 196.219 (3m) **PER-MINUTE LONG DISTANCE ADVERTISING.** (a) In this subsection,
15 “long distance” means interstate or intrastate interlata long distance within the
16 continental United States.

17 (b) A telecommunications provider may not advertise a per-minute rate for
18 long distance service unless the advertisement clearly and conspicuously discloses
19 each of the following:

20 1. All conditions, restrictions and charges associated with using the long
21 distance service, including whether the per-minute rate is an introductory rate.

22 1m. If the per-minute rate is an introductory rate, the period during which the
23 introductory rate is in effect and the rate that will be charged at the expiration of the
24 introductory period.

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

LRB-3657/1dn

MDK...
↑

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Senator Jauch:

This bill is identical to LRB-2044/3.

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-3657/1dn
MDK:jl:km

September 23, 1999

Senator Jauch:

This bill is identical to LRB-2044/3.

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: 09/23/1999

To: Senator Jauch

Relating to LRB drafting number: LRB-3657

Topic

Advertising and billing of per minute charges for long distance calls

Subject(s)

Public Util. - telco and cable

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

Bob Jauch

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