

2001 DRAFTING REQUEST

Bill

Received: 11/21/2000

Received By: rmarchan

Wanted: As time permits

Identical to LRB:

For: Barbara Gronemus (608) 266-7015

By/Representing: Bill Krause

This file may be shown to any legislator: NO

Drafter: rmarchan

May Contact:

Addl. Drafters:

Subject: Agriculture - miscellaneous
Fin. Inst. - int. rates/loans
Trade Regulation - other

Extra Copies: RCT
RNK
MGG

Submit via email: NO

Requester's email:

Pre Topic:

No specific pre topic given

Topic:

Documentation of agricultural credit transactions.

Instructions:

See Attached. Redraft AB-847, as amended by Assembly.

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>
/?	rmarchan 11/27/2000	csicilia 11/29/2000					
/1			pgreensl 11/30/2000		lrb_docadmin 11/30/2000	lrb_docadmin 04/27/2001	

FE Sent For:

<END>

Not
Needed

2001 DRAFTING REQUEST

Bill

Received: 11/21/2000

Received By: **rmarchan**

Wanted: **As time permits**

Identical to LRB:

For: **Barbara Gronemus (608) 266-7015**

By/Representing: **Bill Krause**

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

Drafter: **rmarchan**

May Contact:

Alt. Drafters:

Subject: **Agriculture - miscellaneous
Fin. Inst. - int. rates/loans
Trade Regulation - other**

Extra Copies: **RCT
RNK
MGG**

Pre Topic:

No specific pre topic given

Topic:

Documentation of agricultural credit transactions.

Instructions:

See Attached. Redraft AB-847, as amended by Assembly.

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>
/?	rmarchan 11/27/2000	csicilia 11/29/2000		_____			
/1			pgreensl 11/30/2000	_____	lrb_docadmin 11/30/2000		

FE Sent For:

<END>

2001 DRAFTING REQUEST

Bill

Received: 11/21/2000

Received By: rmarchan

Wanted: As time permits

Identical to LRB:

For: Barbara Gronemus (608) 266-7015

By/Representing: Bill Krause

This file may be shown to any legislator: NO

Drafter: rmarchan

May Contact:

Alt. Drafters:

Subject: Agriculture - miscellaneous
Fin. Inst. - int. rates/loans
Trade Regulation - other

Extra Copies: RCT
RNK
MGG

Pre Topic:

No specific pre topic given

Topic:

Documentation of agricultural credit transactions.

Instructions:

See Attached. Redraft AB-847, as amended by Assembly.

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>
/?	rmarchan	1 cjs 11/29	1/29 PG	11/29 PG/KP			

FE Sent For:

<END>

ASSEMBLY BILL 847 (LRB-4143)

An Act to create 100.185 of the statutes; relating to: documentation of agricultural credit transactions and granting rule-making authority.

2000

03-07. A. Introduced by Representatives Gronemus, Freese, Petrowski, Ryba, Seratti, Plouff, Ott, Sykora, Pettis, Albers, Goetsch and Porter; cosponsored by Senators George and Schultz.

03-07. A. Read first time and referred to committee on Consumer Affairs

700

03-22. A. Public hearing held .

03-22. A. Executive action taken .

03-22. A. Assembly amendment 1 offered by committee on Consumer Affairs (LRB a1943)

809

03-23. A. Report Assembly amendment 1 adoption recommended by committee on Consumer Affairs, Ayes 8, Noes 2

810

03-23. A. Report passage as amended recommended by committee on Consumer Affairs, Ayes 9, Noes 1

810

03-23. A. Referred to committee on Financial Institutions

810

03-28. A. Rules suspended to withdraw from committee on Financial Institutions and refer to committee on Rules

848

03-29. A. Rules suspended to withdraw from committee on Rules and take up

890

03-29. A. Read a second time

890

03-29. A. Assembly amendment 1 adopted

890

03-29. A. Ordered to a third reading

891

03 29. A. Rules suspended

891

03-29. A. Read a third time and passed

891

03-29. A. Ordered immediately messaged

891

03-30. S. Received from Assembly

566

03-30. S. Read first time and referred to committee on Judiciary and Consumer Affairs

568

04-06. S. Failed to concur in pursuant to Senate Joint

583

Resolution 1 75480288

WED DEC 6

~~1999 - 2000 LEGISLATURE~~

1169/11

LRB-4148/2

RJM:ghh

gjs km wr

IN 11/21

1999 ASSEMBLY BILL 847

March 7, 2000 - Introduced by Representatives GRONEMUS, FREESE, PETROWSKI, RYBA, SERATTI, PLOUFFE, OTT, SYKORA, PETTIS, ALBERS, GOETSCH and PORTER, cosponsored by Senators GEORGE and SCHULTZ. Referred to Committee on Consumer Affairs.

1 AN ACT ^{Reger} to create 100.185 of the statutes; relating to: documentation of
2 agricultural credit transactions and granting rule-making authority.

Analysis by the Legislative Reference Bureau

With certain exceptions, the Wisconsin Consumer Act (consumer act) currently requires a person who extends credit to a consumer to give the consumer, before any payment is due, a copy of each document evidencing the consumer's obligation under the transaction. With limited exceptions, a transaction that is entered into primarily for an agricultural purpose (agricultural credit transaction) is exempt from the requirements of the consumer act.

This bill requires every document that is signed by a person and that evidences the person's obligation to pay under an agricultural credit transaction to be executed in duplicate original copies. The bill also requires the person that extends the agricultural credit to provide one of the duplicate original copies to the person that obtains the credit.

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

3 SECTION 1. 100.185 of the statutes is created to read:

4 **100.185 Documentation of agricultural credit transactions. (1)**

★ (5) DEFINITIONS. In this section: (a) "Credit transaction" means a transaction under

(9)

ASSEMBLY BILL 847

SECTION 1

1 which real or personal property, services[✓] or money is acquired by a person, on credit,
 2 and under which the person is required to pay a charge for the credit or is required
 3 to pay his or her obligation in instal[✓]ments.

4 (b) "Agricultural purpose" means a purpose related to the production, harvest,
 5 exhibition, marketing, transportation, processing[✓] or manufacture of farm products
 6 by a person that cultivates, plants, propagates[✓] or nurtures those farm products.

7 (c) "Credit" means the right to defer payment of debt, to incur debt and defer
 8 its payment[✓] or to purchase goods, services[✓] or interests in land on a time price basis.

9 (d) "Farm creditor" means a person that extends credit to another person that
 10 obtains the credit primarily for an agricultural purpose.

11 (e) "Farm product" means an agricultural, horticultural, viticultural, dairy[✓] or
 12 forest product; livestock; wildlife; poultry; bees; fish; shellfish; a product raised or
 13 produced on a farm; and any processed or manufactured product that is derived from
 14 any of these items.

15 (2) DOCUMENTATION REQUIRED. A farm creditor shall ensure that each document
 16 that is signed by a person and that evidences the person's obligation to pay under a
 17 credit transaction that the person enters into primarily for an agricultural purpose
 18 is executed in duplicate original copies. ~~Except as provided under sub. (2),~~ the
 19 duplicate original copies shall consist of a signed copy and an identical ~~carbon~~ copy
 20 containing the ~~carbon~~ impression of all signatures on the signed copy. The farm
 21 creditor shall provide the person that receives the credit with one of the duplicate
 22 original copies.

23 (3) RULES. The department may, by rule, authorize the production of duplicate
 24 original copies as required under sub. (2) by any method that is at least as effective
 25 at preventing fraud as the method[✓] specified under sub. (2).

Insert
2-20

ASSEMBLY BILL 847

SECTION 2. Initial applicability.

(1) This act first applies to transactions entered into on the effective date of this
subsection.

(END)

**ASSEMBLY AMENDMENT 1,
TO 1999 ASSEMBLY BILL 847**

*INSERT
2-20*

~~March 22, 2000 - Offered by COMMITTEE ON CONSUMER AFFAIRS.~~

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

2 ~~1. Page 2, line 18: delete "Except as provided under sub. (3), the" and~~
3 ~~substitute "The".~~

4 ~~2. Page 2, line 19: delete "carbon".~~

5 ~~3. Page 2, line 20: delete "carbon".~~

6 ~~4. Page 2, line 20: after "copy," insert~~ Except as provided under sub. (3), the
7 identical copy shall be a noncarbon reproduction of the signed copy, produced by the
8 transfer of images in substantially the same manner as is used to make a carbon copy,
9 or shall be a carbon copy. *over*

10 ~~5. Page 2, line 25: delete "method" and substitute "methods".~~

11 (END)



STEPHEN R. MILLER
CHIEF

State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
5TH FLOOR
MADISON, WI 53701-2037

LEGAL SECTION: (608) 266-3561
LEGAL FAX: (608) 264-6948

November 30, 2000

MEMORANDUM

To: Representative Gronemus

From: Robert J. Marchant, Legislative Attorney

Re: LRB-1169 Documentation of agricultural credit transactions.

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

JACKET FOR ASSEMBLY JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 261-4454 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.