

2003 DRAFTING REQUEST

Assembly Amendment (AA-SB272)

Received: 03/01/2004

Received By: mkunkel

Wanted: As time permits

Identical to LRB:

For: Sheryl Albers (608) 266-8531

By/Representing: Ryan Gruber

This file may be shown to any legislator: NO

Drafter: mkunkel

May Contact:

Addl. Drafters:

Subject: Munis - miscellaneous
Public Util. - telco

Extra Copies:

Submit via email: YES

Requester's email: Rep.Albers@legis.state.wi.us

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Exemption for municipalities that have constructed facilities or systems before the effective date of the bill

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>
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/1	mkunkel 03/01/2004	jdye 03/01/2004	pgreensl 03/02/2004		lemery 03/02/2004	lemery 03/02/2004	

FE Sent For:

<END>

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/?	mkunkel	1 3/1 jld	3/1 1 08	3/2 08/12			

FE Sent For:

<END>

Kunkel, Mark

From: Gruber, Ryan
Sent: Monday, March 01, 2004 12:07 PM
To: Kunkel, Mark
Subject: Amendment request for SB 272

Mark,

Please draft the following language as an Assembly Amendment to SB 272:

Page 5, line 19, insert the following language after line 19:

"Section 8. Exempt Entities.

(1) None of the provisions of this act shall apply to any municipality or local government telecommunications utility that, by the effective date of this act, has constructed any facility for providing cable service, telecommunications service, or broadband service, directly or indirectly, to the public."

Page 5, line 20, strike the number "8" and replace with the number "9."

It would be great if we could have this in hand by 9 a.m. tomorrow morning. Please let me know if you have any questions. Thanks much.

Ryan Gruber
Research Assistant
Clerk, Assembly Committee on Property
Rights and Land Management
Office of Rep. Sheryl Albers
1-877-947-0050 (in Wisconsin)
1-608-266-8531
1-608-282-3650 (fax)
ryan.gruber@legis.state.wi.us



NOTE

JLD

*Comorrow
9am
3/2*

**ASSEMBLY AMENDMENT,
TO 2003 SENATE BILL 272**

#. Page 2, line 9: on page 1, line 9, of the material inserted by senate amendment 1, delete "(b)" and substitute "(b)".

- 1 At the locations indicated, amend the bill as follows:
- 2 1. Page 2, line 9: on page 1, line 9, of the material inserted by senate
- 3 amendment 1, before that line insert:
- 4 *↑* "(am) Paragraph (a) does not apply to a municipality that, before the effective
- 5 date of this paragraph [revisor inserts date], has constructed any facility for
- 6 providing cable service directly or indirectly to the public."
- 7 2. Page 3, line 7: on page 1, line 8, of the material inserted by senate
- 8 amendment 2, delete "sub. (3)" and substitute "subs. (3) and (3m)".
- 9 3. Page 3, line 23: after that line, on page 2 of the material inserted by senate
- 10 amendment 2, after line 16 insert:
- 11 "(3m) Subsection (2) does not apply to a local government that, before the
- 12 effective date of this subsection [revisor inserts date], has constructed any facility

1 for providing cable service, telecommunications service, or broadband service,
2 directly or indirectly to the public.” ✓

3 4. Page 4, line 6: on page 3, line 9 ✓ of the material inserted by senate
4 amendment 1, delete that line and substitute ✓ ~~of~~ ~~the~~ ~~material~~ ~~inserted~~ ~~by~~ ~~senate~~ ~~amendment~~ ~~1,~~ ~~delete~~ ~~that~~ ~~line~~ ~~and~~ ~~substitute~~ ✓ ~~of~~ ~~the~~ ~~material~~ ~~inserted~~ ~~by~~ ~~senate~~ ~~amendment~~ ~~1,~~ ~~delete~~ ~~that~~ ~~line~~ ~~and~~ ~~substitute~~ ✓

5 ~~of~~ “telecommunications utilities. This subdivision does not apply to a local
6 government telecommunications utility that, before the effective date of this
7 subdivision [revisor inserts date], has constructed any facility for providing
8 telecommunications service directly or indirectly to the public. This subdivision also
9 does not apply to a” ✓

10 (END)

d-note
↓

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa2467/1dn

MDK: :...

↑
JLD

Rep. Albers:

This amendment accomplishes your intent by creating exemptions in each of the 3 sets of substantive requirements created by the bill, rather than by creating a single exemption.

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

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa2467/1dn
MDK:jld:pg

March 1, 2004

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Mark D. Kunkel
Senior Legislative Attorney
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E-mail: mark.kunkel@legis.state.wi.us