

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1402/3dn
CTS:wlj:rs

June 6, 2005

Representative Jeskewitz:

This is a redraft of LRB-1402/2 based on instructions from Pamela Matthews.

Please note that I have not included in proposed s. 100.195 (3) (b) the enumerated items "continuity plans," "subscription arrangements," "standing order arrangements," "supplements," and "series arrangements." Long-standing LRB policy discourages enumerations, because they may undercut a statute's force by raising a question as to whether the statute applies to examples not enumerated or whether the statute applies only to examples of the same general type enumerated. This is particularly problematic where, as here, the enumerations seem vague. Is proposed s. 100.195 (3) (b) an accurate description of the types of arrangements that you have in mind?

Also, because these excepted arrangements are limited to shipments to a consumer, I have not included services in proposed s. 100.195 (3) (b). Is this okay?

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