

**2007 DRAFTING REQUEST**

**Senate Amendment (SA-SSA(LRBs0062/1)-SB107)**

Received: **04/17/2007**

Received By: **mkunkel**

Wanted: **As time permits**

Identical to LRB:

For: **Jeffrey Plale (608) 266-7505**

By/Representing: **Katy**

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

Drafter: **mkunkel**

May Contact:

Addl. Drafters:

Subject: **Public Util. - telco**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Plale@legis.wisconsin.gov**

Carbon copy (CC:) to: **david.lovell@legis.wisconsin.gov**  
**john.stolzenberg@legis.wisconsin.gov**

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Video service subscriber rights

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**Instructions:**

Prepare companion to LRBa0294/2

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**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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FE Sent For:

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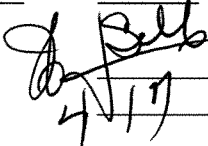
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FE Sent For:

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Today

0-NOTE

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**ASSEMBLY AMENDMENT ,  
TO ASSEMBLY SUBSTITUTE AMENDMENT (LRBs0061/1),  
TO 2007 ASSEMBLY BILL 207**

SA to  
SSA (LRBs 0062/1)  
to SB107

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 **1.** Page 24, line 21: delete "No video" and substitute "Except as provided in s.
- 3 100.209, no video".
- 4 **2.** Page 30, line 4: delete lines 4 to 12 and substitute:
- 5 **"SECTION 27d.** 100.209 (title) of the statutes is amended to read:
- 6 **100.209 (title) Cable television Video programming service subscriber**
- 7 **rights.**
- 8 **SECTION 27h.** 100.209 (1) (a) and (b) of the statutes are repealed.
- 9 **SECTION 27k.** 100.209 (1) (c) and (d) of the statutes are created to read:
- 10 100.209 (1) (c) "Multichannel video provider" means an interim cable operator,
- 11 as defined in s. 66.0420 (2) (n), video service provider, as defined in s. 66.0420 (2) (zg),
- 12 or multichannel video programming distributor, as defined in 47 USC 522 (13).

1 (d) "Video programming" has the meaning given in s. 66.0420 (2) (x).

2 **SECTION 27p.** 100.209 (2) of the statutes is amended to read:

3 100.209 (2) RIGHTS. (a) A ~~cable operator~~ multichannel video provider shall  
4 repair ~~cable~~ video programming service within 72 hours after a subscriber reports  
5 a service interruption or requests the repair if the service interruption is not the  
6 result of a natural disaster.

7 (b) Upon notification by a subscriber of a service interruption, a ~~cable operator~~  
8 multichannel video provider shall give the subscriber a credit for one day of ~~cable~~  
9 video programming service if ~~cable~~ video programming service is interrupted for  
10 more than 4 hours in one day and the interruption is caused by the ~~cable operator~~  
11 multichannel video provider.

12 (bm) Upon notification by a subscriber of a service interruption, a ~~cable~~  
13 ~~operator~~ multichannel video provider shall give the subscriber a credit for each hour  
14 that ~~cable~~ video programming service is interrupted if ~~cable~~ video programming  
15 service is interrupted for more than ~~4~~ 24 hours ~~in one day~~ and the interruption is  
16 not caused by the ~~cable operator~~ multichannel video provider.

17 (c) A ~~cable operator~~ multichannel video provider shall give a subscriber at least  
18 30 days' advance written notice before deleting a program service from its ~~cable~~ video  
19 programming service. A ~~cable operator~~ multichannel video provider is not required  
20 to give the notice under this paragraph if the ~~cable operator~~ multichannel video  
21 provider makes a channel change because of circumstances beyond the control of the  
22 ~~cable operator~~ multichannel video provider.

23 (d) A ~~cable operator~~ multichannel video provider shall give a subscriber at least  
24 30 days' advance written notice before instituting a rate increase.

1 (e) 1. A ~~cable operator~~ multichannel video provider may not disconnect a  
2 subscriber's ~~cable~~ video programming service, or a portion of that service, for failure  
3 to pay a bill until the unpaid bill is at least 45 days past due.

4 2. If a ~~cable operator~~ multichannel video provider intends to disconnect a  
5 subscriber's ~~cable~~ video programming service, or a portion of that service, the ~~cable~~  
6 ~~operator~~ multichannel video provider shall give the subscriber at least 10 days'  
7 advance written notice of the disconnection. A ~~cable operator~~ multichannel video  
8 provider is not required to give the notice under this subdivision if the disconnection  
9 is requested by the subscriber, is necessary to prevent theft of ~~cable~~ video  
10 programming service or is necessary to reduce or prevent signal leakage, as  
11 described in 47 CFR 76.611.

12 **SECTION 27t.** 100.209 (3) of the statutes is amended to read:

13 100.209 (3) ~~RULES AND LOCAL ORDINANCES~~ ORDERS ALLOWED. This section does  
14 not prohibit the department from promulgating a rule or from issuing an order  
15 consistent with its authority under this chapter that gives a subscriber greater rights  
16 than the rights under sub. (2) ~~or prohibit a city, village or town from enacting an~~  
17 ~~ordinance that gives a subscriber greater rights than the rights under sub. (2)."~~

18 (END)

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

LRBa0315/1dn

MDK:/.....

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Sen. Plale:

This the companion amendment to LRBa0294/2.

Mark D. Kunkel  
Senior Legislative Attorney  
Phone: (608) 266-0131  
E-mail: [mark.kunkel@legis.wisconsin.gov](mailto:mark.kunkel@legis.wisconsin.gov)

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

LRBa0315/1dn  
MDK:cjs:jf

April 17, 2007

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This the companion amendment to LRBa0294/2.

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Senior Legislative Attorney  
Phone: (608) 266-0131  
E-mail: [mark.kunkel@legis.wisconsin.gov](mailto:mark.kunkel@legis.wisconsin.gov)