Received By: csundber

### 2007 DRAFTING REQUEST

### Bill

Received: 12/08/2006

Wanted: As time permits					Identical to LRB:						
For: Ma	ark Miller (60	8) 266-9170			By/Representing: Jamie Kuhn Drafter: csundber						
This file	e may be shown	to any legislat	or: NO								
May Co	ontact:		Addl. Drafters:								
Subject:	: Trade l	Regulation - ot	her		Extra Copies:						
	er's email:		@legis.wise	consin.gov							
Carbon	copy (CC:) to:	christophe	r.sundberg	@legis.wisco	nsin.gov						
Pre To	pic: ific pre topic gi	ven									
Instruc		renewal offers									
Redraft	2005 SB 621	· ·			·						
Draftin	g History:										
Vers.	<u>Drafted</u>	Reviewed	Typed	Proofed	Submitted	<u>Jacketed</u>	Required				
/?	csundber 12/08/2006	lkunkel 12/11/2006					State				
/1	csundber 02/20/2007	lkunkel 02/20/2007	rschluet 12/11/200	06	sbasford 12/11/2006		State				
/2	csundber 03/05/2007	lkunkel 03/06/2007	jfrantze 02/20/200	07	mbarman 02/20/2007		State				
/3			nnatzke		lparisi	sbasford					

**LRB-1069** 03/29/2007 01:54:40 PM Page 2

 Vers.
 Drafted
 Reviewed
 Typed
 Proofed
 Submitted
 Jacketed
 Required

 03/06/2007
 03/06/2007
 03/06/2007
 03/29/2007

#### Bill

Received	Received: 12/08/2006 Received By: csur										
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This file	may be shown	to any legislato	or: NO		Drafter: csundber						
May Cor	ntact:		Addl. Drafters:								
Subject:	Trade l	Regulation - otl	her		Extra Copies:						
Submit v	ria email: YES										
Requeste	er's email:	Sen.Miller	@legis.wisc	onsin.gov							
Carbon c	copy (CC:) to:	christophe	r.sundberg	@legis.wisco	nsin.gov						
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No speci	fic pre topic gi	ven									
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/1	csundber 02/20/2007	lkunkel 02/20/2007	rschluet 12/11/200	6	sbasford 12/11/2006		State				
/2	csundber 03/05/2007	lkunkel 03/06/2007	jfrantze 02/20/200	7	mbarman 02/20/2007		State				
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LRB-1069

03/06/2007 04:27:44 PM Page 2

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 03/06/2007
 03/06/2007

FE Sent For:

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Bill

Receive	ed: <b>12/08/2006</b>				Paggivad Pyr og	uu dhau					
					Received By: csundber  Identical to LRB:  By/Representing: Jamie Kuhn						
Wanted	l: As time perm	nits									
For: Ma	ark Miller (60	8) 266-9170									
This file	e may be shown	to any legislat	or: NO		Drafter: csundb	er					
May Co	ontact:				Addl. Drafters:						
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**LRB-1069** 02/20/2007 04:11:19 PM Page 2

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Bill

Received: 12/08/2006					Received By: csundber						
Wanted	l: As time perm	nits			Identical to LRB:  By/Representing: Jamie Kuhn						
For: M	ark Miller (60	8) 266-9170									
This fil	e may be showr	n to any legislat	or: NO		Drafter: <b>csundber</b> Addl. Drafters:						
May Co	ontact:										
Subject	: Trade	Regulation - ot	her		Extra Copies:						
Submit	via email: YES	\$									
Reques	ter's email:	Sen.Miller	@legis.wise	consin.gov							
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FE Sent	t ror:			ZEND>							

Bill

Received: 12/08/2006	Received By: csundber

Wanted: As time permits Identical to LRB:

For: Mark Miller (608) 266-9170 By/Representing: Jamie Kuhn

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

May Contact: Addl. Drafters:

Subject: Trade Regulation - other Extra Copies:

Submit via email: YES

Requester's email: Sen.Miller@legis.wisconsin.gov

Carbon copy (CC:) to: christopher.sundberg@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Magazine subscription renewal offers V

**Instructions:** 

Redraft 2005 SB 621

**Drafting History:** 

<u>Vers.</u> <u>Drafted</u> <u>Reviewed</u> <u>Proofed</u> <u>Submitted</u> <u>Jacketed</u> <u>Required</u>

/? csundber / M/ 40

FE Sent For:

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14:12/8/06

**2005** – **2006** LEGISLATURE

LRB-4570/1 CTS(ild:pg)

# **2005 SENATE BILL 621**

2007 BILL

February 22, 2006 – Introduced by Senators Miller, Roessler, Risser, Breske and Lassa, cosponsored by Representatives Jeskewitz, Berceau, Sheridan, Musser, Seidel, Lehman, Townsend, Parisi, Ott and Albers. Referred to Committee on Job Creation, Economic Development and Consumer Affairs.

M

AN ACT to create 100.54 of the statutes; relating to: solicitations for the renewal

of a subscription to a periodical.  $\sqrt{\phantom{a}}$ 

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Analysis by the Legislative Reference Bureau

This bill regulates solicitations to renew a subscription to a periodical. Under the bill, no person may send a mailing soliciting a renewal to a periodical (renewal solicitation) more than six months before the expiration date of the subscriber's current subscription. Also under the bill, a renewal solicitation must indicate the date on which the subscriber's current subscription will expire.

√For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

**SECTION 1.** 100.64 of the statutes is created to read:

100.54 Periodicals; renewal solicitations. (1) In this section, "periodical" means a newspaper, magazine, newsletter, or similar publication that is published

on a daily, weekly, or monthly basis and delivered to a subscriber.

#### **SENATE BILL 621**

(2) No person may solicit a subscriber to a periodical to renew the subscriber's
subscription more than 6 months before the expiration date of the subscriber's
current subscription. $\sqrt{}$
(3) No person may solicit a subscriber to a periodical to renew the subscriber's

subscription unless the solicitation indicates the expiration date of the subscriber's subscription.

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(END)

# DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-1069/1dn CTS:...:

(date)

Sen. Miller:

This is a redraft of 2005 Senate Bill 621.

Christopher T. Sundberg
Legislative Attorney
Phone: (608) 266–9739
E-mail:
christopher.sundberg@legis.wisconsin.gov

P Note that the bill's definition of "feriodical" appears to exclude materials that are published every other day or every two weeks of for instance should the definition of speriodical be modified to refer to a newspapern unagazine rewsletter; or similar publication that is published on a regular basis, but at least once every month?

# DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-1069/1dn CTS:lmk:rs

December 11, 2006

Sen. Miller:

This is a redraft of 2005 Senate Bill 621.

Note that the bill's definition of "periodical" appears to exclude materials that are published every other day or every two weeks. Should the definition of "periodical" be modified to refer to a newspaper, magazine, newsletter, or similar publication that is published on a regular basis, but at least once every month?

Christopher T. Sundberg Legislative Attorney Phone: (608) 266–9739 E-mail: christopher.sundberg@legis.wisconsin.gov



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State of Misconsin 2007 - 2008 LEGISLATURE Wanted: Noon Wednesday

LRB-1069/1 pw/R CTS:lmk:rs

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#### 2007 BILL



AN ACT to create 100.55 of the statutes; relating to: solicitations for the renewal

of a subscription to a periodical.

#### Analysis by the Legislative Reference Bureau

This bill regulates solicitations to renew a subscription to a periodical. Under the bill, no person may send a mailing soliciting a renewal to a periodical (renewal solicitation) more than six months before the expiration date of the subscriber's current subscription. Also under the bill, a renewal solicitation must indicate the date on which the subscriber's current subscription will expire.

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

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

**Section 1.** 100.55 of the statutes is created to read:

100.55 Periodicals; renewal solicitations. (1) In this section, "periodical"

means a newspaper, magazine, newsletter, or similar publication that is published

on a daily, weekly, or monthly basis and delivered to a subscriber.

-at least 2 times per year

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В	ı	L	4

(2) No person may solicit a subscriber to a periodical to renew the subscriber's
subscription more than 6 months before the expiration date of the subscriber's
current subscription.

(3) No person may solicit a subscriber to a periodical to renew the subscriber's subscription unless the solicitation indicates the expiration date of the subscriber's subscription.

(END)

# STATE OF WISCONSIN – LEGISLATIVE REFERENCE BUREAU

LRB	Research (608–266–0341) Libra	ry (608–266–7040) I	Legal (608–266–3561)		LRB
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#### Sundberg, Christopher

From:

Anderson, John

Sent:

Monday, March 05, 2007 1:30 PM

To:

Sundberg, Christopher

Subject:

LRB 1069

Chris.

Sen. Miller would like to make some changes to LRB 1069, specifically related to penalties, at the suggestion of DATCP: DATCP recommends putting a penalty(ies) section in the statute since, if none is stated, the default penalty is a criminal misdemeanor.

- Any person suffering pecuniary loss because of a violation of this section may commence an action to recover the pecuniary loss. If the person prevails, the person shall recover twice the amount of the pecuniary loss, or \$200 for each violation, whichever is greater, together with costs, including reasonable attorney fees.
- The department may commence an action in the name of the state to restrain by temporary or permanent injunction a violation of this section. Before entry of final judgment, the court may make any necessary orders to restore to a person any pecuniary loss suffered by the person because of the violation.

Any questions, please call or write. We would appreciate the new draft as soon as you can complete it. Thank you very much.

John G. Anderson Office of Senator Mark Miller State Capitol Room 409 South P O Box 7882 Madison, WI 53707 Phone: (608) 266-9170 Fax: (608) 266-5087



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#### (u: 3/5/07 State of Misconsin 2007 - 2008 LEGISLATURE

LRB-1069/2 CTS:lmktff

#### 2007 BILL



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AN ACT to create 100.55 of the statutes; relating to: solicitations for the renewal

of a subscription to a periodical.

#### Analysis by the Legislative Reference Bureau

This bill regulates solicitations to renew a subscription to a periodical. Under the bill, no person may send a mailing soliciting a renewal to a periodical (renewal solicitation) more than six months before the expiration date of the subscriber's current subscription. Also under the bill, a renewal solicitation must indicate the date on which the subscriber's current subscription will expire.

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

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

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- 4 100.55 Periodicals; renewal solicitations. (1) In this section, "periodical"
- 5 means a newspaper, magazine, newsletter, or similar publication that is published
- 6 at least 2 times per year and delivered to a subscriber.

#### **BILL**

(2) No	persor	n may	so	licit a su	bscribe	r to a	a periodical	to rer	new the	subscril	oer's
subscription	n more	than	6	months	before	the	expiration	date	of the	subscrib	oer's
current sub	scriptio	on.									

(3) No person may solicit a subscriber to a periodical to renew the subscriber's subscription unless the solicitation indicates the expiration date of the subscriber's subscription.

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(END)

#### 2007-2008 DRAFTING INSERT FROM THE LEGISLATIVE REFERENCE BUREAU

Insert A:
The bill authorizes a person injured by a violation of the provisions of the bill
to sue the violator for damages, and authorizes the Department of Agriculture, Trade
and Consumer Protection to bring an enforcement action against a violator.
Insert 2-6:
(4) Any person suffering pecuniary loss because of a violation of this section
may commence an action against the violator to recover twice the amount of the
person's pecuniary loss, or \$200 for each violation, whichever is greater, together
with costs, including reasonable attorney fees, notwithstanding s. 814.04 (1). $\checkmark$
(5) The department may commence an action in the name of the state to
restrain by temporary or permanent injunction a violation of this section. Before
entry of final judgment, the court may make any necessary orders to restore to a

person any pecuniary loss suffered by the person because of the violation. V

#### Basford, Sarah

From:

Anderson, John

Sent:

Thursday, March 29, 2007 10:12 AM

To:

LRB.Legal

Subject:

Message for Christopher Sundberg

Jacket please: LRB 1069/3, relating to periodical subscriptions.

Christopher, could you please have jacketed LRB 1069/3 or send me the email to order a jacket?

Thank you very much.

jga

John G. Anderson Office of Senator Mark Miller State Capitol Room 409 South P O Box 7882 Madison, WI 53707 Phone: (608) 266-9170 Fax: (608) 266-5087