

2007 DRAFTING REQUEST

Senate Amendment (SA-SB212)

Received: **01/09/2008**

Received By: **csundber**

Wanted: **As time permits**

Identical to LRB:

For: **Robert Wirch (608) 267-8979**

By/Representing: **Mike Tierney**

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.Wirch@legis.wisconsin.gov**

Carbon copy (CC:) to: **christopher.sundberg@legis.wisconsin.gov**
scott.grosz@legis.wisconsin.gov
dan.schmidt@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Exemption for telecommunications contracts that permit cancellation of renewed contract with no fee or prorated fee

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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FE Sent For:

<END>

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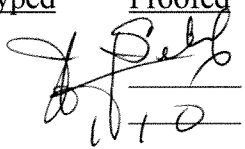
Topic:

Exemption for telecommunications contracts that permit cancellation of renewed contract with no fee or prorated fee

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/?	csundber	1/10 jld					

FE Sent For:

<END>

SENATE AMENDMENT ,
TO 2007 SENATE BILL 212

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

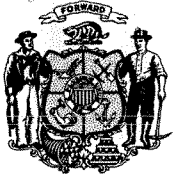
2 1. Page 3, line 1: before that line insert:

3 ⁵ 10. A contract for the lease or purchase of telecommunications service, as
4 defined in s. 196.01 (9m), including commercial mobile service, as defined in s. 196.01
5 (2i), ~~or a contract for the lease of equipment or facilities used with such~~
6 ~~telecommunications service~~, if the contract permits the lessee or purchaser to
7 terminate ^{the} ~~a~~ contract that has been automatically renewed ^{upon one month's} by paying a fee, the
8 ~~amount of which is specified in the contract or is proportional to the remaining term~~
9 ~~of the contract.~~ ^{except payment of fee for services or equipment proportional to the}
10 ^{months for which services or equipment were used during the}
^{renewal period.}

(END)

196.01 (9)m
196.195
196.219

2(i) - 47 USC 332 (d)



jld

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~
SENATE AMENDMENT ,
TO 2007 SENATE BILL 212

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

2 **1.** Page 3, line 1: before that line insert: ✓

3 "10. ✓ A contract for the lease or purchase of telecommunications service, ✓ as

4 defined in s. 196.01 (9m), ✓ including commercial mobile service, as defined in s. 196.01

5 (2i), ✓ if the contract permits the lessee or purchaser to terminate the contract after an

6 automatic renewal by giving written notice, ✓ permits the termination to take effect

7 not more than ✓ one month after receipt of the written notice, and permits a

8 termination without liability for fees or penalties other than a payment for services

9 or equipment used during the period before the termination takes effect, ✓ if the

10 amount of the payment is one of the following: ✓

1 ✓ a. The amount of the periodic payment due under the contract multiplied by
2 the number of periods during which the services or equipment are provided before
3 the termination takes effect.✓

4 ✓ b. If the contract does not provide for periodic payments, ✓ a portion of the
5 amount due under the contract that is proportional to the portion of the renewed
6 contract term that elapsed before the termination takes effect.” ✓

7

(END)