2009 DRAFTING REQUEST

Bill

Received: **09/25/2008**

Wanted: **As time permits**

For: **Roger Roth (608) 266-7500**

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

May Contact:

Subject: **Trade Regulation - other**

Received By: **csundber**

Identical to LRB:

By/Representing: **Jason Culotta**

Drafter: **csundber**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Roth@legis.wisconsin.gov**

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

Pre Topic:

No specific pre topic given

Topic:

Add automated political calls to do not call list

Instructions:

Redraft 2007 AB 648

Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/?	csundber 09/26/2008	jdyer 09/27/2008	_____ _____				State
/1			mduchek 09/29/2008	_____ _____	sbasford 09/29/2008	lparisi 02/11/2009	

FE Sent For:

at intro

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/?	csundber	9/27 jld	MD 9/29	MD 9/29			

FE Sent For:

<END>

Sundberg, Christopher

From:	Culotta, Jason
Sent:	Thursday, September 25, 2008 11:20 AM
To:	Sundberg, Christopher
Subject:	Drafting request from Rep. Roth

Chris,

Rep. Roth would like to re-draft his bill from last session adding automated phone calls to the do not call list – AB 648/LRB-2629/2.

Please call with any questions.

Thanks,

Jason Culotta
Legislative assistant
Office of Representative Roger Roth
(608) 266-7500

2007 – 2008 LEGISLATURE

2007 ASSEMBLY BILL 648

LPS-
PW
please

December 28, 2007 – Introduced by Representatives ROTH, ALBERS, BIES, CULLEN, GRONEMUS, HINTZ, JESKEWITZ, KAUFERT, KERKMAN, KESSLER, LEMAHIEU, MUSSER, NASS, OWENS, PETERSEN, PETROWSKI, STRACHOTA, TURNER, VAN ROY and A. WILLIAMS, cosponsored by Senator RISSER. Referred to Committee on Elections and Constitutional Law.

Gen

1   AN ACT *to renumber and amend* 100.52 (1) (i); and *to create* 100.52 (1) (am)

2   and 100.52 (1) (i) 2. of the statutes; **relating to:** prohibiting certain automated

3   telephone solicitations.

Analysis by the Legislative Reference Bureau

Current law regulates "telephone solicitation," *which is* defined as the unsolicited initiation of a telephone conversation for the purpose of encouraging the recipient of the telephone call to purchase property, goods, or services. Generally, under current law, a telephone solicitor may not make a telephone solicitation to a residential customer if the customer's telephone number is included in a nonsolicitation directory, maintained by the Department of Agriculture, Trade and Consumer Protection (DATCP), listing residential customers who do not wish to receive telephone solicitations. Under current law, the regulation of telephone solicitations does not apply to a nonprofit organization.

This bill expands the definition of "telephone solicitation" to include a telephone call initiated using an automatic dialing announcing device. Under the bill, an "automatic dialing announcing device" means a device that dials a telephone number and disseminates a prerecorded or synthesized voice message. As a result, the bill prohibits using an automatic dialing announcing device to initiate an unsolicited telephone call, if the recipient of the call is included in the DATCP directory. The prohibition does not apply to calls initiated using an automatic dialing announcing device from a school or school district to a student, parent of a student, or employee; from a person who has a current business or personal relationship with the recipient;

or from a governmental unit to alert the recipient to a danger to the recipient's health or safety.

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:

1   SECTION 1. 100.52 (1) (am) of the statutes is created to read:

2   100.52 **(1)** (am) "Automatic dialing announcing device" means a device that

3   does all of the following:

4   1. Dials a telephone number.

5   2. Disseminates, whether alone or in conjunction with another device, a

6   prerecorded or synthesized voice message.

7   SECTION 2. 100.52 (1) (i) of the statutes is renumbered 100.52 (1) (i) (intro.) and

8   amended to read:

9   100.52 **(1)** (i) (intro.) "Telephone solicitation" means the any of the following:

10   1. The unsolicited initiation of a telephone conversation for the purpose of

11   encouraging the recipient of the telephone call to purchase property, goods or

12   services.

13   SECTION 3. 100.52 (1) (i) 2. of the statutes is created to read:

14   100.52 **(1)** (i) 2. The unsolicited initiation of a telephone call using an automatic

15   dialing announcing device, unless any of the following apply:

16   a. The call is initiated by a school or school district to a student, parent of a

17   student, or an employee.

18   b. The call is initiated to a residential customer by a person who has a current

19   business or personal relationship with the customer.

2007 – 2008 Legislature   – 3 –   LRB–2629/2
CTS:bjk&lmk:rs
SECTION 3

ASSEMBLY BILL 648

1   c. The call is initiated by a governmental unit that is intended to alert a

2 recipient of the call to a danger to the recipient's health or safety.✓

3   **(END)**

From: Rep.Roth
Sent: Wednesday, February 11, 2009 3:46 PM
To: LRB.Legal
Subject: Draft Review: LRB 09-0403/1 Topic: Add automated political calls to do not call list

Please Jacket LRB 09-0403/1 for the ASSEMBLY.