Bill

Received: 09/02/2008 Wanted: As time permits For: Spencer Black (608) 266-7521 This file may be shown to any legislator: NO May Contact: Subject: Trade Regulation - other					Received By: csundber Identical to LRB: By/Representing: Terri Zimmerman Drafter: csundber Addl. Drafters:			
				Extra Copies:				
Submit	via email: YES							
Request	er's email:	Rep.Black	@legis.wisc	consin.gov				
Carbon	copy (CC:) to:	christophe	er.sundberg	@legis.wisco	nsin.gov			
Pre Top	pic:							
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Instruc	tions:							
Redraft	2007 AB 311							
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/?	csundber 09/08/2008	jdyer 09/12/2008					State	
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/2			phenry 03/10/200)9	lparisi 03/10/2009	lparisi 03/11/2009		

LRB-0026

03/11/2009 11:10:55 AM Page 2

FE Sent For:

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LRB-0026 03/10/2009 03:10:54 PM Page 2

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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: Rep.Black@legis.wisconsin.gov

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

Pre Topic:

No specific pre topic given

Topic:

Prohibit autodialer calls

Instructions:

Redraft 2007 AB 311

Drafting History:

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

 $\frac{1}{2}$ csundber $\frac{1}{2}$ $\frac{1}{2}$ $\frac{1}{2}$

<END>

FE Sent For:

Sundberg, Christopher

From:

Zimmerman, Terri

Sent:

Monday, July 21, 2008 1:27 PM

To:

Sundberg, Christopher

Subject:

Redraft of 2007 Assembly Bill 311

Christopher,

Spence would like 2007 AB 311 redrafted for the 2009 legislative session. AB 311 relates to: the use of automatic dialing devices.

Terri Zimmerman Rep. Spencer Black's office 266-7521 In: 9/9/09

2007 - 2008 LEGISLATURE

00 26/ LRB-0682/2

CTS:

jld

2007 ASSEMBLY BILL 311

May 8, 2007 – Introduced by Representatives BLACK, BENEDICT, SOLETSKI, BERGEAU,
A. WILLIAMS, KAUFERT and MOLEPSKE, cosponsored by Senators Carpenver and
HARSDORF, Referred to Committee on Judiciary and Ethics.

Gen

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AN ACT *to create* 100.523 of the statutes; **relating to:** the use of automatic

dialing announcing devices and providing a penalty.

Analysis by the Legislative Reference Bureau

This bill regulates the use of automatic dialing announcing devices. The bill defines an automatic dialing announcing device as a device that dials a telephone number and disseminates, alone or in conjunction with another device, a voice message.

Under the bill, the use of an automatic dialing announcing device to call a residential telephone customer is prohibited unless the recipient has consented in writing or the person using the device obtains the customer's verbal consent using a live operator before disseminating the message. An automatic dialing announcing device must disconnect within ten seconds after a recipient terminates a call. The provisions of the bill do not apply to a call by a school to students, parents, or employees; to a call to a residential customer by a person who has a current business or personal relationship with the customer; or to a call by a governmental unit to alert the recipient to a danger to 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:

ASSEMBLY BILL 311

1	Section 1. 100.525 of the statutes is created to read:
2.	100.523 Automatic dialing announcing devices. (1) In this section:
3	(a) "Automatic dialing announcing device" means a device that does all of the
4	following:
5	1. Dials a telephone number.
6	2. Disseminates, whether alone or in conjunction with another device, a
7	prerecorded or synthesized voice message.
8	(b) "Governmental unit" means an agency of this state or of a city, village, town,
9	or county.
10	(c) "Residential customer" has the meaning given in s. 100.52 (1) (f).
11	(2) No person may use an automatic dialing announcing device to call a
12	telephone number pertaining to a residential customer in this state unless all of the
13	following apply:
14	(a) One of the following is true:
15	1. Before the person uses the device to call the telephone number, the person
16	has obtained the residential customer's written authorization to call the customer
17	using an automatic dialing announcing device.
18	2. Before the person uses the device to disseminate a voice message, a live
19	operator has done all of the following:
20	a. Immediately disclosed the name of the person on whose behalf the customer
21	has been called and the purpose of the call, including whether the call is intended to
22	solicit funds. ✓
23	b. Obtained the residential customer's verbal consent to receive a voice
24	message from an automatic dialing announcing device. ✓

ASSEMBLY BILL 311

1	(b) The automatic dialing announcing device is designed and operated to
2	disconnect not more than 10 seconds after a recipient terminates the connection.
3	(3) This section does not apply to any of the following:
4	(a) A call by a school or school district to a student, parent of a student, or an
5	employee.
6	(b) A call to a residential customer initiated by a person who has a current
7	business or personal relationship with the customer.
8	(c) A call by a governmental unit that is intended to alert a recipient of the call
9	to a danger to the recipient's health or safety.
10	(4) A person who violates this section may be required to forfeit \$100 for each
11	violation.
12	(END)

STATE OF WISCONSIN – **LEGISLATIVE REFERENCE BUREAU** – LEGAL SECTION (608–266–3561)

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BILL

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BILL

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11	violation.	
12 /	(END)	
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	member of the organization	
	member of the organizations	

Parisi, Lori

From:

Sent:

To:

Subject:

Zimmerman, Terri Tuesday, March 10, 2009 4:39 PM LRB.Legal Draft Review: LRB 09-0026/2 Topic: Prohibit autodialer calls

Please Jacket LRB 09-0026/2 for the ASSEMBLY.