



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRBs0274/1  
PJH:jld:rs

**ASSEMBLY SUBSTITUTE AMENDMENT 2,  
TO 2007 ASSEMBLY BILL 503**

February 19, 2008 – Offered by Representatives ZIPPERER and STASKUNAS.

1     **AN ACT** *to renumber and amend* 943.21 (1c); *to amend* 943.21 (title), 943.21  
2           (3) (am) (intro.) and 943.212 (title); and *to create* 943.21 (1c) (b), 943.21 (1m)  
3           (e) and 943.21 (2t) of the statutes; **relating to:** fraud on certain merchants and  
4           service providers and providing a penalty.

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

5           **SECTION 1.** 943.21 (title) of the statutes is amended to read:

6           **943.21 (title) Fraud on hotel or restaurant keeper, service provider,**  
7           **recreational attraction, taxicab operator, or gas station.**

8           **SECTION 2.** 943.21 (1c) of the statutes is renumbered 943.21 (1c) (intro.) and  
9           amended to read:

10           943.21 (1c) (intro.) In this section, ~~“recreational;~~

11           (a) “Recreational attraction” means a public accommodation designed for  
12           amusement and includes chair lifts or ski resorts, water parks, theaters,

1 entertainment venues, racetracks, swimming pools, trails, golf courses, carnivals,  
2 and amusement parks.

3 **SECTION 3.** 943.21 (1c) (b) of the statutes is created to read:

4 943.21 (1c) (b) “Service provider” means a merchant who provides a service to  
5 a retail customer without a written contract with the expectation that the service will  
6 be paid for by the customer upon completion of the service.

7 **SECTION 4.** 943.21 (1m) (e) of the statutes is created to read:

8 943.21 (1m) (e) Having obtained any service from a service provider,  
9 intentionally fails or refuses to pay for the service.

10 **SECTION 5.** 943.21 (2t) of the statutes is created to read:

11 943.21 (2t) The failure or refusal, without the service provider’s consent, to pay  
12 a service provider the stated price for a service provided by the service provider  
13 constitutes prima facie evidence of an intent to deprive the service provider  
14 permanently of the full price of the service.

15 **SECTION 6.** 943.21 (3) (am) (intro.) of the statutes is amended to read:

16 943.21 (3) (am) (intro.) Whoever violates sub. (1m) (a), (b), ~~or (c)~~, or (e):

17 **SECTION 7.** 943.212 (title) of the statutes is amended to read:

18 **943.212 (title) Fraud on hotel or restaurant keeper, service provider,**  
19 **recreational attraction, taxicab operator, or gas station; civil liability.**

20 (END)