

1985 ASSEMBLY BILL 506

October 1, 1985 - Introduced by Representatives SHOEMAKER, R. TRAVIS, T. THOMPSON, SCHNEIDER, SWOBODA, NEUBAUER, BRADLEY, COWLES, WELCH, SCHULTZ, MEDINGER, MUSSER, CLEMENTS, TREGONING and McESSY, cosponsored by Senators ROSHELL, HELBACH, KINCAID and HARSDORF. Referred to Committee on State Affairs.

1 AN ACT to repeal 66.082 (1) (b) 3; and to amend 66.082 (1) (a) 7 and (b) 1
2 and 66.082 (1) (b) 4 of the statutes; and to affect 1985 Wisconsin Act
3 29, section 3203 (56) (as), relating to the authority of cities, towns
4 and villages to impose franchise fees on cable television operators.

Analysis by the Legislative Reference Bureau

This bill repeals the specific authority of a city, village or town to require cable television operators to pay a franchise fee for general revenue purposes.

For further information, see the state and local 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:

5 SECTION 1. 66.082 (1) (a) 7 and (b) 1 of the statutes, as created by
6 1985 Wisconsin Act 29, are amended to read:

7 66.082 (1) (a) 7. It is in the public interest to maintain the
8 authority of cities, towns and villages to grant and revoke cable tele-
9 vision franchises; ~~require the payment of franchise fees and establish~~
10 ~~rates~~ charged to customers by franchise holders.

11 (b) 1. Clarify the legislature's position on certain antitrust and
12 ~~franchise fee and other~~ compensation issues which affect the cities, towns
13 and villages of this state, which are related to the regulation of cable

1 television services and which have arisen in recent state and federal
2 court actions.

3 SECTION 2. 66.082 (1) (b) 3 of the statutes, as created by 1985
4 Wisconsin Act 29, is repealed.

5 SECTION 3. 66.082 (1) (b) 4 of the statutes, as created by 1985
6 Wisconsin Act 29, is amended to read:

7 66.082 (1) (b) 4. Maintain the spirit of the compromise between the
8 cable industry and municipalities effected under the federal cable com-
9 munications policy act of 1984, ~~the enactment of which the municipalities~~
10 ~~agreed to support because it provides for their clear right to impose and~~
11 ~~collect a limited franchise fee based on cable operator income or gross~~
12 revenues.

13 SECTION 4. 1985 Wisconsin Act 29, section 3203 (56) (as) is repealed.

14 (End)