2013 DRAFTING REQUEST

Bill

Received:	**9/7/2012**	Received By:	**agary**
Wanted:	**As time permits**	Same as LRB:	
For:	**Robert Jauch (608) 266-3510**	By/Representing:	**Jeff Buhrandt**
May Contact:		Drafter:	**agary**
Subject:	**Transportation - motor vehicles**	Addl. Drafters:	
		Extra Copies:	**EVM**

Submit via email: **YES**
Requester's email: **Sen.Jauch@legis.wisconsin.gov**
Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Special plate honoring Wisconsin's connection to the US Olympic Committee

Instructions:

See attached; redraft of 2011 LRB 4312

Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/?	agary 9/10/2012	evinz 9/14/2012	phenry 9/14/2012	_____ _____			
/P1	agary 5/14/2013			_____ _____	mbarman 9/14/2012		State
/P2	agary 6/27/2013	evinz 5/14/2013	phenry 5/14/2013	_____ _____	lparisi 5/14/2013		State
/P3	agary	evinz	jfrantze	_____	srose		State

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
	8/28/2013	6/27/2013	6/27/2013	_____	6/27/2013		
/1		evinz 8/28/2013	rschluet 8/29/2013	_____ _____	lparisi 8/29/2013	sbasford 9/10/2013	State

FE Sent For:

at intro

<END>

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/P2	agary 6/27/2013	evinz 5/14/2013	phenry 5/14/2013	_____ _____	lparisi 5/14/2013		State
/P3		evinz	jfranze	_____	srose		State

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
		6/27/2013	6/27/2013	_____	6/27/2013		
		/1 eev					

FE Sent For: 8/28/13 **<END>**

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/P2		evinz 5/14/2013	phenry 5/14/2013	_____ _____	lparisi 5/14/2013		State

lp3 eev 6/27/13 6/27

FE Sent For:

<END>

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May Contact:		Drafter:	**agary**
Subject:	**Transportation - motor vehicles**	Addl. Drafters:	
		Extra Copies:	**EVM**

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Topic:

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Instructions:

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Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/?	agary 9/10/2012	evinz 9/14/2012	9/14/2012				
/P1			5/14 ph	ph gm	mbarman 9/14/2012		State
FE Sent For:		/p2 eev 5/14/13					

<END>

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Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/?	agary	/p1 ecu 9/13/12	9/14 ph	9/14 ph / jm			

FE Sent For:

<END>

Gary, Aaron

From: Buhrandt, Jeff
Sent: Tuesday, September 11, 2012 10:34 AM
To: Gary, Aaron
Subject: FW: Draft review: LRB 11-4312/P1 Topic: Special plate honoring Wisconsin's connection to the US Olympic Committee

Aaron-

The language you are proposing on the design looks good to us.

Let me know when we have an updated draft.

Thanks-

jeff

Jeff Buhrandt
Chief of Staff - Office of State Senator Bob Jauch
(608)266-3510

From: Yuriy Gusev [mailto:yuriy.gusev@cxcskiing.org]
Sent: Tuesday, September 11, 2012 9:49 AM
To: Buhrandt, Jeff
Subject: Re: Draft review: LRB 11-4312/P1 Topic: Special plate honoring Wisconsin's connection to the US Olympic Committee

Jeff,

Here is a note from USOC. Thank you very much for looking into it right away!

Hi Yuriy,

Thanks for sharing this message with me. This change is acceptable to us. Please feel free to proceed.

Jeff

Jeff Kleinschmidt

Manager, State Outreach Programs, Development Division

United States Olympic Committee

27 South Tejon
Colorado Springs, CO 80903

719-373-7203 [cell]

Yuriy Gusev
Executive & Athletic Director
Central Cross Country Ski Association
Community Olympic Development Program

Office: 608.277.0220
Fax: 608.277.0255
Mobile: 608.385.8864
FB: facebook.com/yuriy.gusev

FB: facebook.com/cxcskiing
cxcskiing.org / cxcacademy.com / cxceliteblog.com

Mailing Address:
P.O.Box 930442
Verona, WI 53593

Shipping Address:
200 E. Verona Ave., PMB 133
Verona, WI 53593

On Sep 11, 2012, at 9:21 AM, "Buhrandt, Jeff" <Jeff.Buhrandt@legis.wisconsin.gov> wrote:

Yuriy-

Here is what the drafter had to say-any thoughts on the design issue?

Thanks-

Jeff

Jeff Buhrandt
Chief of Staff - Office of State Senator Bob Jauch
(608)266-3510

From: Gary, Aaron
Sent: Monday, September 10, 2012 11:01 AM
To: Buhrandt, Jeff
Subject: RE: Draft review: LRB 11-4312/P1 Topic: Special plate honoring Wisconsin's connection to the US Olympic Committee

Hi Jeff,

I've been waiting to make these changes until our computer system was converted for the 2013 session, which has now happened. This draft is now 2013 LRB-0036. The only concern about the recommended changes is at the end of the last comment, that the "USOC may change the design in the future as needed." This simply won't work. I have drafted the bill to give USOC the right to approve the design initially and each time the plate is redesigned (which used to happen every 10 years but now happens at indeterminate intervals). I hope this is sufficient. Let me know if you think there is a problem.

Thanks. Aaron

Aaron R. Gary
Attorney, Legislative Reference Bureau
608.261.6926 (voice)
608.264.6948 (fax)
aaron.gary@legis.state.wi.us

From: Buhrandt, Jeff
Sent: Tuesday, July 31, 2012 3:56 PM
To: 'Yuriy Gusev'
Subject: RE: Draft review: LRB 11-4312/P1 Topic: Special plate honoring Wisconsin's connection to the US Olympic Committee

Thank you Yuriy – I'll share these with the drafter and get the changes made.

We have shared the draft with Sen. Vukmir's office and a contact at the Pettit Center but we have not heard anything back from either one. Senator Jauch did speak to Sen. Vukmir about it last week and she said that she was going to discuss it with her staff.

Thanks-

Jeff

Jeff Buhrandt
Chief of Staff - Office of State Senator Bob Jauch
(608)266-3510

From: Yuriy Gusev [mailto:yuriy.gusev@cxcskiing.org]
Sent: Monday, July 30, 2012 3:40 PM
To: Buhrandt, Jeff
Subject: Re: Draft review: LRB 11-4312/P1 Topic: Special plate honoring Wisconsin's connection to the US Olympic Committee

Jeff,
I and U.S. Olympic Committee had a chance to review the draft language.

I also shared the draft with the USOC's Legal and Governmental Relations Divisions and they have a few changes. Following is a summary of their recommended changes:

Page 1, line 4; page 5, line 23; and page 8, line 3: Change the sentences "…..honoring this state's connection with……" to honoring this state's support of".

Page 5, line 15; page 7,line 1, and in two locations in the Analysis on the top of page 2: Delete the words "or

the Olympic Games".

Page 5, line 20: Add a statement that the design must be approved by the United States Olympic Committee and the USOC may change the design in the future as needed.

Have you or Senator Jauch been in contact or coordination with Sen. Vukmir's office? Pettit Center is in her district and I understand she was contacted by Pettit Center some time ago and expressed interest to support this legislation.

Thank you!

Yuriy Gusev
Executive & Athletic Director
Central Cross Country Ski Association
Community Olympic Development Program

Office: 608.277.0220
Fax: 608.277.0255
Mobile: 608.385.8864
FB: facebook.com/yuriy.gusev

FB: facebook.com/cxcskiing
cxcskiing.org / cxcacademy.com / cxceliteblog.com

Mailing Address:
P.O.Box 930442
Verona, WI 53593

Shipping Address:
200 E. Verona Ave., PMB 133
Verona, WI 53593

On Jul 13, 2012, at 12:29 PM, "Buhrandt, Jeff" <Jeff.Buhrandt@legis.wisconsin.gov> wrote:

Yuriy-

Senator Jauch asked me to share the draft language of the bill we're working on to create a new special license plates honoring Wisconsin's connection to the US Olympic Committee.

Could you review the language and the drafter's note (both attached) and get back to me?

Thanks-
Jeff

Jeff Buhrandt
Office of State Senator Bob Jauch
(608)266-3510

From: LRB.Legal
Sent: Wednesday, June 20, 2012 11:44 AM
To: Sen.Jauch
Subject: Draft review: LRB 11-4312/P1 Topic: Special plate honoring Wisconsin's connection to the US Olympic Committee

Following is the PDF version of draft LRB 11-4312/P1 and drafter's note.

<11-4312P1.pdf><11-4312P1dn.pdf>

"RESEARCH APPENDIX"

... Drafting History Reproduction Request Form ...

☞ **DRAFTING ATTORNEYS: PLEASE COMPLETE THIS FORM AND GIVE TO MIKE BARMAN**

(Request Made By: ARG) (Date: 9 / 10 / 12)

Note:

BOTH DRAFTS SHOULD HAVE THE SAME "REQUESTOR"

(exception: companion bills)

⊗ ☞ Please transfer the drafting file for

2011 LRB 4312 (For: Rep. / Sen. Jauch)

to the drafting file for

2013 LRB 0036 (For: Rep. / Sen. Jauch)

----------OR----------

○ ☞ Please copy the drafting file for

2013 LRB _____ (For: Rep. / Sen. _____)

and place it in the drafting file for

2013 LRB _____ (For: Rep. / Sen. _____)

☞ Are These "Companion Bills" ?? ... Yes No

Done MB

If yes, who in the initial requestor's office authorized the copy/transfer of the drafting history ("guts") from the original file: _____

Updated: 09/05/2012

State of Wisconsin
2011 – 2012 LEGISLATURE

LRB-0036/P1
ARG:rs

PRELIMINARY DRAFT – NOT READY FOR INTRODUCTION

AN ACT *to amend* 341.14 (6r) (b) 1., 341.14 (6r) (c) and 341.14 (6r) (fm) 7.; and *to create* 20.395 (5) (ei), 25.40 (1) (a) 30., 341.14 (6r) (b) 15., 341.14 (6r) (f) 63. and 341.14 (10) of the statutes; **relating to:** special distinguishing registration plates honoring this state's connection with the United States Olympic Committee and making an appropriation.

Analysis by the Legislative Reference Bureau

Under current law, a group or organization that meets certain criteria may apply to the Department of Transportation (DOT) for designation as an authorized special group. If the application is approved, members of the authorized special group may obtain special distinguishing registration plates for certain vehicles, including automobiles and motor homes, that are owned or leased by special group members. Before October 2, 1998, authorized special groups whose members may obtain special plates were specifically enumerated in state law. With certain exceptions, current law provides that specific enumeration in state law of authorized special groups is limited to those special groups enumerated before October 2, 1998. A fee, in addition to the regular registration fee for the particular kind of vehicle, is charged for the issuance or reissuance of most special plates.

This bill establishes an authorized special group specifically enumerated in state law for persons interested in obtaining special plates honoring this state's connection to the United States Olympic Committee. In addition to the regular vehicle registration fee, special group members are required to pay a $15 fee for

INS. + ANAL

issuance or reissuance of the special plates and a $25 annual fee that provides funds in equal amounts to Pettit National Ice Center, Inc., the Central Cross Country Ski Association, and the United States Olympic Committee. The bill requires the special plates to display a logo or symbol associated with the United States Olympic Committee ~~or the Olympic Games~~. DOT may not issue these special plates until DOT has obtained authority to use any applicable trademark or service mark associated with the United States Olympic Committee ~~or the Olympic Games~~ on these special plates.

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:

SECTION 1. 20.395 (5) (ei) of the statutes is created to read:

20.395 **(5)** (ei) *Payments related to United States Olympic Committee plates.* From the general fund, all moneys received under s. 341.14 (6r) (b) 15. for payments as provided in s. 341.14 (10) (a).

SECTION 2. 25.40 (1) (a) 30. of the statutes is created to read:

25.40 **(1)** (a) 30. Moneys received under s. 341.14 (6r) (b) 15. that are deposited into the general fund and credited to the appropriation account under s. 20.395 (5) (ei).

SECTION 3. 341.14 (6r) (b) 1. of the statutes is amended to read:

341.14 **(6r)** (b) 1. Subject to subd. 1m., upon application to register an automobile or motor home, or a motor truck, dual purpose motor home or dual purpose farm truck which has a gross weight of not more than 8,000 pounds, or a farm truck which has a gross weight of not more than 12,000 pounds, by any person who is a resident of this state and a member of an authorized special group, the department shall issue to the person special plates whose colors and design shall indicate that the vehicle is owned by a person who is a member of the applicable special group. The department may not issue any special group plates under par. (f)

55., 60., or 61r. until 6 months after the department has received information sufficient for the department to determine that any approvals required for use of any logo, trademark, trade name or other commercial symbol designating the professional football team or professional baseball team or associated with Harley–Davidson, Inc., have been obtained. Subject to ~~sub.~~ subs. (9) (d) and (10) (d), the department may not issue any special group plates under par. (f) 61m. or 63. until the department has received information sufficient for the department to determine that any license or other approval required for use of any logo, trademark or service mark, trade name or other commercial symbol to be used on or in association with these plates has been obtained. Notwithstanding s. 341.12 (2), if the department of corrections does not have flat–plate technology available for use in manufacturing license plates at quality and cost comparable to that available from the state of Minnesota, the department of transportation may not issue any special group plates under par. (f) 59. unless the department of transportation purchases the plates from the state of Minnesota. Sections 16.70, 16.71, 16.72, 16.75, 16.752 to 16.755, 16.765, 16.77, and 16.82 do not apply to purchases of plates issued under par. (f) 59. from the state of Minnesota.

SECTION 4. 341.14 (6r) (b) 15. of the statutes is created to read:

341.14 **(6r)** (b) 15. Subject to sub. (10) (d), a fee of $25 that is in addition to the fee under subd. 2. shall be charged for the issuance or renewal of a plate issued on an annual basis for the special group specified under par. (f) 63. Subject to sub. (10) (d), a fee of $50 that is in addition to the fee under subd. 2. shall be charged for the issuance or renewal of a plate issued on the biennial basis for the special group specified under par. (f) 63. if the plate is issued or renewed during the first year of the biennial registration period or $25 for the issuance or renewal if the plate is

issued or renewed during the 2nd year of the biennial registration period. All moneys received under this subdivision in excess of $23,700 for the initial costs of production of the special group plate under par. (f) 63. or whichever is less shall be deposited into the general fund and credited to the appropriation under s. 20.395 (5) (ei). To the extent permitted under ch. 71, the fee under this subdivision is deductible as a charitable contribution for purposes of the taxes under ch. 71.

SECTION 5. 341.14 (6r) (c) of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

341.14 **(6r)** (c) Special group plates shall display the word "Wisconsin", the name of the applicable authorized special group, a symbol representing the special group, not exceeding one position, and identifying letters or numbers or both, not exceeding 6 positions and not less than one position. Except as provided in this paragraph, the department shall specify the design for special group plates, but the department shall consult the president of the University of Wisconsin System before specifying the word or symbol used to identify the special groups under par. (f) 35. to 47., the secretary of natural resources before specifying the word or symbol used to identify the special groups under par. (f) 50. and 59., the chief executive officer of the professional football team and an authorized representative of the league of professional football teams described in s. 229.823 to which that team belongs before specifying the design for the applicable special group plate under par. (f) 55., the chief trademark officer of Harley–Davidson Michigan, LLC before specifying the design for the applicable special group plate under par. (f) 61r., the department of veterans affairs before specifying the design for the special group plates under par. (f) 49d., 49h., and 49s., and the department of tourism and chief executive officer of the organization specified in par. (f) 55m. before specifying the design and word or

symbol used to identify the special group name for special group plates under par. (f) 55m. Special group plates under par. (f) 50. shall be as similar as possible to regular registration plates in color and design. The department shall make available 2 designs for the special group plates under par. (f) 60. The department may not specify any design for the special group plates under par. (f) 60. unless the design is approved by the executive vice president of the Milwaukee Brewers Baseball Club LP. The word or symbol used to identify the special group under par. (f) 59. shall be different from the word or symbol used to identify the special group under par. (f) 50. and the design shall cover the entire plate. Special group plates under par. (f) 61m. shall display a logo or image of the lion associated with the Lions Clubs International. Special group plates under par. (f) 61r. shall display a bar and shield logo associated with Harley–Davidson, Inc., on the left portion of the plates and the words "share the road" on the bottom portion of the plates. Special group plates under par. (f) 63. shall display a logo or symbol associated with the United States Olympic Committee or the Olympic Games. Notwithstanding par. (e), special group plates under par. (f) 33m. and 48m. shall be the same color and design that was specified by the department for special group plates under par. (f) 33. and 48., respectively, immediately prior to January 1, 2007. The design for special group plates under par. (f) 33. and 48. shall be different from the design of special group plates under par. (f) 33m. and 48m., respectively.

SECTION 6. 341.14 (6r) (f) 63. of the statutes is created to read:

341.14 **(6r)** (f) 63. Persons interested in obtaining a plate honoring this state's connection to the United States Olympic Committee.

SECTION 7. 341.14 (6r) (fm) 7. of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

341.14 **(6r)** (fm) 7. After October 1, 1998, additional authorized special groups may only be special groups designated by the department under this paragraph. The authorized special groups enumerated in par. (f) shall be limited solely to those special groups specified under par. (f) on October 1, 1998. This subdivision does not apply to the special groups specified under par. (f) 3m., 6m., 9g., 9m., 12g., 12m.,15m., 19m., 33m., 48m., 49d., 49h., 49s., 54., 55., 55m., 56., 57., 58., 59., 60., 61., 61m., ~~and~~ 61r., and 63.

SECTION 8. 341.14 (10) of the statutes is created to read:

341.14 **(10)** (a) Subject to par. (c), from the appropriation under s. 20.395 (5) (ei), the department shall make payments to all of the following, in amounts as equal as possible:

1. Pettit National Ice Center, Inc.

2. The Central Cross Country Ski Association.

3. The United States Olympic Committee.

(b) For each year in which the department makes payments to it under par. (a), Pettit National Ice Center, Inc., the Central Cross Country Ski Association, and the United States Olympic Committee shall submit to the presiding officer of each house of the legislature an audited financial statement of its use of the payments under this subsection, prepared in accordance with generally accepted accounting principles.

(c) The department shall discontinue payments to any recipient identified in this subsection if the recipient dissolves, becomes insolvent, files a petition for bankruptcy, or is no longer exempt from taxation under section 501 (a) of the Internal Revenue Code.

(d) 1. If the special group plates under sub. (6r) (f) 63. will display any logo, trademark or service mark, trade name, or other commercial symbol associated with

the Olympic Games or the United States Olympic Committee, the department may not issue any plates under sub. (6r) (f) 63. unless the approval specified in sub. (6r) (b) 1. for these plates provides for all of the following:

a. That the approval is irrevocable with respect to all plates issued for vehicles after the plates are issued for these vehicles.

b. That, if the approval is withdrawn, the department may continue to renew the registration of vehicles previously issued plates under sub. (6r) (f) 63., without replacing those plates, but the department shall discontinue charging the fee specified in sub. (6r) (b) 15. with respect to these renewals.

2. Notwithstanding sub. (6r) (b) 1. and (f) (intro.), if the approval specified in sub. (6r) (b) 1. for plates issued under sub. (6r) (f) 63. is withdrawn, the department shall discontinue issuing plates under sub. (6r) (f) 63. unless additional approval, as specified in this paragraph and sub. (6r) (b) 1., is obtained by the department.

SECTION 9. Nonstatutory provisions.

(1) Notwithstanding section 16.42 (1) (e) of the statutes, if this subsection takes effect in fiscal year 201~~2~~4–1~~3~~5, in submitting information under section 16.42 of the statutes for purposes of the 201~~3~~5–1~~5~~7 biennial budget bill, the department of transportation shall submit information concerning the appropriation under section 20.395 (5) (cq) of the statutes as though the total amount appropriated under section 20.395 (5) (cq) of the statutes for the 201~~2~~4–1~~3~~5 fiscal year was $23,700 less than the total amount that was actually appropriated under section 20.395 (5) (cq) of the statutes for the 201~~2~~4–1~~3~~5 fiscal year.

SECTION 10. Fiscal changes.

(1) In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of transportation under section 20.395 (5) (cq) of the statutes, as

1 affected by the acts of 2013, the dollar amount is increased by $23,700 for the fiscal
2 year in which this subsection takes effect to increase funding for special registration
3 plates honoring this state's connection to support of the United States Olympic Committee.

4 **SECTION 11. Effective date.**

5 (1) This act takes effect on the first day of the 7th month beginning after
6 publication.

7 **(END)**

INSERT ANAL:

(no ¶) and DOT may not specify a design for the plates unless the design is approved by the United States Olympic Committee.

INSERT 5–15:

(no ¶) and the department may not specify any design for the special group plates under par. (f) 63. unless the design is approved by the United States Olympic Committee, with a new approval required for each new design of these plates under s. 341.135