



1995 SENATE BILL 331

September 13, 1995 - Introduced by Senators DRZEWIECKI, FITZGERALD, ROSENZWEIG, PANZER, SCHULTZ, CLAUSING and HUELSMAN, cosponsored by Representatives KELSO, DOBYNS, PLOMBON, CARPENTER, LADWIG, GOETSCH, HAHN, RILEY, OLSEN, HANDRICK, GUNDERSON, WARD, OTT and SERATTI. Referred to Committee on Transportation, Agriculture and Local Affairs.

1 **AN ACT to amend** 341.14 (6r) (b) 1., 341.14 (6r) (b) 3., 341.14 (6r) (c) and 341.14
2 (6r) (e); and **to create** 20.455 (2) (jp), 25.40 (1) (a) 12., 165.86 (3), 341.14 (6r) (b)
3 6., 341.14 (6r) (f) 52., 341.14 (6r) (f) 53., 341.14 (6r) (f) 54. and 341.14 (6r) (h) of
4 the statutes; **relating to:** special distinguishing registration plates associated
5 with professional athletic teams, payments to D.A.R.E. Wisconsin, Ltd., and
6 making an appropriation.

Analysis by the Legislative Reference Bureau

Under current law, members of authorized special groups may obtain special distinguishing registration plates for certain vehicles registered with the department of transportation (DOT). Special plates may be obtained for automobiles, station wagons, motor homes and certain dual purpose motor homes, farm trucks and dual purpose farm trucks that are owned or leased by special group members. A fee, in addition to the regular registration fee for the particular kind of vehicle, is assessed for the issuance or reissuance of most special plates.

Members of authorized special groups related to certain campuses of the University of Wisconsin (UW) System or to the support of endangered or threatened species pay an additional annual fee as a tax deductible contribution to the UW System or to the endangered resources program administered by the department of natural resources.

This bill establishes an authorized special group for persons interested in obtaining special distinguishing registration plates expressing their support of one of the following professional athletic teams in this state: the Green Bay Packers, the Milwaukee Brewers or the Milwaukee Bucks. Special group plates related to a professional athletic team may not be issued by DOT unless any approvals that are

required for use of an applicable logo, trademark, trade name or commercial symbol designating the team have been obtained.

In addition to the regular vehicle registration fee, the special group members are required to pay a \$15 fee for issuance or reissuance of the special plates and an additional \$25 annual fee as a tax deductible contribution that, after payment of certain data processing and licensing fee costs, provides funds to D.A.R.E. Wisconsin, Ltd., a nonprofit corporation, for programs and activities relating to drug abuse resistance education and for the payment of marketing costs relating to the special group plates. Under the bill, D.A.R.E. Wisconsin, Ltd. is required to annually submit an audited financial statement of its use of the funds received from these tax deductible contributions. Funding to D.A.R.E. Wisconsin, Ltd. is discontinued if the nonprofit organization dissolves or loses its tax exempt status under federal law.

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:

1 **SECTION 1.** 20.455 (2) (jp) of the statutes is created to read:

2 20.455 (2) (jp) *D.A.R.E. Wisconsin, Ltd. payments.* All moneys received under
3 s. 341.14 (6r) (b) 6. for payments to D.A.R.E. Wisconsin, Ltd. under s. 165.86 (3) (a).

4 **SECTION 2.** 25.40 (1) (a) 12. of the statutes is created to read:

5 25.40 (1) (a) 12. Moneys received under s. 341.14 (6r) (b) 6. that are deposited
6 in the general fund and credited to the appropriation under s. 20.455 (2) (jp).

7 **SECTION 3.** 165.86 (3) of the statutes is created to read:

8 165.86 (3) (a) Enter into an agreement with D.A.R.E. Wisconsin, Ltd., to make
9 payments from the appropriation under s. 20.455 (2) (jp) to D.A.R.E. Wisconsin, Ltd.,
10 to fund any of the following:

11 1. Programs and activities relating to drug abuse resistance education,
12 including law enforcement training to implement drug abuse resistance education
13 programs in this state and to conduct public educational activities consistent with
14 the purposes of D.A.R.E. Wisconsin, Ltd.

1 2. Reasonable costs relating to marketing of the special group plates under s.
2 341.14 (6r) (f) 52. to 54. D.A.R.E. Wisconsin, Ltd. may enter into a marketing
3 agreement with any person to provide the services under this subdivision.

4 (b) The agreement under par. (a) shall require that D.A.R.E. Wisconsin, Ltd.
5 annually submit to the attorney general and the presiding officer of each house of the
6 legislature an audited financial statement of its use of the payments under par. (a),
7 prepared in accordance with generally accepted accounting principles.

8 (c) Payments to D.A.R.E. Wisconsin, Ltd. under par. (a) shall be discontinued
9 by the department if D.A.R.E. Wisconsin, Ltd. dissolves or is no longer exempt from
10 taxation under section 501 (c) of the internal revenue code.

11 **SECTION 4.** 341.14 (6r) (b) 1. of the statutes is amended to read:

12 341.14 **(6r)** (b) 1. Upon application to register an automobile, station wagon or
13 motor home, or a motor truck, dual purpose motor home or dual purpose farm truck
14 which has a gross weight of not more than 8,000 pounds, or a farm truck which has
15 a gross weight of not more than 12,000 pounds, by any person who is a resident of
16 this state and a member of an authorized special group, the department shall issue
17 to the person special plates whose colors and design shall indicate that the vehicle
18 is owned by a person who is a member of the applicable special group. The
19 department may not issue any special group plates with respect to a professional
20 athletic team specified under par. (f) 52. to 54. unless the department has received
21 information sufficient for the department to determine that any approvals required
22 for use of any logo, trademark, trade name or other commercial symbol designating
23 the professional athletic team have been obtained.

24 **SECTION 5.** 341.14 (6r) (b) 3. of the statutes is amended to read:

1 341.14 (6r) (b) 3. An additional fee of \$15 shall be charged for the issuance or
2 reissuance of a plate issued on an annual basis for a special group specified under
3 par. (f) 35. to 47. or 52. to 54. An additional fee of \$15 shall be charged for the issuance
4 or reissuance of a plate issued on a biennial basis for a special group specified under
5 par. (f) 35. to 47. or 52. to 54. if the plate is issued during the first year of the biennial
6 registration period or \$15 for the issuance or reissuance if the plate is issued during
7 the 2nd year of the biennial registration period.

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

9 341.14 (6r) (b) 6. An additional fee of \$25 that is in addition to the fee under
10 subd. 3. shall be charged for the issuance or renewal of a plate issued on an annual
11 basis for a special group specified under par. (f) 52. to 54. An additional fee of \$50
12 that is in addition to the fee under subd. 3. shall be charged for the issuance or
13 renewal of a plate issued on the biennial basis for a special group specified under par.
14 (f) 52. to 54. if the plate is issued or renewed during the first year of the biennial
15 registration period or \$25 for the issuance or renewal if the plate is issued or renewed
16 during the 2nd year of the biennial registration period. All moneys received under
17 this subdivision in excess of the initial costs of data processing for the special group
18 plates under par. (f) 52. to 54. or \$35,000, whichever is less, and of the costs of
19 licensing fees under par. (h) shall be deposited in the general fund and credited to the
20 appropriation under s. 20.455 (2) (jp). To the extent permitted under ch. 71, the fee
21 under this subdivision is deductible as a charitable contribution for purposes of the
22 taxes under ch. 71.

23 **SECTION 7.** 341.14 (6r) (c) of the statutes, as affected by 1993 Wisconsin Act 415,
24 is amended to read:

1 341.14 (6r) (c) Special group plates shall display the word “Wisconsin”, the
2 name of the applicable authorized special group, a symbol representing the special
3 group, not exceeding one position, and identifying letters or numbers or both, not
4 exceeding 6 positions and not less than one position. The department shall specify
5 the design for special group plates, but the department shall consult the president
6 of the university of Wisconsin system before specifying the design for the special
7 group plates under par. (f) 35. to 47. and, the secretary of natural resources before
8 specifying the design for the special group plate under par. (f) 50. and the chief
9 executive officer of the professional athletic team and an authorized representative
10 of the league or association of which the professional athletic team is a member
11 before specifying the design for the applicable special group plate under par. (f) 52.
12 to 54. Special group plates under par. (f) 50. shall be as similar as possible to regular
13 registration plates in color and design.

14 **SECTION 8.** 341.14 (6r) (e) of the statutes is amended to read:

15 341.14 (6r) (e) The department shall specify one combination of colors for
16 special group plates for groups or organizations which are not military in nature and
17 not special group plates under par. (f) 35. to 47. and 50. The department, after
18 consulting the president of the university of Wisconsin system, shall specify one
19 combination of colors for special group plates under par. (f) 35. to 47. The department
20 shall specify the word or words comprising the special group name and the symbol
21 to be displayed upon special group plates for a group or organization which is not
22 military in nature after consultation with the chief executive officer in this state of
23 the group or organization, except that the department may not specify the word or
24 words or the symbol for special group plates under par. (f) 35. to 47. unless the word
25 or words or symbol is approved in writing by the president of the university of

1 Wisconsin system or, with respect to endangered resources, specify the word or words
2 or the symbol for special group plates under par. (f) 50. unless the word or words or
3 symbol is approved in writing by the secretary of natural resources or, with respect
4 to a special group plate under par. (f) 52. to 54., specify the word or words or the
5 symbol for a group unless the word or words or the symbol is approved in writing by
6 the chief executive officer of the professional athletic team and an authorized
7 representative of the league or association of which the professional athletic team is
8 a member. The president may not approve the word or words or symbol for a
9 university specified under par. (f) 35. to 47. unless the chancellor of the university
10 approves in writing the word or words or symbol. The department shall require that
11 the word or words and symbol for a university specified under par. (f) 35. to 47. be
12 a registration decal or tag and affixed to the special group plate and be of the colors
13 for a university specified under par. (f) 35. to 47. that the president of the university
14 of Wisconsin system specifies.

15 **SECTION 9.** 341.14 (6r) (f) 52. of the statutes is created to read:

16 341.14 **(6r)** (f) 52. Persons interested in expressing their support of the Green
17 Bay Packers professional football team.

18 **SECTION 10.** 341.14 (6r) (f) 53. of the statutes is created to read:

19 341.14 **(6r)** (f) 53. Persons interested in expressing their support of the
20 Milwaukee Brewers professional baseball team.

21 **SECTION 11.** 341.14 (6r) (f) 54. of the statutes is created to read:

22 341.14 **(6r)** (f) 54. Persons interested in expressing their support of the
23 Milwaukee Bucks professional basketball team.

24 **SECTION 12.** 341.14 (6r) (h) of the statutes is created to read:

