

1999 DRAFTING REQUEST

Bill

Received: **09/16/98**

Received By: **fasttn**

Wanted: **Soon**

Identical to LRB:

For: **James Kreuser (608) 266-5504**

By/Representing: **Alexis (aide)**

This file may be shown to any legislator: **NO**

Drafter: **fasttn**

May Contact:

Alt. Drafters: **nilsepe**

Subject: **Transportation - motor vehicles
Nat. Res. - fish and game**

Extra Copies: **MGG, PEN - 1**

Topic:

Ducks Unlimited special license plates

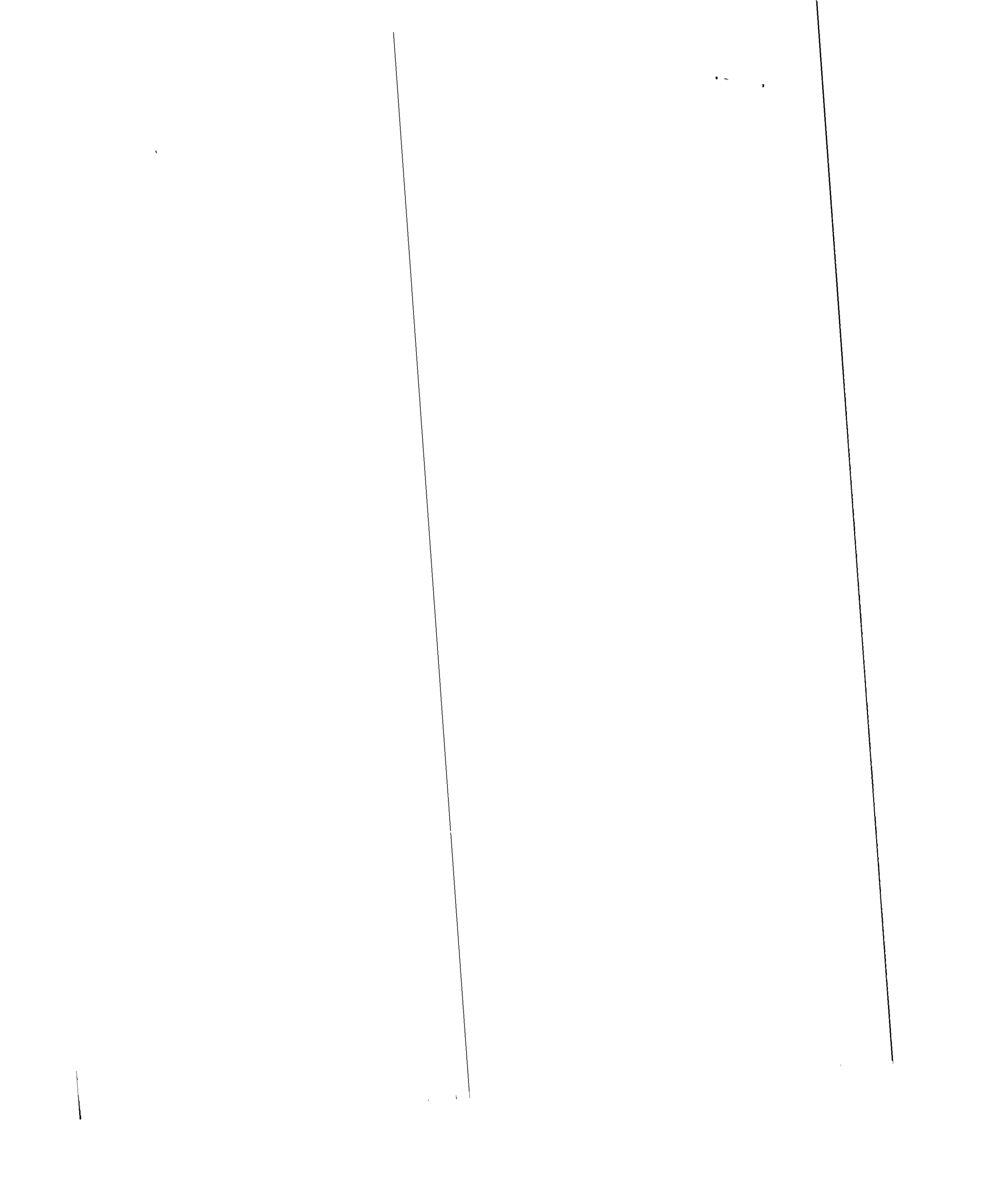
Instructions:

Redraft 1997 LRB-5284 with following changes: enumerate special group, notwithstanding prohibition in state law, and remove reference to Canada

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	fasttn 09/17/98	jgeller 09/17/98		_____			S&L
/P1	nilsepe 11/20/98	jgeller 11/24/98	jfrantze 09/18/98	_____	gretskl 09/18/98		S&L
/P2	nilsepe 02/8/99	jgeller 02/8/99	martykr 11/25/98	_____	lrb_docadmin 11/25/98		S&L
/1			ismith 02/8/99	_____	lrb_docadmin 02/8/99	lrb_docadmin 02/8/99	

FE Sent For (02/8/99)
3/1"



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/?	fasttn 09/17/98	jgeller 09/17/98		_____			S&L
/P1	nilsepe 11/20/98	jgeller 11/24/98	jfrantze 09/18/98	_____	gretskl 09/18/98		S&L
/P2		1 2/8 jg	martykr 11/25/98	_____	lrb_docadmin 11/25/98		
FE Sent For:			IS 2/8/99	IS/JF 2/8/99 <END>			

please jacket
/1 for Assembly
and request FESC
-PEN

02-08-99
11

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Wanted: **Soon**

Identical to LRB:

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Nat. Res. - fish and game**

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/?	fasttn 09/17/98	jgeller 09/17/98		_____			S&L
/P1		P2-11-24-98 JG	jfrantze 09/18/98	_____	gretskl 09/18/98		
FE Sent For:			<i>Km 11/24</i>	<i>ds</i>			
				<i>Km 11/25</i>			
				<END>			

10

1999 DRAFTING REQUEST

Bill

Received: 09/16/98

Received By: fasttn

Wanted: Soon

Identical to LRB:

For: James Kreuser (608) 266-5504

By/Representing: Alexis (aide)

This file may be shown to any legislator: NO

Drafter: fasttn

May Contact:

Alt. Drafters:

Subject: **Transportation - motor vehicles
Nat. Res. - fish and game**

Extra Copies: **MGG, PEN - 1**

Topic:

Ducks Unlimited special license plates

Instructions:

Redraft 1997 LRB-5284 with following changes: enumerate special group, notwithstanding prohibition in state law, and remove reference to Canada

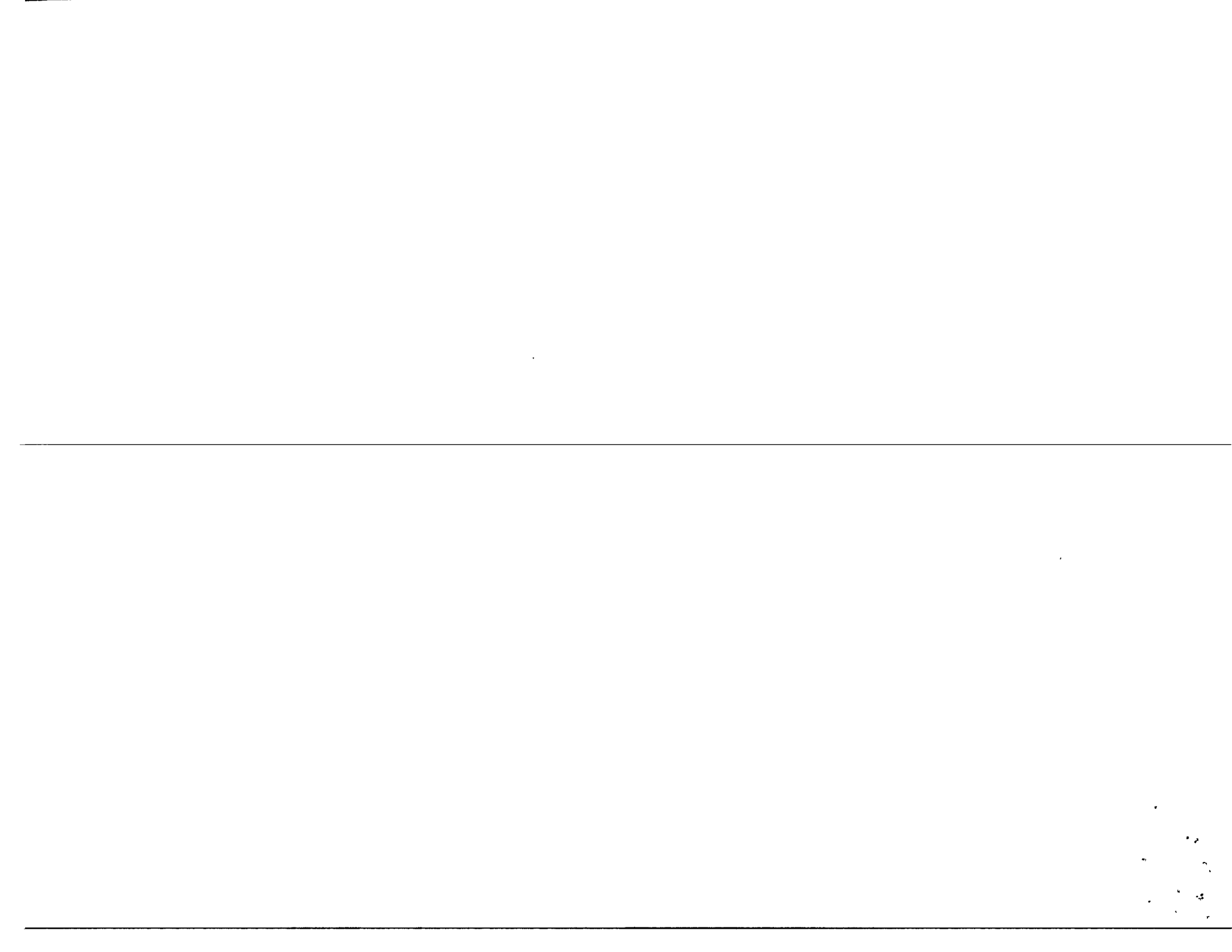
Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u> *	<u>Jacketed</u>	<u>Required</u>
1/?	fasttn	01-9-17-98 JLG	7/9/18	Jb/XP 9/18			

FE Sent For:

<END>

* Please submit /PI to Rep. Kreuser's office. Thank you.



1999

Date (time) needed

9/23

LRB - 0190 1 P 1

BILL

TNF : jlg :

Use the appropriate components and routines developed for bills.

AN ACT . . . [generate catalog] to repeal . . . ; to renumber . . . ; to consolidate and renumber . . . ; to renumber and amend . . . ; to consolidate, renumber and amend . . . ; to amend . . . ; to repeal and recreate . . . ; and to create . . . of the statutes; relating to:

.....
.....
.....
.....

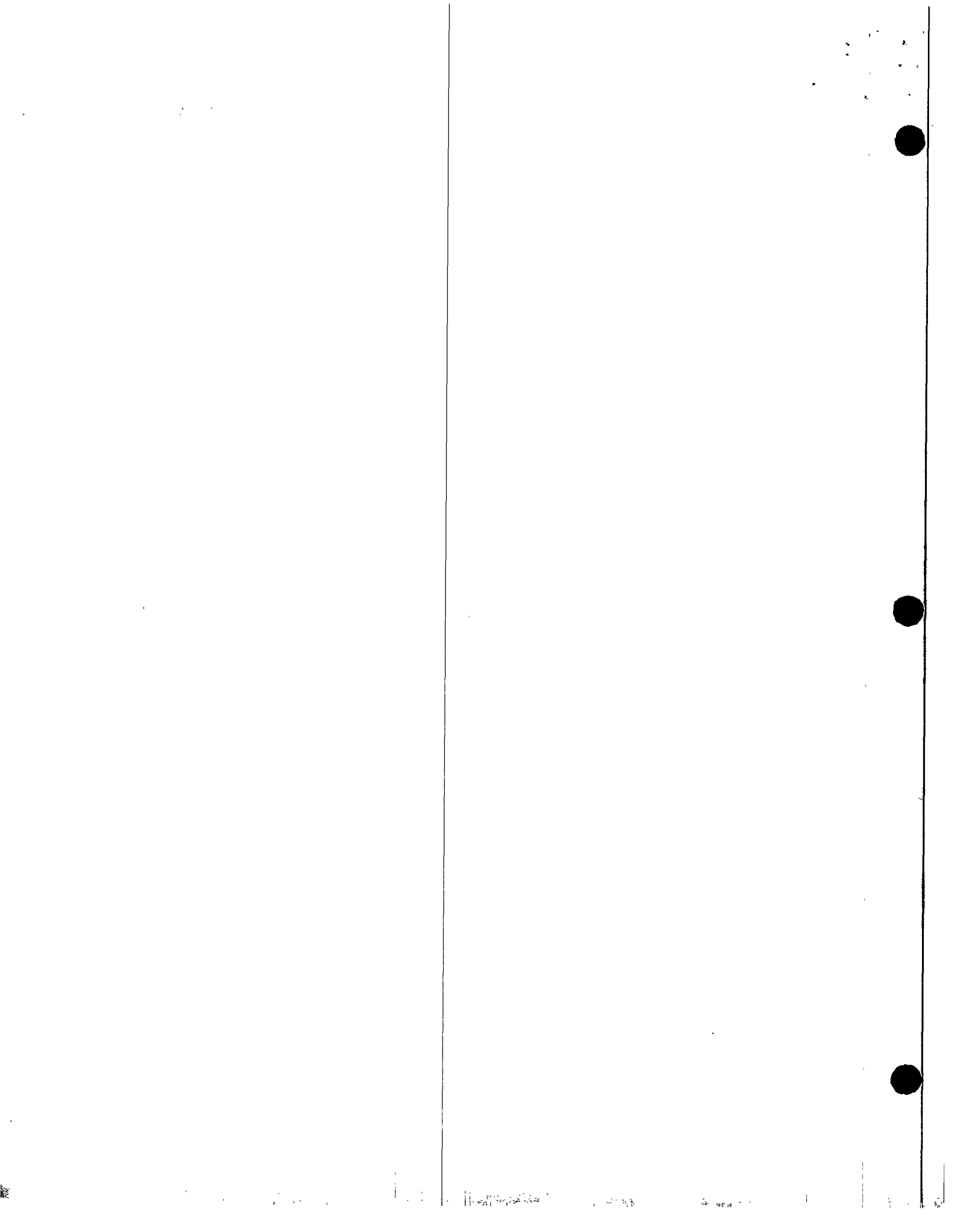
[NOTE: See section 4.02 (2) (br), Drafting Manual, for specific order of standard phrases.]

Analysis by the Legislative Reference Bureau

- For the 3 titles used in an analysis, in the component bar:
- For the main heading [old =M], execute: create → anal: → title: → head
- For the subheading [old =S], execute: create → anal: → title: → sub
- For the sub-subheading [old =P], execute: create → anal: → title: → sub-sub

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

SECTION #.



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

whose members may obtain special distinguishing registration plates

¶ Before October 2, 1998, authorized special groups were specifically enumerated in state law. Current law provides specific enumeration in state law of authorized special groups is limited to those special groups enumerated before October 2, 1998.

- ① ~~AN ACT to create 20.370 (5) (ay), 23.0965, 25.40 (1) (a) 18., 341.14 (6r) (b) 7 and~~
- ② ~~341.145 (2m) of the statutes, relating to~~ special distinguishing registration
- 3 plates associated with Wisconsin Ducks Unlimited, Inc., and making an
- 4 appropriation.

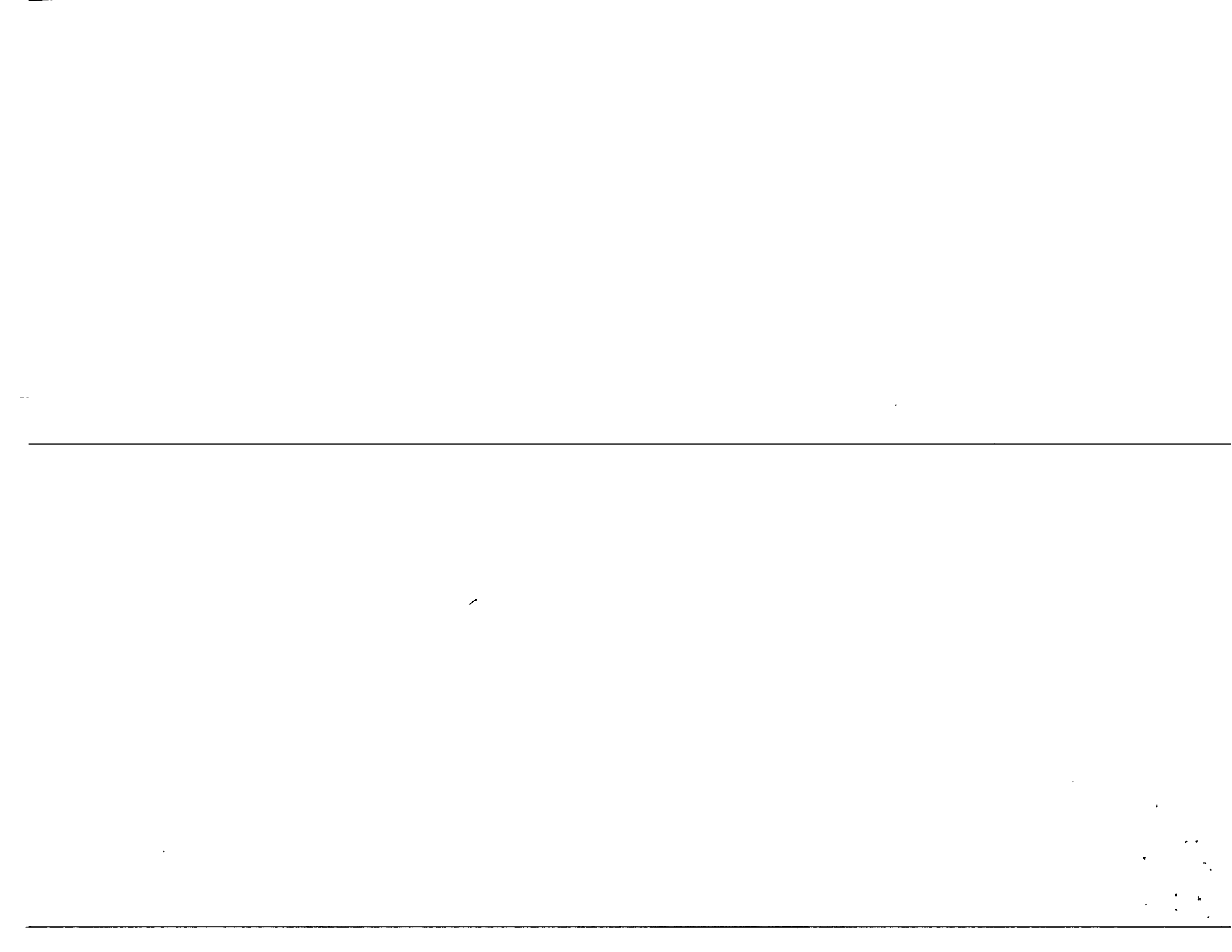
Analysis by the Legislative Reference Bureau

Under current law, any group or organization 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 they register with 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 provides that, if an application by Wisconsin Ducks Unlimited, Inc., for designation as an authorized special group is approved by DOT, special group members are required to pay a \$15 fee for issuance or reissuance of the special plates~~

establishes an authorized special group specifically enumerated in state law for persons interested in obtaining special distinguishing registration plates supporting Wisconsin Ducks Unlimited, Inc., and its conservation efforts in this state. In addition to the regular vehicle registration fee ^{no}



and an additional \$25 annual fee as a tax deductible contribution that provides funds to Wisconsin Ducks Unlimited, Inc., a nonprofit corporation, for its conservation efforts in ~~Wisconsin and Canada~~. Under the bill, Wisconsin Ducks Unlimited, Inc., is required to annually submit an audited financial statement of its use of the funds received from these tax deductible contributions. Funding to Wisconsin Ducks Unlimited, Inc., is discontinued if the nonprofit organization dissolves or loses its tax-exempt status under federal law.

The bill also provides that, for the first year of plate issuance, up to 350 registration plates with certain registration numbers may not be issued without the prior approval of Wisconsin Ducks Unlimited, Inc., if the special group notifies DOT within 30 days of its designation as an authorized special group of the registration numbers subject to its prior approval.

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:

(at)

① SECTION 1. 20.370 (5) ~~(a)~~ of the statutes is created to read:

② 20.370 (5) ~~(a)~~ Resource aids — Wisconsin Ducks Unlimited, Inc., payments.

3 All moneys received under s. 341.14 (6r) (b) 7. for payments to Wisconsin Ducks
4 Unlimited, Inc., under s. 23.0965 (1).

5 SECTION 2. 23.0965 of the statutes is created to read:

6 23.0965 Payments to Wisconsin Ducks Unlimited, Inc. (1) ~~If Wisconsin~~

7 ~~Ducks Unlimited, Inc., is designated an authorized special group under s. 341.14 (6r)~~

8 ~~(m) 1. and fees are collected by the department of transportation under s. 341.14 (6r)~~

9 ~~DOT,~~ ^{NO DP} the department of natural resources shall enter into an agreement with

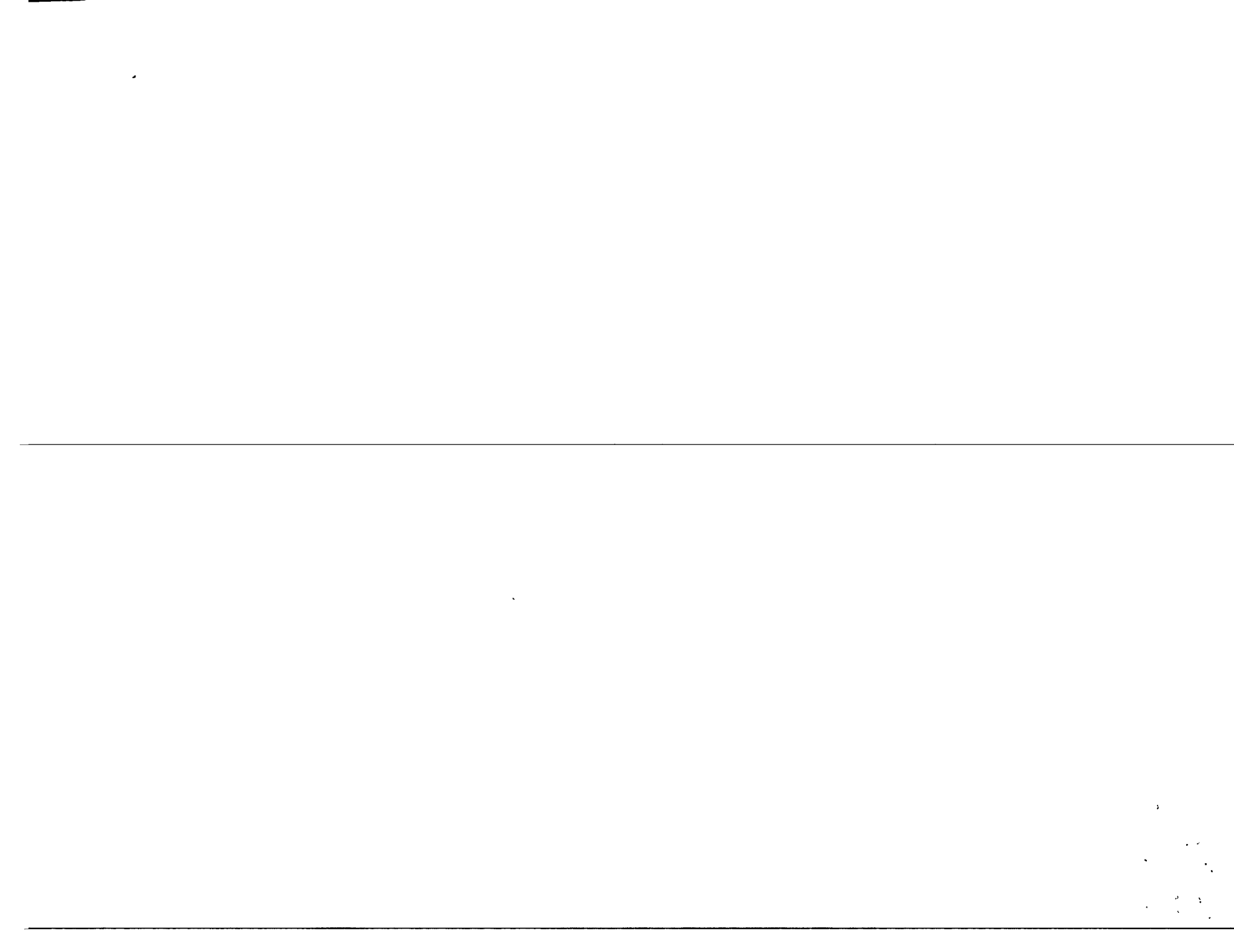
10 Wisconsin Ducks Unlimited, Inc., to make payments from the appropriation under

11 s. 20.370 (5) ~~(a)~~ to Wisconsin Ducks Unlimited, Inc., to fund its conservation efforts

12 in this state ~~and in Canada.~~

13 (2) The agreement under sub. (1) shall require that Wisconsin Ducks

14 Unlimited, Inc., annually submit to the attorney general and the presiding officer of



Insert 3-10 ✓

1 each house of the legislature an audited financial statement of its use of the
2 payments under sub. (1), prepared in accordance with generally accepted accounting
3 principles.

4 (3) Payments to Wisconsin Ducks Unlimited, Inc., under sub. (1) shall be
5 discontinued by the department if Wisconsin Ducks Unlimited, Inc., dissolves or is
6 no longer exempt from taxation under section 501 (c) of the Internal Revenue Code.

7 SECTION 3. 25.40 (1) (a) 18. ^X of the statutes is created to read:

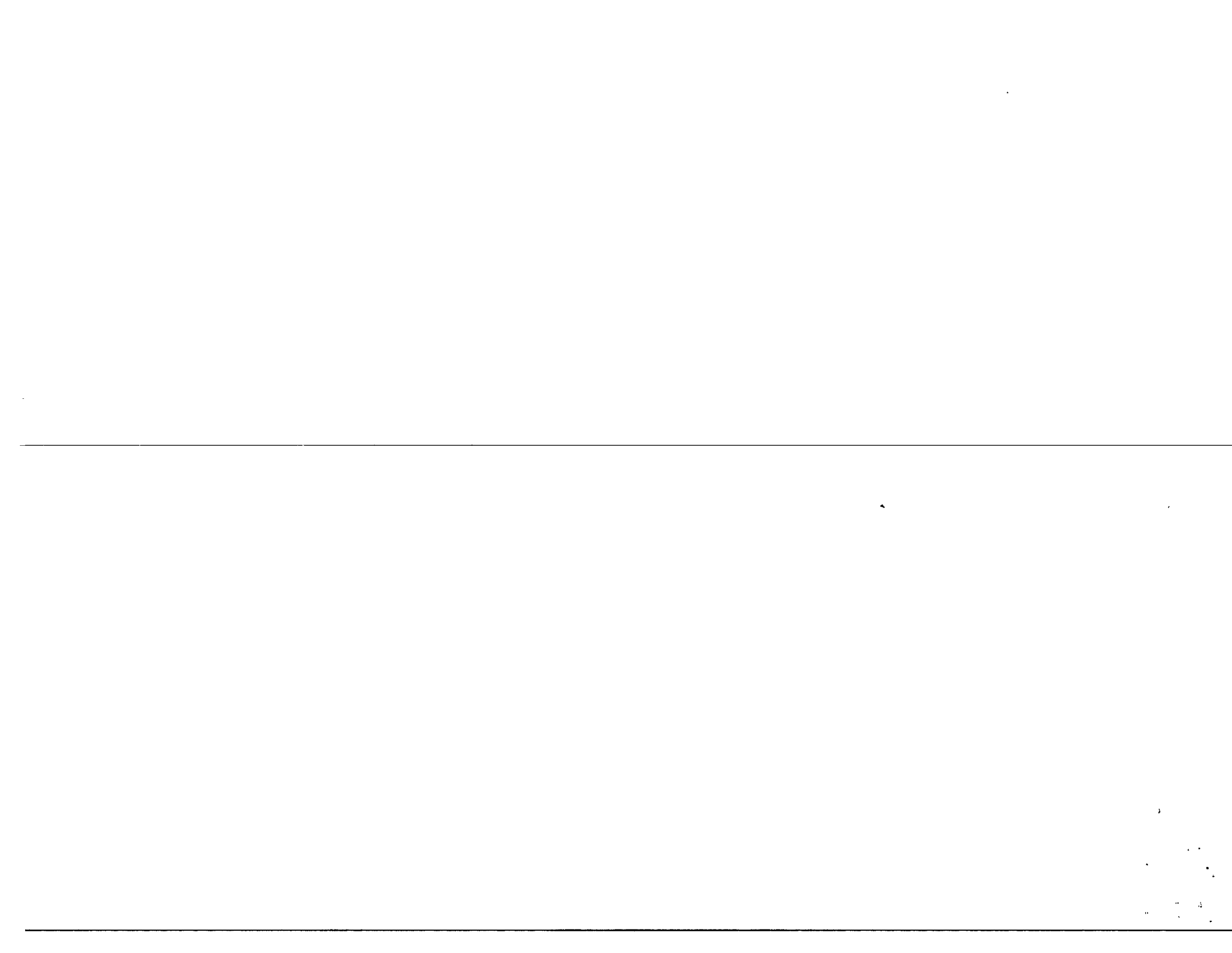
8 (at) 25.40 (1) (a) 18. Moneys received under s. 341.14 (6r) (b) 7. [✓] that are deposited
9 in the conservation fund and credited to the appropriation account under s. [✓]20.370

10 (5) ~~(ay)~~

11 SECTION 4. 341.14 (6r) (b) 7. of the statutes is created to read:

12 341.14 (6r) (b) 7. An additional fee of \$25 that is in addition to the fee under
13 subd. 3. shall be charged for the issuance or renewal of a plate issued on an annual
14 basis for the special group Wisconsin Ducks Unlimited, Inc. An additional fee of \$50
15 that is in addition to the fee under subd. 3. shall be charged for the issuance or
16 renewal of a plate issued on the biennial basis for the special group Wisconsin Ducks
17 Unlimited, Inc., if the plate is issued or renewed during the first year of the biennial
18 registration period or \$25 for the issuance or renewal if the plate is issued or renewed
19 during the 2nd year of the biennial registration period. All moneys received under
20 this subdivision shall be deposited in the conservation fund and credited to the
21 appropriation under s. 20.370 (5) (ay). To the extent permitted under ch. 71, the fee
22 under this subdivision is deductible as a charitable contribution for purposes of the
23 taxes under ch. 71. This subdivision applies only if Wisconsin Ducks Unlimited, Inc.,
24 is designated by the department as an authorized special group under par. (fm).

25 SECTION 5. 341.145 (2m) ^X of the statutes is created to read:



① 341.145 (2m) Notwithstanding sub. (2) (c) ~~and s. 341.142(6) (f) 5/2/97~~

② ~~Wisconsin Ducks Unlimited, Inc. is designated an authorized special group by the~~

③ ~~department under s. 341.142(6) (f) 5/2/97~~, Wisconsin Ducks Unlimited, Inc., may notify

④ the department in writing within 30 days of ~~such designation~~ of not more than 350

5 registration numbers composed of letters or numbers, or both, not exceeding 6

6 positions and not less than one position. The department may not issue a

7 personalized registration plate containing a registration number specified in the

8 notification to the department under this subsection without the prior approval of

9 Wisconsin Ducks Unlimited, Inc. This subsection applies only during the first year

10 of issuance of plates to members of the authorized special group ~~Wisconsin Ducks~~

11 ~~Unlimited, Inc.~~

12

(END) ✓

specified under
s. 341.14 (6r) (f) 5/2/97 ✓

④ the effective date of
this subsection . . .
[revisor inserts date],



Insert 3-10 (page 1 of 3)

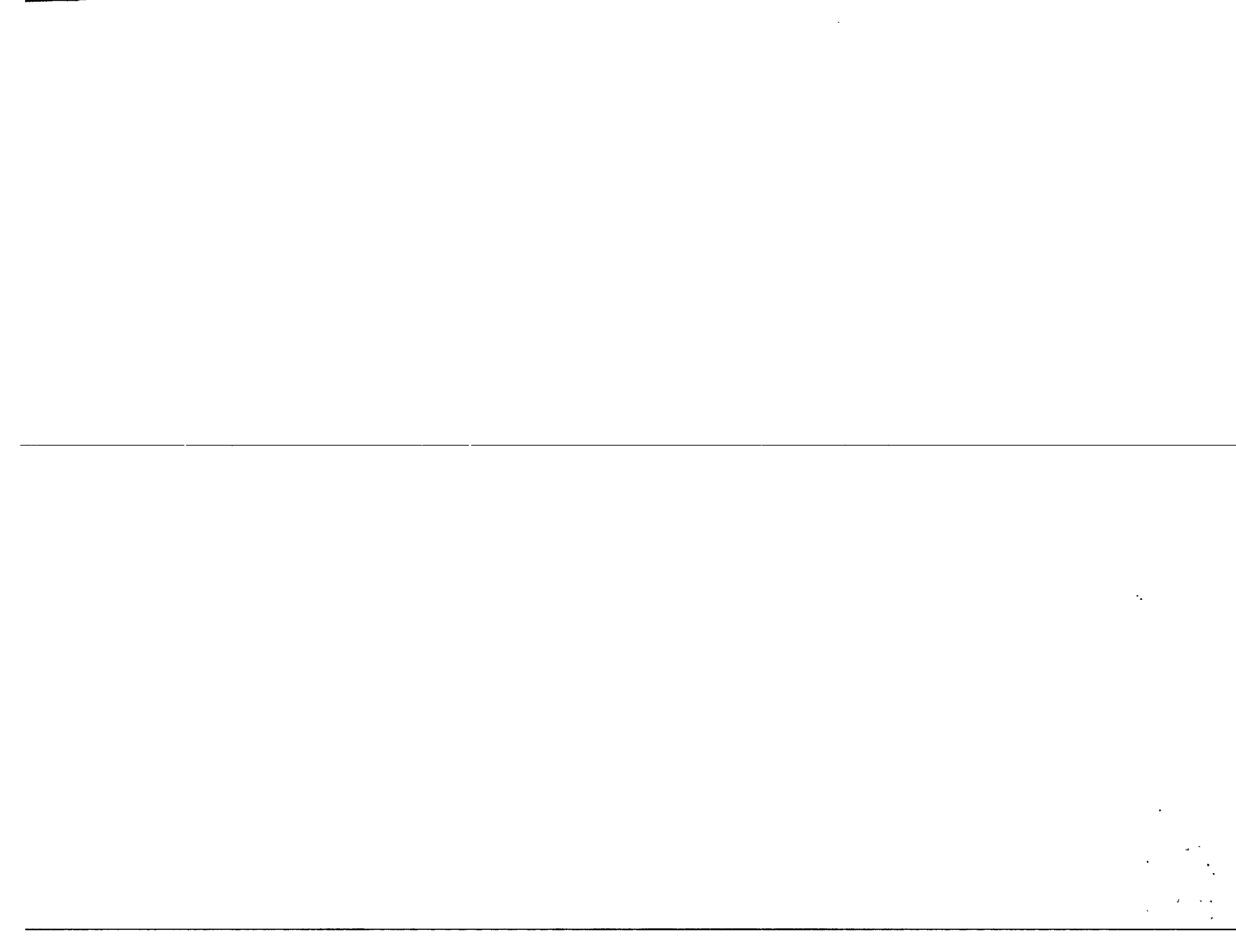
Section #. 341.14 (6r) (b) 3. of the statutes is amended to read:

341.14 (6r) (b) 3. An additional fee of \$15 shall be charged for the issuance or reissuance of a plate issued on an annual basis for a special group specified under par. (f) 35. to ²47. ~~or~~ ^{or} 53. ~~or~~ designated by the department under par. (fm). An additional fee of \$15 shall be charged for the issuance or reissuance of a plate issued on a biennial basis for a special group specified under par. (f) 35. to 47. ~~or~~ 53. ~~or~~ designated by the department under par. (fm) if the plate is issued during the first year of the biennial registration period or \$15 for the issuance or reissuance if the plate is issued during the 2nd year of the biennial registration period. The department shall deposit in the general fund and credit to the appropriation account under s. 20.395 (5) (cj) all fees collected under this subdivision for the issuance or reissuance of a plate for a special group designated by the department under par. (fm).

or
54.

NOTE: Subd. 3. is shown as affected by two acts of the 1997 legislature and as merged by the revisor under s. 13.93 (2) (c).

History: 1971 c. 164 s. 83; 1971 c. 299; 1975 c. 384, 417; 1977 c. 16; 1977 c. 29 ss. 1417, 1418, 1654 (7) (a), (e); 1977 c. 43, 183, 292, 418, 447; 1979 c. 236; 1981 c. 255; 1983 a. 227, 430, 511; 1985 a. 29, 55; 1985 a. 87 ss. 1, 5; 1985 a. 124, 202; 1985 a. 332 ss. 191, 251 (4); 1987 a. 19, 64, 112, 145, 315, 399, 403; 1989 a. 31, 54, 56, 137, 302, 304, 312, 359; 1991 a. 2, 39, 100, 240; 1993 a. 16, 291, 303, 415, 491; 1995 a. 147, 253, 255, 445; 1997 a. 27, 67, 252, 255; s. 13.93 (2) (c).



Insert 3-10 (page 2 of 3)

Section #. 341.14 (6r) (b) ~~7.~~ of the statutes is created to read:

341.14 (6r) (b) ~~7.~~ An additional 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) ~~50.~~ An additional 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) ~~50.~~ 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 the initial costs of production of the special group plate under par. (f) ~~50.~~ or \$15,000, whichever is less, shall be deposited in the conservation fund and credited to the appropriation under s. 20.370 ~~(1) (a).~~ 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.

54.

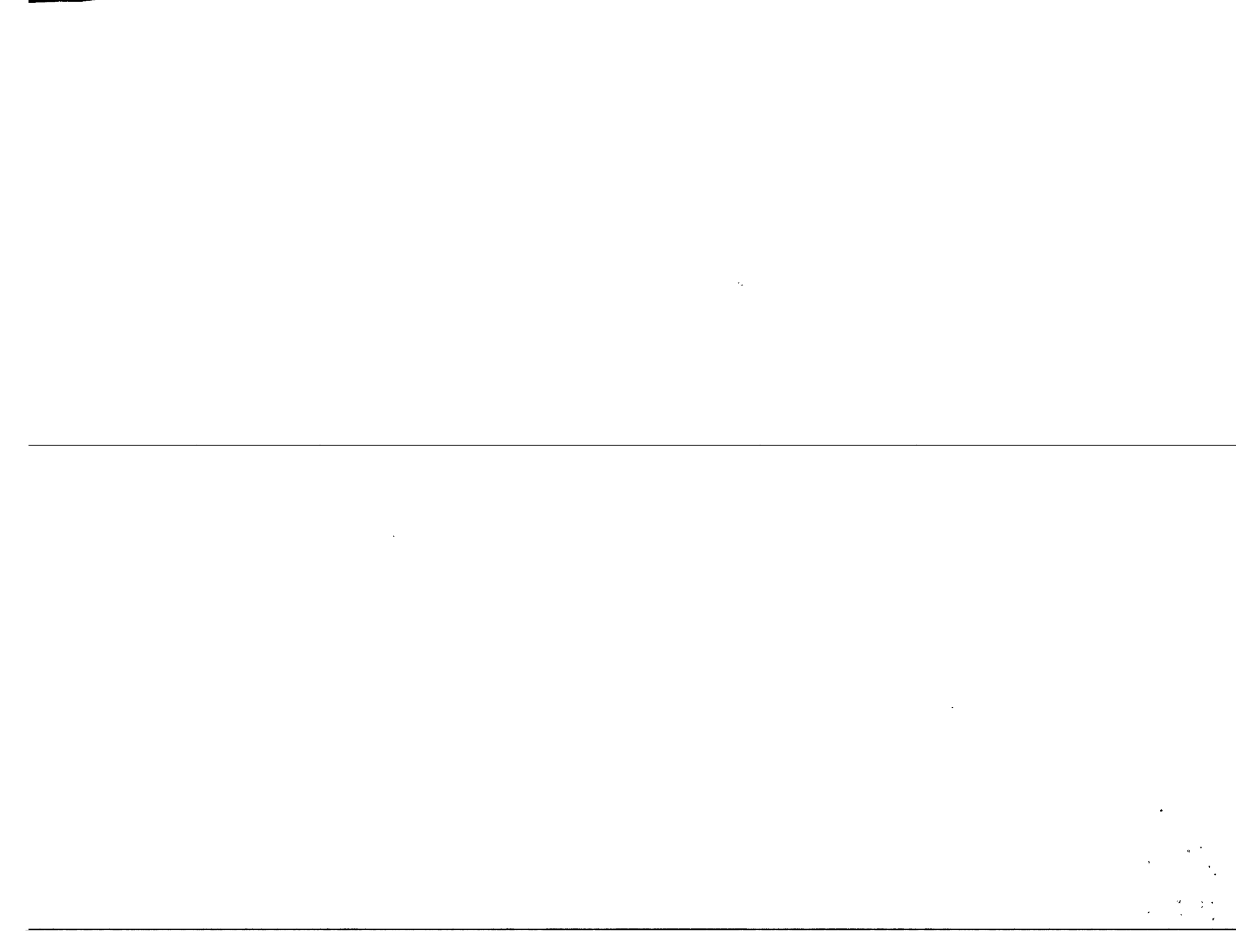
\$35,000

History: 1971 c. 164 s. 83; 1971 c. 299; 1975 c. 384, 417; 1977 c. 16; 1977 c. 29 ss. 1417, 1418, 1654 (7) (a), (e); 1977 c. 43, 183, 292, 418, 447; 1979 c. 236; 1981 c. 255; 1983 a. 227, 430, 511; 1985 a. 29, 55; 1985 a. 87 ss. 1, 5; 1985 a. 124, 202; 1985 a. 332 ss. 191, 251 (4); 1987 a. 19, 64, 112, 145, 315, 399, 403; 1989 a. 31, 54, 56, 137, 302, 304, 312, 359; 1991 a. 2, 39, 100, 240; 1993 a. 16, 291, 303, 415, 491; 1995 a. 147, 253, 255, 445; 1997 a. 27, 67, 252, 255; s. 13.93 (2) (c).

(5)(at)

SECTION #. CR; 341.14 (6r) (f) ~~54.~~

Ⓟ 341.14 (6r) (f) 54. Persons interested in obtaining a plate supporting Wisconsin Ducks Unlimited, Inc., and its conservation efforts in this state.



Insert 3-10 (page 3 of 3)

Section #. 341.14 (6r) (fm) 7.^x of the statutes 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. Y

History: 1971 c. 164 s. 83; 1971 c. 299; 1975 c. 384, 417; 1977 c. 16; 1977 c. 29 ss. 1417, 1418, 1654 (7) (a), (e); 1977 c. 43, 183, 292, 418, 447; 1979 c. 236; 1981 c. 255; 1983 a. 227, 430, 511; 1985 a. 29, 55; 1985 a. 87 ss. 1, 5; 1985 a. 124, 202; 1985 a. 332 ss. 191, 251 (4); 1987 a. 19, 64, 112, 145, 315, 399, 403; 1989 a. 31, 54, 56, 137, 302, 304, 312, 359; 1991 a. 2, 39, 100, 240; 1993 a. 16, 291, 303, 415, 491; 1995 a. 147, 253, 255, 445; 1997 a. 27, 67, 252, 255; s. 13.93 (2) (c).

NP
P

This subdivision does not apply to the special group specified under par. (f) 54. ✓

(end of insert)

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

0190/p1
LRB-5284/R1/dn

TNF:jlj:jf

↑
stamp

~~Friday, July 31, 1998~~

~~This draft assumes that Wisconsin Ducks Unlimited, Inc., is a nonprofit corporation exempt from taxation under section 501 (c) of the Internal Revenue Code.~~

~~2. This draft incorporates the "new" procedure for establishing special license plates contained in 1997 Wisconsin Act 255, which takes effect on October 1, 1998. Rather than the legislature enumerating by statute special groups eligible for special license plates, 1997 Wisconsin Act 255 allows groups and organizations to apply to DOT for designation as a special group whose members may obtain special license plates.~~

~~3. An alternative approach to that contained in this draft would specifically enumerate Wisconsin Ducks Unlimited, Inc., as a special group, notwithstanding the prohibition on new enumerations contained in 1997 Wisconsin Act 255. See s. 341.14 (6r) (fm) 7., stats. One legislature may not bind itself or a succeeding legislature.~~

Timothy N. Fast
Senior Legislative Attorney
266-9739

1000

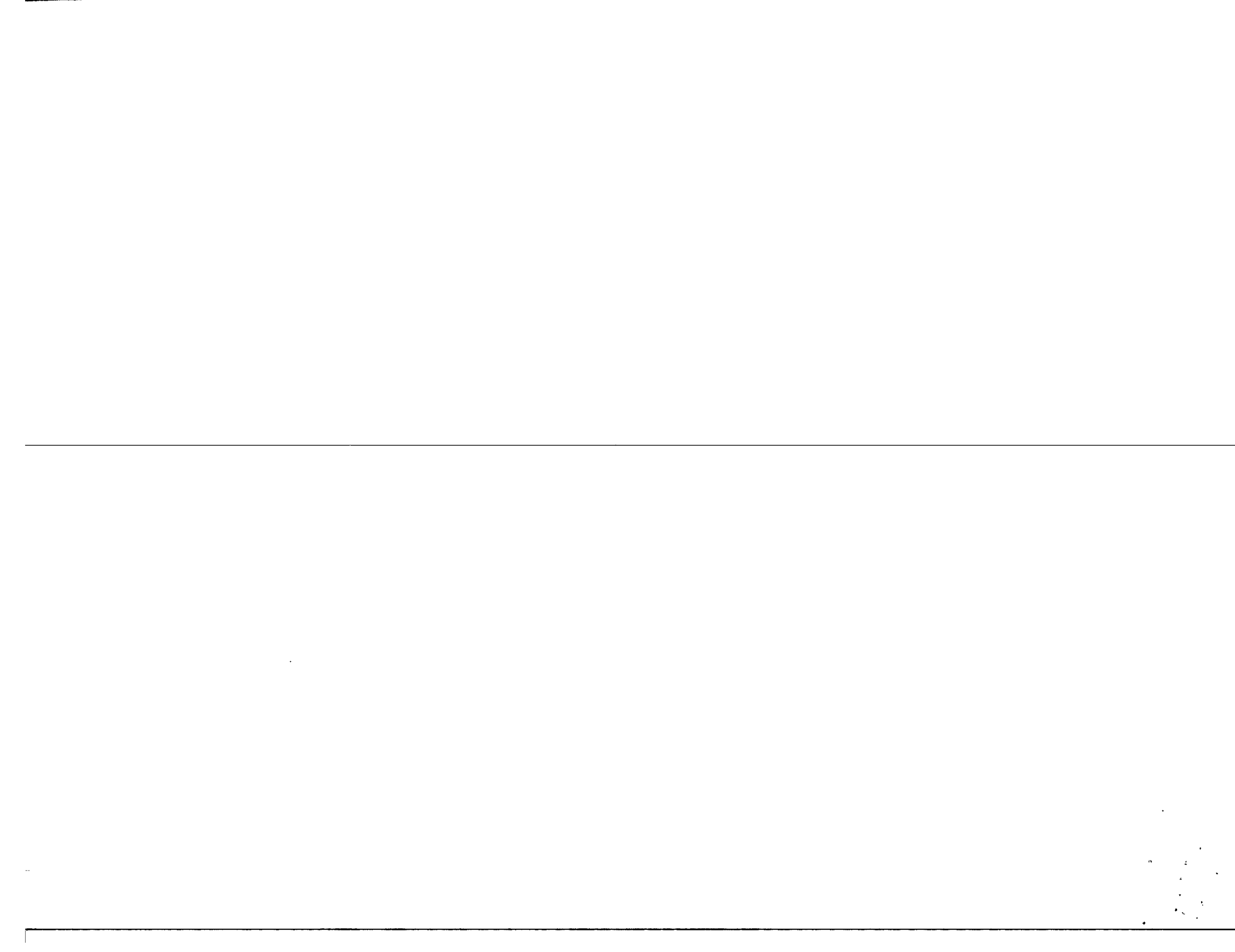
**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0190/P1dn
TNF:jl:gjf

Friday, September 18, 1998

This draft assumes that Wisconsin Ducks Unlimited, Inc., is a nonprofit corporation exempt from taxation under section 501 (c) of the Internal Revenue Code.

Timothy N. Fast
Senior Legislative Attorney
266-9739



NANCY, Rep. Kreuser

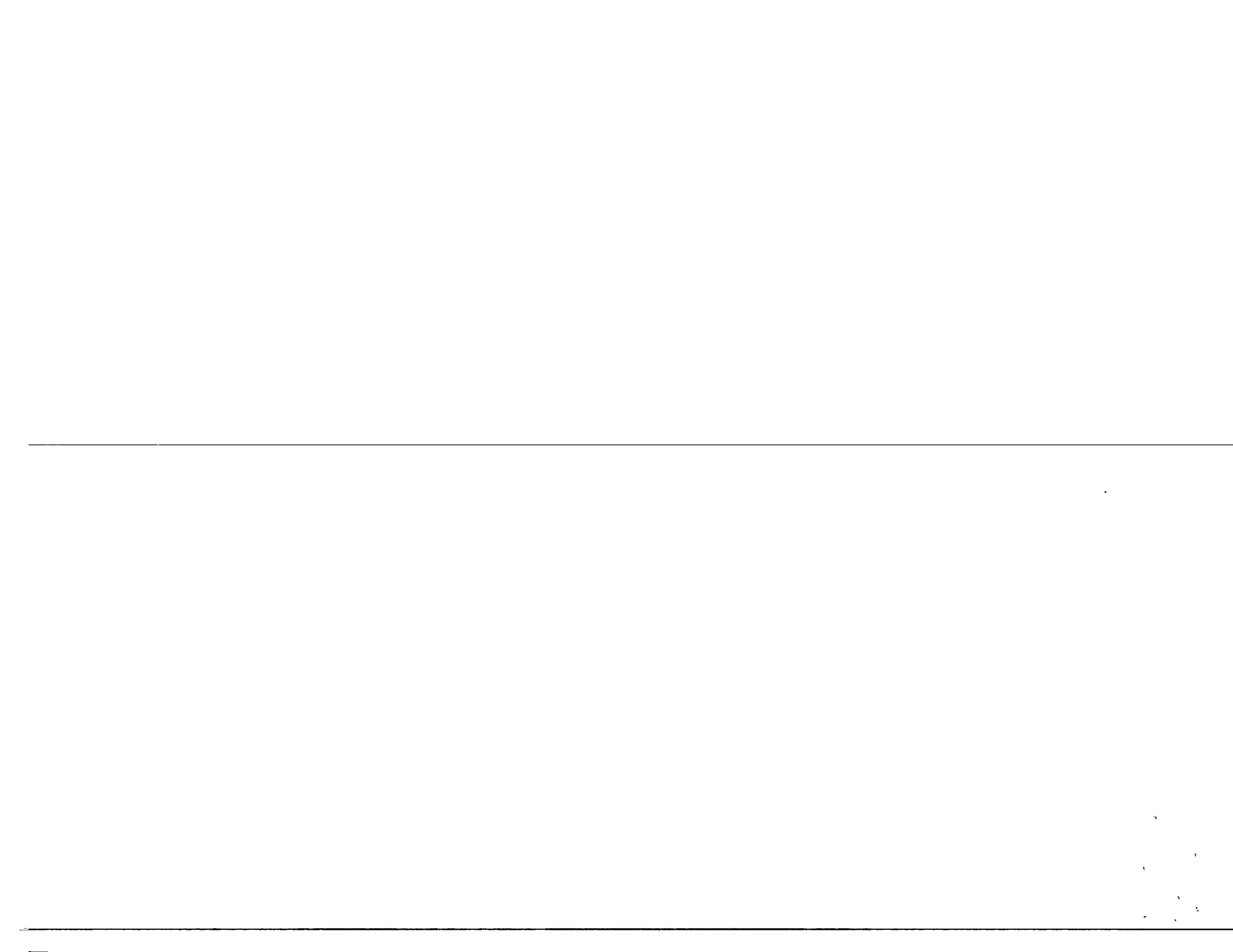
6-5504

11/20/98

U.S. - Mexico - Canada

eliminate reference to "Wisconsin" to allow \$
to be given to ~~the~~ ~~international~~
national group for conservation in U.S., Canada, Mexico
WI state organization of ~~the~~ Ducks Unlimited, Inc.

-PEN



Stays
JPEW
P2

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Regen

1 AN ACT *to amend* 341.14 (6r) (b) 3. and 341.14 (6r) (fm) 7.; and *to create* 20.370
 2 (5) (at), 23.0965, 25.40 (1) (a) 18., 341.14 (6r) (b) 7., 341.14 (6r) (f) 54. and
 3 341.145 (2m) of the statutes; **relating to:** special distinguishing registration
 4 plates associated with ~~Wisconsin~~ Ducks Unlimited, Inc., and making an
 5 appropriation.

Analysis by the Legislative Reference Bureau

Under current law, any group or organization 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 they register with 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.

Before October 2, 1998, authorized special groups whose members may obtain special distinguishing registration plates were specifically enumerated in state law. Current law provides specific enumeration in state law of authorized special groups is limited to those special groups enumerated before October 2, 1998.

Members of authorized special groups related to certain campuses of the University of Wisconsin (UW) System or to the support of endangered or threatened

2011

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 specifically enumerated in state law for persons interested in obtaining special distinguishing registration plates supporting ~~Wisconsin~~ Ducks Unlimited, Inc., and its conservation efforts in ~~Wisconsin~~. In addition to the regular vehicle registration fee, 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 provides funds to ~~Wisconsin~~ Ducks Unlimited, Inc., a nonprofit corporation, for its conservation efforts in ~~Wisconsin~~. Under the bill, ~~Wisconsin~~ Ducks Unlimited, Inc., is required to annually submit an audited financial statement of its use of the funds received from these tax deductible contributions. Funding to ~~Wisconsin~~ Ducks Unlimited, Inc., is discontinued if the nonprofit organization dissolves or loses its tax-exempt status under federal law.

the United States, Canada and Mexico

The bill also provides that, for the first year of plate issuance, up to 350 registration plates with certain registration numbers may not be issued without the prior approval of ~~Wisconsin~~ Ducks Unlimited, Inc., if the special group notifies DOT within 30 days of its designation as an authorized special group of the registration numbers subject to its prior approval.

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. 20.370 (5) (at) of the statutes is created to read:

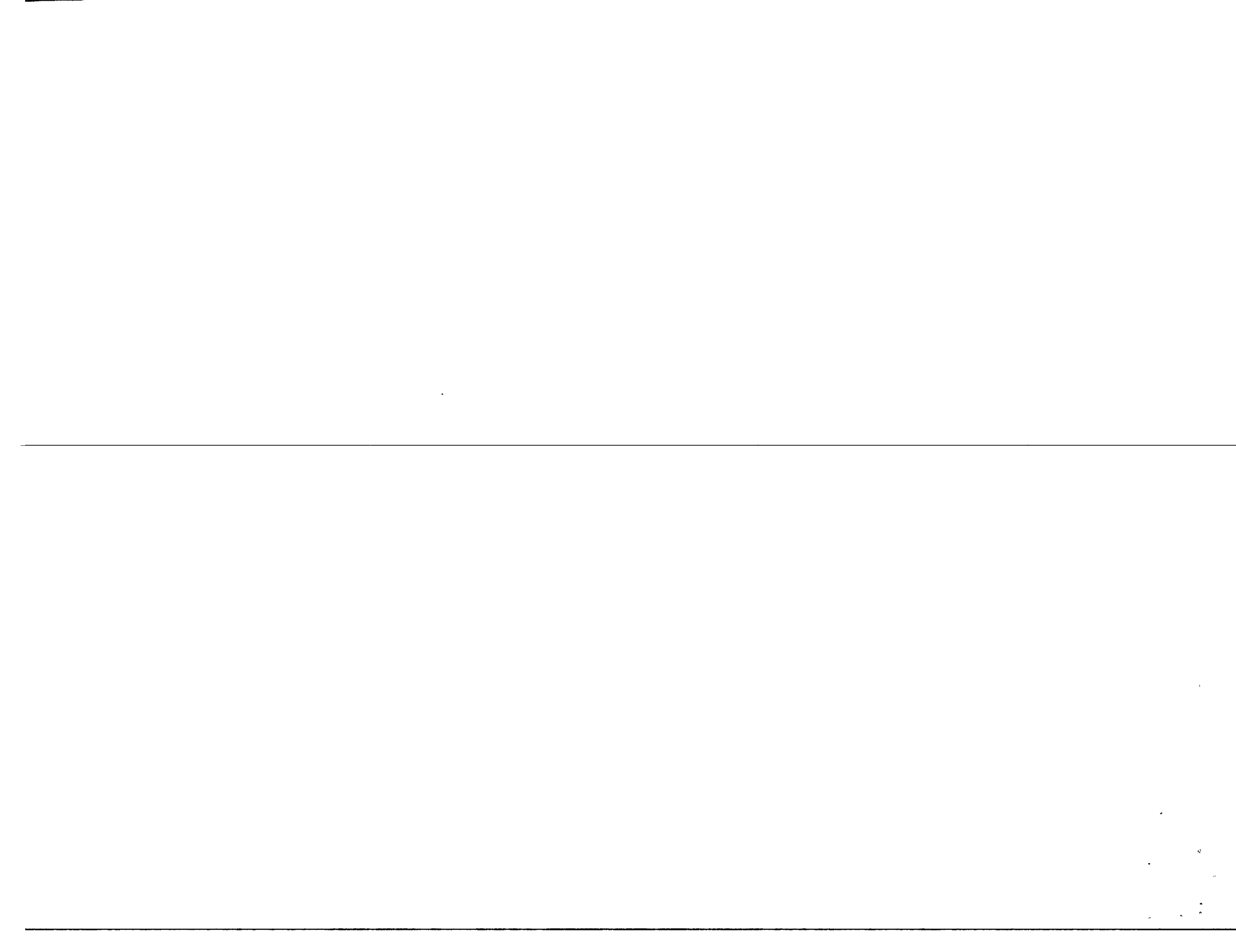
2 20.370 (5) (at) *Resource aids — Wisconsin Ducks Unlimited, Inc., payments.*

3 All moneys received under s. 341.14 (6r) (b) 7. for payments to ~~Wisconsin~~ Ducks
4 Unlimited, Inc., under s. 23.0965 (1).

5 SECTION 2. 23.0965 of the statutes is created to read:

6 23.0965 **Payments to ~~Wisconsin~~ Ducks Unlimited, Inc.** (1) The
7 department of natural resources shall enter into an agreement with ~~Wisconsin~~
8 Ducks Unlimited, Inc., to make payments from the appropriation under s. 20.370 (5)
9 (at) to ~~Wisconsin~~ Ducks Unlimited, Inc., to fund its conservation efforts in ~~this state~~.

the United States, Canada and Mexico



1 (2) The agreement under sub. (1) shall require that ~~Wisconsin~~ Ducks
2 Unlimited, Inc., annually submit to the attorney general and the presiding officer of
3 each house of the legislature an audited financial statement of its use of the
4 payments under sub. (1), prepared in accordance with generally accepted accounting
5 principles.

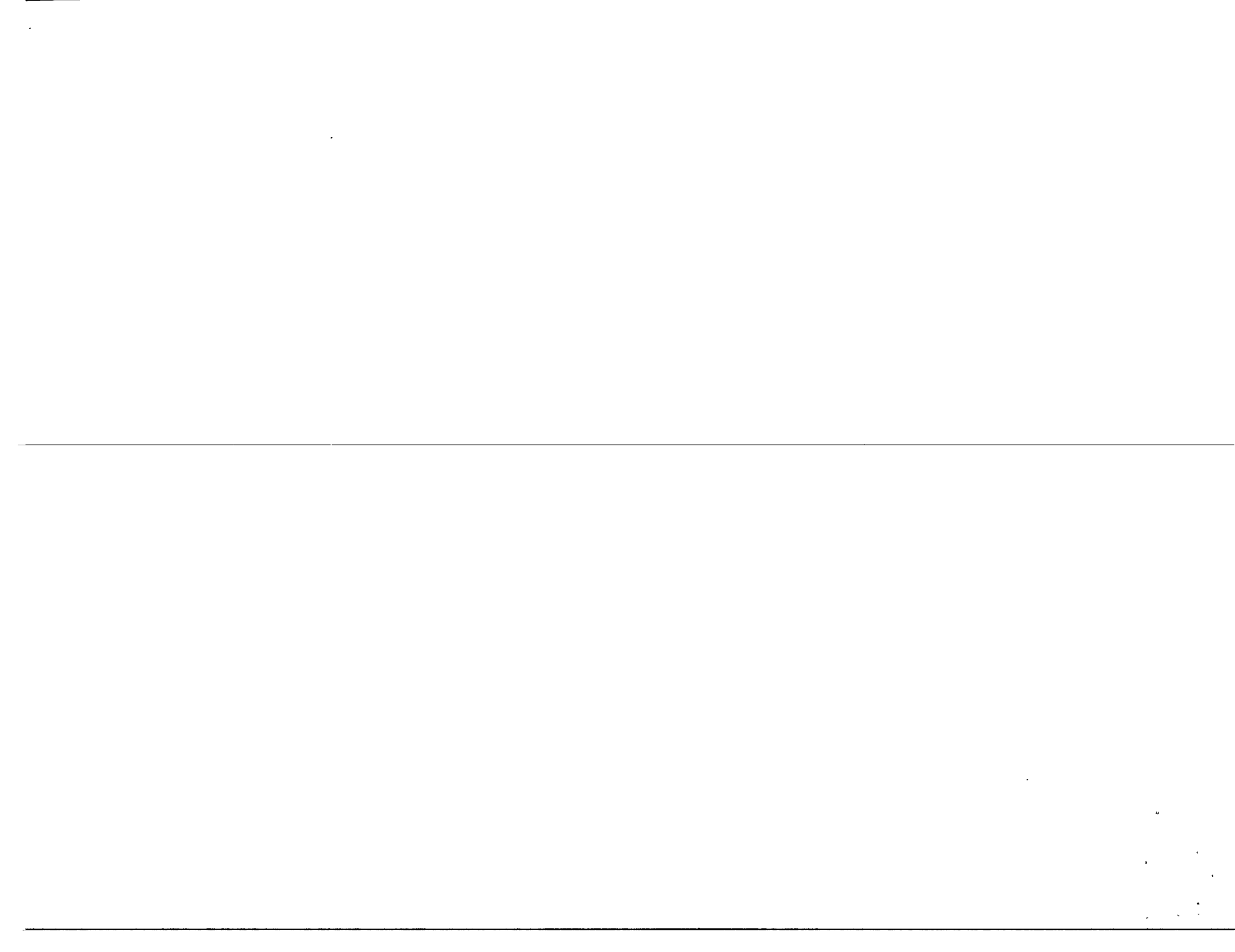
6 (3) Payments to ~~Wisconsin~~ Ducks Unlimited, Inc., under sub. (1) shall be
7 discontinued by the department if ~~Wisconsin~~ Ducks Unlimited, Inc., dissolves or is
8 no longer exempt from taxation under section 501 (c) of the Internal Revenue Code.

9 **SECTION 3.** 25.40 (1) (a) 18. of the statutes is created to read:

10 25.40 (1) (a) 18. Moneys received under s. 341.14 (6r) (b) 7. that are deposited
11 in the conservation fund and credited to the appropriation account under s. 20.370
12 (5) (at).

13 **SECTION 4.** 341.14 (6r) (b) 3. of the statutes is amended to read:

14 341.14 (6r) (b) 3. An additional fee of \$15 shall be charged for the issuance or
15 reissuance of a plate issued on an annual basis for a special group specified under
16 par. (f) 35. to 47. ~~or~~ 53. or 54. or designated by the department under par. (fm). An
17 additional fee of \$15 shall be charged for the issuance or reissuance of a plate issued
18 on a biennial basis for a special group specified under par. (f) 35. to 47. ~~or~~ 53 or 54.
19 or designated by the department under par. (fm) if the plate is issued during the first
20 year of the biennial registration period or \$15 for the issuance or reissuance if the
21 plate is issued during the 2nd year of the biennial registration period. The
22 department shall deposit in the general fund and credit to the appropriation account
23 under s. 20.395 (5) (cj) all fees collected under this subdivision for the issuance or
24 reissuance of a plate for a special group designated by the department under par.
25 (fm).



1 SECTION 5. 341.14 (6r) (b) 7. of the statutes is created to read:

2 341.14 (6r) (b) 7. An additional fee of \$25 that is in addition to the fee under
 3 subd. 3. shall be charged for the issuance or renewal of a plate issued on an annual
 4 basis for the special group specified under par. (f) 54. An additional fee of \$50 that
 5 is in addition to the fee under subd. 3. shall be charged for the issuance or renewal
 6 of a plate issued on the biennial basis for the special group specified under par. (f) 54.
 7 if the plate is issued or renewed during the first year of the biennial registration
 8 period or \$25 for the issuance or renewal if the plate is issued or renewed during the
 9 2nd year of the biennial registration period. All moneys received under this
 10 subdivision in excess of the initial costs of production of the special group plate under
 11 par. (f) 54. or \$35,000, whichever is less, shall be deposited in the conservation fund
 12 and credited to the appropriation under s. 20.370 (5) (at). To the extent permitted
 13 under ch. 71, the fee under this subdivision is deductible as a charitable contribution
 14 for purposes of the taxes under ch. 71.

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

16 341.14 (6r) (f) 54. Persons interested in obtaining a plate supporting ~~Wisconsin~~
 17 Ducks Unlimited, Inc., and its conservation efforts in ~~the State of~~ the ^{United States, Canada}
 18 ^{and Mexico}

18 SECTION 7. 341.14 (6r) (fm) 7. of the statutes is amended to read:

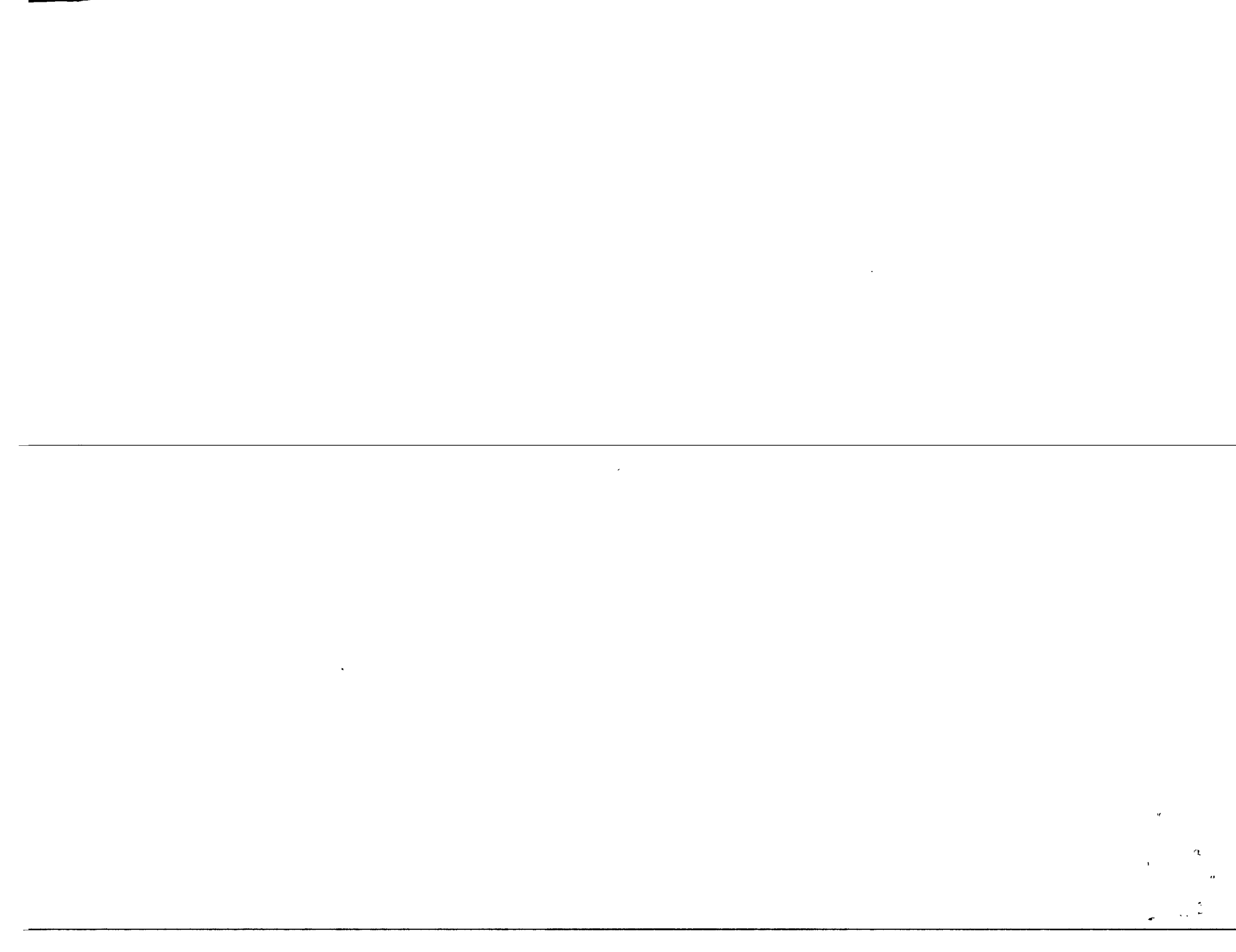
19 341.14 (6r) (fm) 7. After October 1, 1998, additional authorized special groups
 20 may only be special groups designated by the department under this paragraph. The
 21 authorized special groups enumerated in par. (f) shall be limited solely to those
 22 special groups specified under par. (f) on October 1, 1998. This subdivision does not
 23 apply to the special group specified under par. (f) 54.

24 SECTION 8. 341.145 (2m) of the statutes is created to read:

1 341.145 **(2m)** Notwithstanding sub. (2) (c), ~~Wisconsin~~ Ducks Unlimited, Inc.,
2 may notify the department in writing within 30 days of the effective date of this
3 subsection [revisor inserts date], of not more than 350 registration numbers
4 composed of letters or numbers, or both, not exceeding 6 positions and not less than
5 one position. The department may not issue a personalized registration plate
6 containing a registration number specified in the notification to the department
7 under this subsection without the prior approval of ~~Wisconsin~~ Ducks Unlimited, Inc.
8 This subsection applies only during the first year of issuance of plates to members
9 of the authorized special group specified under s. 341.14 (6r) (f) 54.

10

(END) ✓





State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-0190/02
TNF&PEN:jlg:km

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

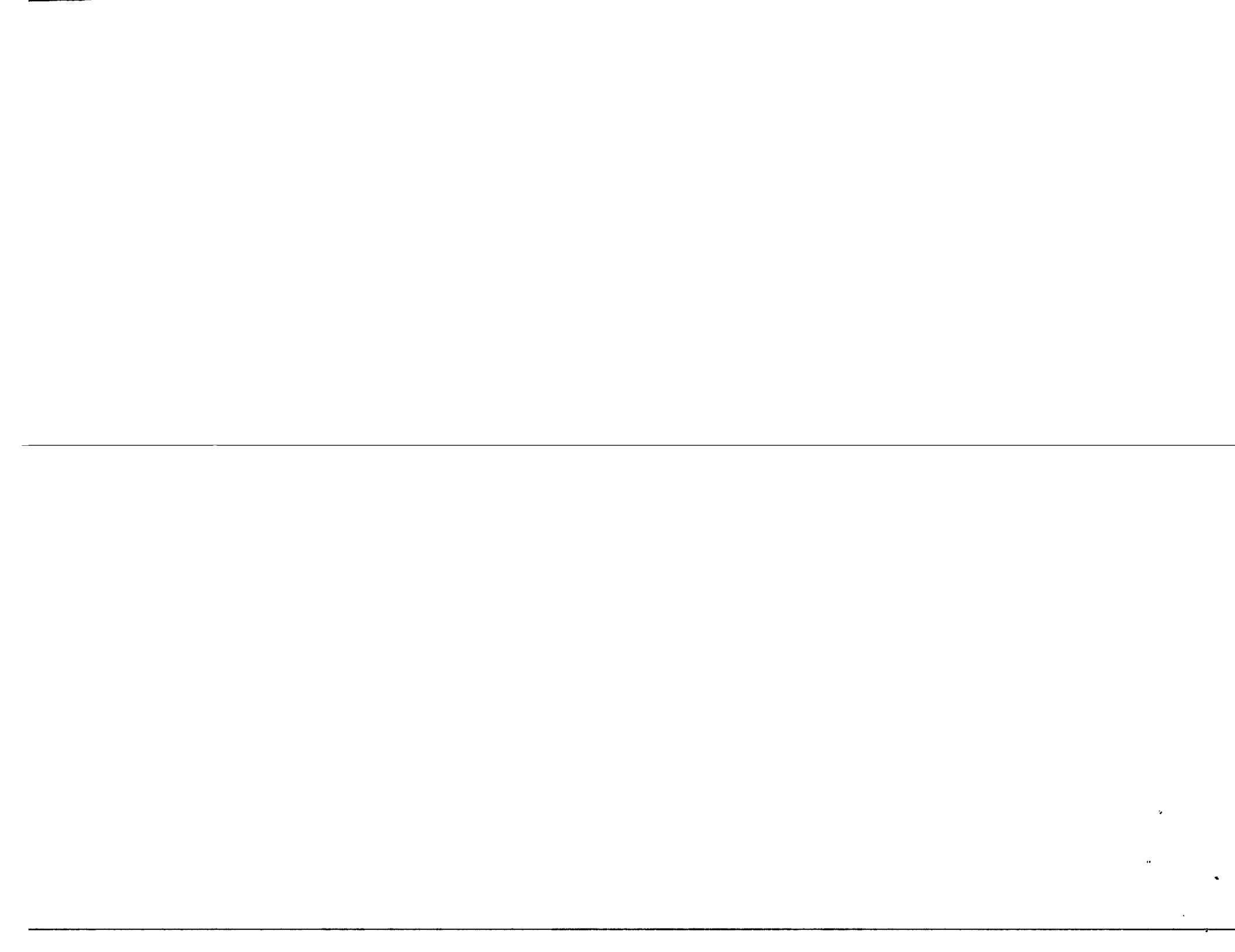
1 *Regen*
AN ACT *to amend* 341.14 (6r) (b) 3. and 341.14 (6r) (fm) 7.; and *to create* 20.370
2 (5) (at), 23.0965, 25.40 (1) (a) 18., 341.14 (6r) (b) 7., 341.14 (6r) (f) 54. and
3 341.145 (2m) of the statutes; **relating to:** special distinguishing registration
4 plates associated with Ducks Unlimited, Inc., and making an appropriation.

Analysis by the Legislative Reference Bureau

Under current law, any group or organization 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 they register with 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.

Before October 2, 1998, authorized special groups whose members may obtain special distinguishing registration plates were specifically enumerated in state law. Current law provides specific enumeration in state law of authorized special groups is limited to those special groups enumerated before October 2, 1998.

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 specifically enumerated in state law for persons interested in obtaining special distinguishing registration plates supporting Ducks Unlimited, Inc., and its conservation efforts in the United States, Canada and Mexico. In addition to the regular vehicle registration fee, 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 provides funds to Ducks Unlimited, Inc., a nonprofit corporation, for its conservation efforts in the United States, Canada and Mexico. Under the bill, Ducks Unlimited, Inc., is required to annually submit an audited financial statement of its use of the funds received from these tax deductible contributions. Funding to Ducks Unlimited, Inc., is discontinued if the nonprofit organization dissolves or loses its tax-exempt status under federal law.

The bill also provides that, for the first year of plate issuance, up to 350 registration plates with certain registration numbers may not be issued without the prior approval of Ducks Unlimited, Inc., if the special group notifies DOT within 30 days of its designation as an authorized special group of the registration numbers subject to its prior approval.

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:

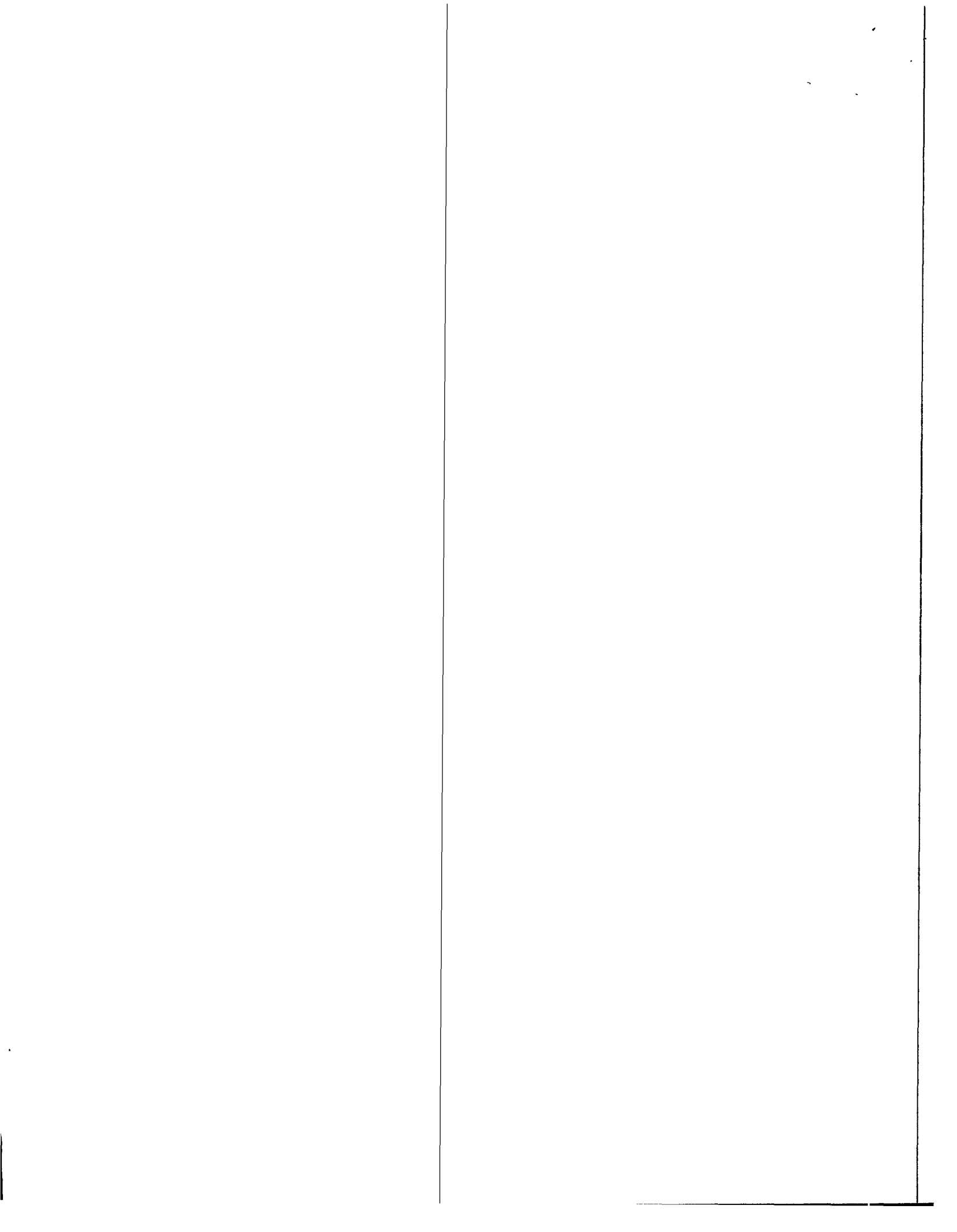
1 **SECTION 1.** 20.370 (5) (at) of the statutes is created to read:

2 20.370 (5) (at) *Resource aids — Ducks Unlimited, Inc., payments.* All moneys
3 received under s. 341.14 (6r) (b) 7. for payments to Ducks Unlimited, Inc., under s.
4 23.0965 (1).

5 **SECTION 2.** 23.0965 of the statutes is created to read:

6 **23.0965 Payments to Ducks Unlimited, Inc. (1)** The department of natural
7 resources shall enter into an agreement with Ducks Unlimited, Inc., to make
8 payments from the appropriation under s. 20.370 (5) (at) to Ducks Unlimited, Inc.,
9 to fund its conservation efforts in the United States, Canada and Mexico.

10 **(2)** The agreement under sub. (1) shall require that Ducks Unlimited, Inc.,
11 annually submit to the attorney general and the presiding officer of each house of the



1 legislature an audited financial statement of its use of the payments under sub. (1),
2 prepared in accordance with generally accepted accounting principles.

3 **(3)** Payments to Ducks Unlimited, Inc., under sub. (1) shall be discontinued by
4 the department if Ducks Unlimited, Inc., dissolves or is no longer exempt from
5 taxation under section 501 (c) of the Internal Revenue Code.

6 **SECTION 3.** 25.40 (1) (a) 18. of the statutes is created to read:

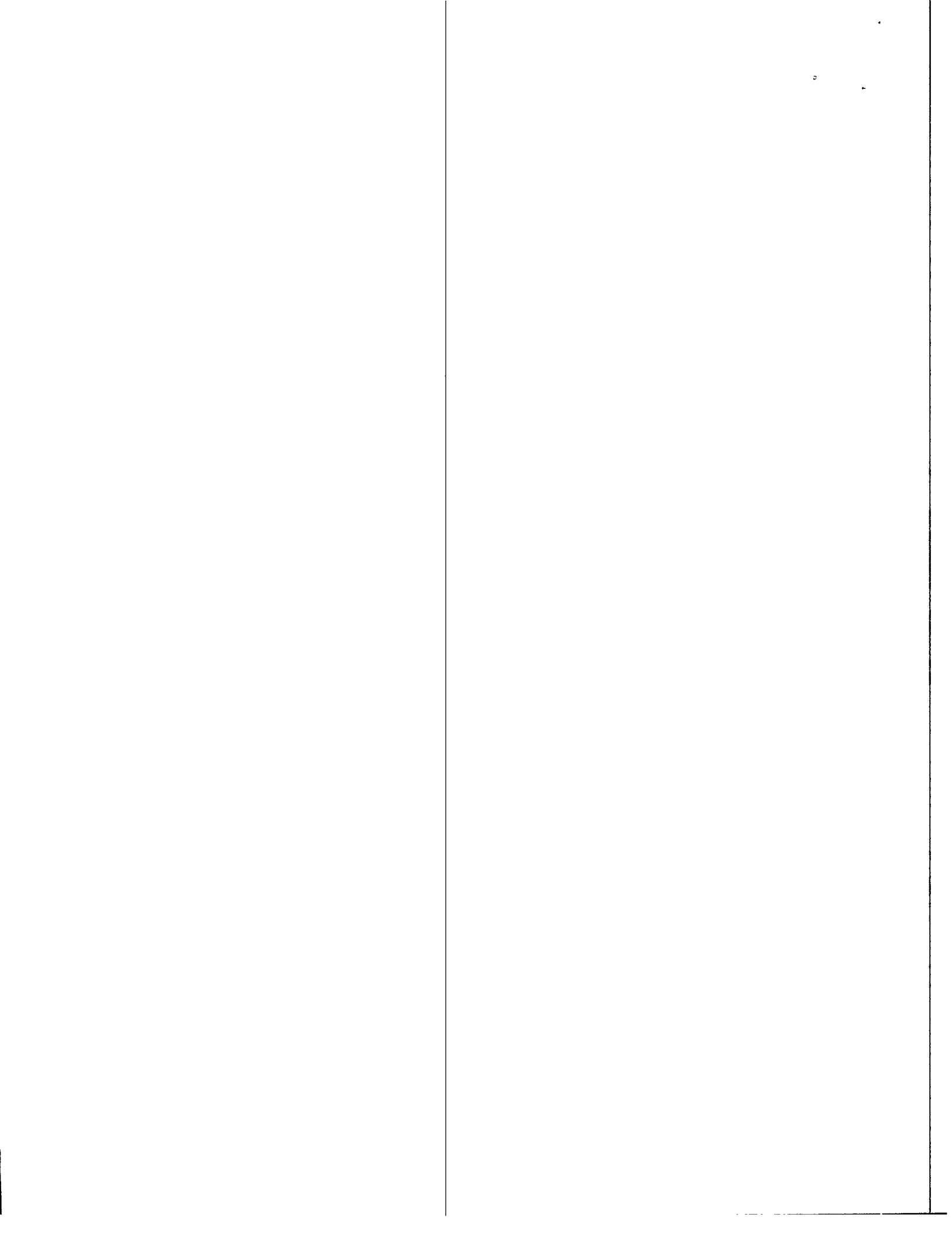
7 25.40 **(1)** (a) 18. Moneys received under s. 341.14 (6r) (b) 7. that are deposited
8 in the conservation fund and credited to the appropriation account under s. 20.370
9 (5) (at).

10 **SECTION 4.** 341.14 (6r) (b) 3. of the statutes is amended to read:

11 341.14 **(6r)** (b) 3. An additional fee of \$15 shall be charged for the issuance or
12 reissuance of a plate issued on an annual basis for a special group specified under
13 par. (f) 35. to 47. ~~or~~ 53. or 54. or designated by the department under par. (fm). An
14 additional fee of \$15 shall be charged for the issuance or reissuance of a plate issued
15 on a biennial basis for a special group specified under par. (f) 35. to 47. ~~or~~ 53 or 54.
16 or designated by the department under par. (fm) if the plate is issued during the first
17 year of the biennial registration period or \$15 for the issuance or reissuance if the
18 plate is issued during the 2nd year of the biennial registration period. The
19 department shall deposit in the general fund and credit to the appropriation account
20 under s. 20.395 (5) (cj) all fees collected under this subdivision for the issuance or
21 reissuance of a plate for a special group designated by the department under par.
22 (fm).

23 **SECTION 5.** 341.14 (6r) (b) 7. of the statutes is created to read:

24 341.14 **(6r)** (b) 7. An additional fee of \$25 that is in addition to the fee under
25 subd. 3. shall be charged for the issuance or renewal of a plate issued on an annual



1 basis for the special group specified under par. (f) 54. An additional fee of \$50 that
2 is in addition to the fee under subd. 3. shall be charged for the issuance or renewal
3 of a plate issued on the biennial basis for the special group specified under par. (f) 54.
4 if the plate is issued or renewed during the first year of the biennial registration
5 period or \$25 for the issuance or renewal if the plate is issued or renewed during the
6 2nd year of the biennial registration period. All moneys received under this
7 subdivision in excess of the initial costs of production of the special group plate under
8 par. (f) 54. or \$35,000, whichever is less, shall be deposited in the conservation fund
9 and credited to the appropriation under s. 20.370 (5) (at). To the extent permitted
10 under ch. 71, the fee under this subdivision is deductible as a charitable contribution
11 for purposes of the taxes under ch. 71.

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

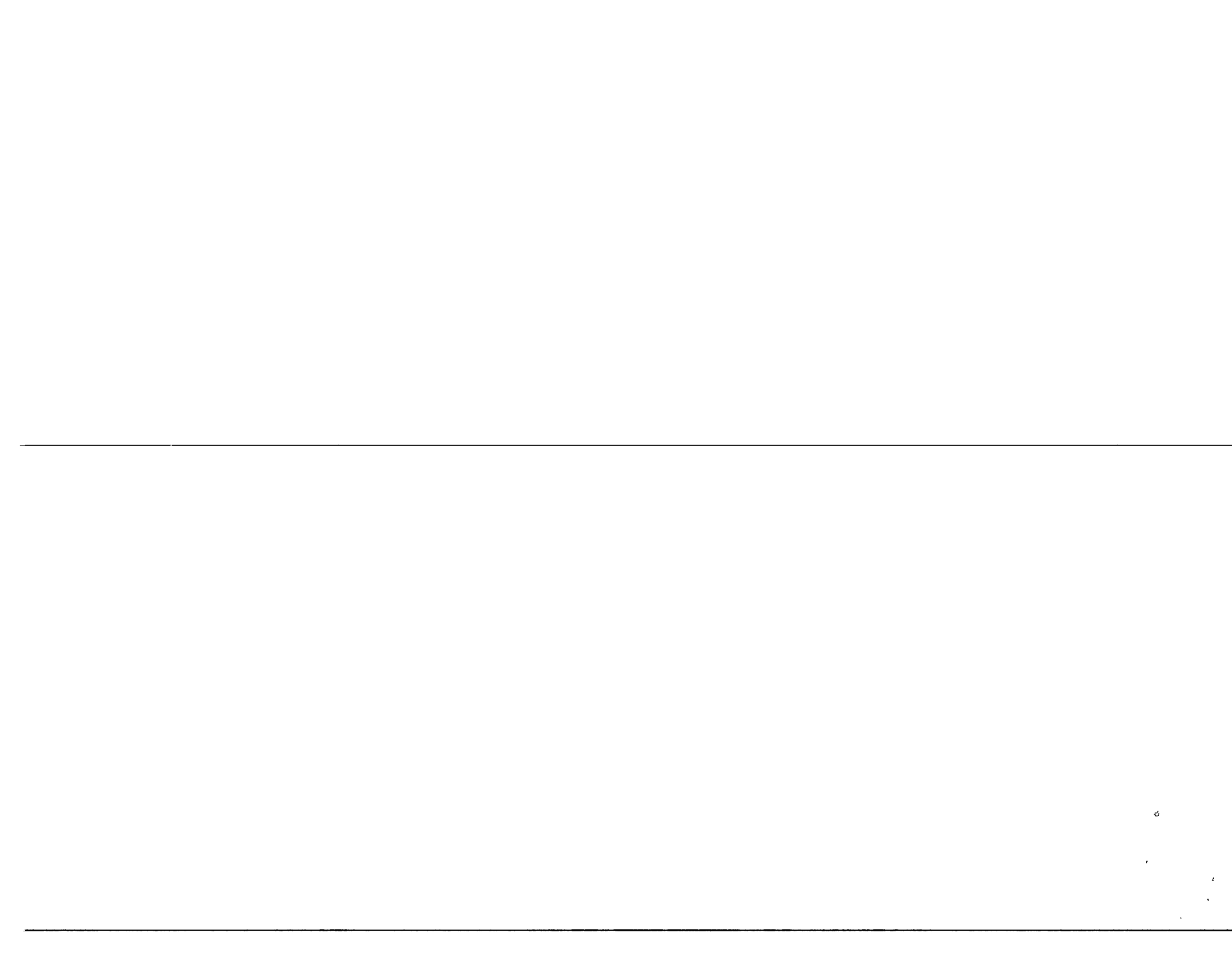
13 341.14 (6r) (f) 54. Persons interested in obtaining a plate supporting Ducks
14 Unlimited, Inc., and its conservation efforts in the United States, Canada and
15 Mexico.

16 **SECTION 7.** 341.14 (6r) (fm) 7. of the statutes is amended to read:

17 341.14 (6r) (fm) 7. After October 1, 1998, additional authorized special groups
18 may only be special groups designated by the department under this paragraph. The
19 authorized special groups enumerated in par. (f) shall be limited solely to those
20 special groups specified under par. (f) on October 1, 1998. This subdivision does not
21 apply to the special group specified under par. (f) 54.

22 **SECTION 8.** 341.145 (2m) of the statutes is created to read:

23 341.145 (2m) Notwithstanding sub. (2) (c), Ducks Unlimited, Inc., may notify
24 the department in writing within 30 days of the effective date of this subsection
25 [revisor inserts date], of not more than 350 registration numbers composed of letters



1 or numbers, or both, not exceeding 6 positions and not less than one position. The
2 department may not issue a personalized registration plate containing a registration
3 number specified in the notification to the department under this subsection without
4 the prior approval of Ducks Unlimited, Inc. This subsection applies only during the
5 first year of issuance of plates to members of the authorized special group specified
6 under s. 341.14 (6r) (f) 54.

7

(END)



LEGAL SECTION
REFERENCE SECTION
FAX

(608) 266-3561
(608) 266-0341
(608) 266-5648

State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
P. O. BOX 2037
MADISON, WI 53701-2037



STEPHEN R. MILLER
CHIEF

February 19, 1999

MEMORANDUM

To: Representative Kreuser

Paul E. Nilsen, Legislative Attorney, (608) 261-6926

Subject: Technical Memorandum to 1999 (LRB 99-0190/1)

We received the attached technical memorandum relating to your bill. This copy is for your information and your file. If you wish to discuss this memorandum or the necessity of revising your bill or preparing an amendment, please contact me.

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**State of Wisconsin
Wisconsin Department of Transportation**

MEMORANDUM

To: Legislative Reference Bureau

From: Department of Transportation

Date: February 16, 1999

Subject: Technical Memorandum: LRB 0190/1, relating to special registration plates associated with Ducks Unlimited

The bill allows Ducks Unlimited to give DOT 350 personalized plate messages. While the bill allows these messages despite already existing plate numbers ("Notwithstanding sub (2)(c)..." Page 4, line 23), DOT cannot issue any personalized plate messages that duplicate already issued plate numbers of any plate type. Law enforcement agencies, and individuals who were wrongly cited for traffic violations and other circumstances related to having a plate number duplicate to another number but a different plate type, raised intense objections to the Department and the Legislature. As a result, for the past several years, DOT has not issued *any* duplicate plate number on *any* plate type. This is the reason that S.341.145(2)(c) is specified in statute. The bill author should be aware of the intense objections raised by law enforcement agencies, legislators, and the public about duplicate plate numbers.

Section 8 of LRB 0190/1 (page 4, line 22 – page 5, line 6) is unnecessary, since DOT already has a procedure for individuals to reserve personalized plate messages. Under current procedure, Ducks Unlimited would submit requests for personalized plate messages plus a \$15 fee for each plate number reserved (this fee is then later used as the issuance fee when registration application is made). DOT staff would then check to see whether the plate number is available and if it is not offensive or misleading. If the plate may be issued, DOT staff would reserve the plate number, which remains reserved for 2 years.

O.K. Forward to LRB. JMT.

