

**2003 DRAFTING REQUEST****Senate Amendment (SA-SSA1-SB44)**Received: **06/17/2003**Received By: **agary**Wanted: **Soon**

Identical to LRB:

For: **Jeffrey Plale (608) 266-7505**By/Representing: **Katy Venskus**This file may be shown to any legislator: **NO**Drafter: **agary**

May Contact:

Addl. Drafters:

Subject: **Transportation - veh reg/filing**Extra Copies: **TNF, PJH, DAK**Submit via email: **YES**Requester's email: **Sen.Plale@legis.state.wi.us**

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Special registration plates promoting breast cancer awareness

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**Instructions:**

See Attached

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**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	agary 06/17/2003	kfollett 06/17/2003	rschluet 06/17/2003	_____	mbarman 06/17/2003	mbarman 06/17/2003	

FE Sent For:

&lt;END&gt;

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/?	agary	11 kjf 6/17	59	7-3			

FE Sent For:

END

# Bill Request Form

Legislative Reference Bureau  
100 N. Hamilton Street  
Legal Section 266-3561

You may use this form or talk directly with the LRB attorney who will draft the bill.

Date 16 June 2003

Legislator, agency, or other person requesting this draft Sen. Jeff Pyle

Person submitting request (name and phone number) Katy Venskus 608.266.7505

Persons to contact for questions about this draft (names and phone numbers) Katy Venskus

Describe the problem, including any helpful examples. How do you want to solve the problem?

The bill creates a commemorative "Breast Cancer Plate." DOT would create a plate, purchased for an addtl. fee, that would contribute all proceeds to <sup>the</sup> Susan G. Komen Foundation. <sup>and include the pink ribbon symbol</sup> (proceeds after plate costs are covered) This plate should conform w/ previously developed commemorative plates, i.e. Kids First, Endangered Species, etc.

Please attach a copy of any correspondence or other material that may help us. If you know of any statute sections that might be affected, list them or provide a marked-up copy.

You may attach a marked-up copy of any LRB draft or provide its number (e.g., 2001 LRB-2345/1 or 1999 AB-67).

Requests are confidential unless stated otherwise. May we tell others that we are working on this for you? YES  NO

If yes: Anyone who asks? YES NO  
Any legislator? YES NO

Only the following persons \_\_\_\_\_

Do you consider this request urgent? YES  NO If yes, please indicate why need draft as budget addt.

Should we give this request priority over any pending request of this legislator, agency, or person? YES NO

Sample language from IL attached

ARG  
2

# Bill Request Form

**Legislative Reference Bureau**  
100 N. Hamilton Street  
Legal Section 266-3561

You may use this form or talk directly with the LRB attorney who will draft the bill.

Date 6/17/2003

Legislator, agency, or other person requesting this draft Sen. Plate

Person submitting request (name and phone number) Sen. Plate 608.266.7505

Persons to contact for questions about this draft (names and phone numbers) Katy Venskus, same #

Describe the problem, including any helpful examples. How do you want to solve the problem?  
Please create a "Breast Cancer Awareness" License plate. Draft in accordance w/ other specialty plates already in existence, i.e. Ducks Unlimited, Endangered Species, etc. For an additional fee motorists could display the plate, which should include the pink ribbon symbol and the phrase "The Susan G. Komen Foundation." Once the cost of the plates is covered all additional proceeds would go to fund research by Susan G. Komen.

Please attach a copy of any correspondence or other material that may help us. If you know of any statute sections that might be affected, list them or provide a marked-up copy.  
sample IL language attached

You may attach a marked-up copy of any LRB draft or provide its number (e.g., 2001 LRB-2345/1 or 1999AB-67).

Requests are confidential unless stated otherwise. May we tell others that we are working on this for you? YES  NO

If yes: Anyone who asks? YES NO  
Any legislator? YES NO

Only the following persons \_\_\_\_\_

Do you consider this request urgent? YES  NO If yes, please indicate why we would like to offer as a budget amt in session

Should we give this request priority over any pending request of this legislator, agency, or person? YES  NO

**State of Illinois**  
**Public Acts**  
**90th General Assembly**

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**Public Act 90-0675**

HB3248 Enrolled

LRB90108890Bbd

AN ACT concerning special license plates, amending named Acts.

Be it enacted by the People of the State of Illinois, represented in the General Assembly:

Section 5. The State Finance Act is amended by adding Section 5.480 as follows:

(30 ILCS 105/5.480 new)

Sec. 5.480. The Mammogram Fund.

Section 10. The Illinois Vehicle Code is amended by adding Section 3-643 as follows:

(625 ILCS 5/3-643 new)

Sec. 3-643. Mammogram license plates.

(a) The Secretary, upon receipt of an application made in the form prescribed by the Secretary, may issue special registration plates designated as Mammogram license plates. The special plates issued under this Section shall be affixed only to passenger vehicles of the first division and motor vehicles of the second division weighing not more than 8,000 pounds. Plates issued under this Section shall expire according to the multi-year procedure established by Section 3-414.1 of this Code.

(b) The design and color of the plates is wholly within the discretion of the Secretary, except that the following phrases shall be on the plates: (i) "Mammograms Save Lives" and (ii) "The Susan G. Komen Foundation". The Secretary may allow the plates to be issued as vanity plates or personalized under Section 3-405.1 of the Code. The Secretary shall prescribe stickers or decals as provided under Section 3-412 of this Code.

(c) An applicant for the special plate shall be charged a \$25 fee for original issuance in addition to the appropriate registration fee. Of this fee, \$10 shall be deposited into the Mammogram Fund and \$15 shall be deposited into the Secretary of State Special License Plate Fund, to be used by the Secretary to help defray the administrative processing costs.

For each registration renewal period, a \$25 fee, in addition to the appropriate registration fee, shall be charged. Of this fee, \$23 shall be deposited into the Mammogram Fund and \$2 shall be deposited into the Secretary of State Special License Plate Fund.

20 YEARS



The Susan G. Komen  
Breast Cancer Foundation

The  
**Power of  
a Promise**

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## About Komen

### BREAST CANCER

#### Our Mission:

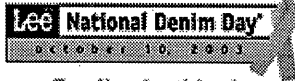
To eradicate breast cancer  
as a life-threatening disease  
by advancing research,  
education, screening  
and treatment.



[Susan G. Komen's  
Story](#)

### 1.800.I'M.AWARE®

The Helpline is available to help empower women and their families by providing them with the knowledge they need to make informed decisions about breast cancer concerns. [Get more information.](#)



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### It's About People

The Foundation is about people -- people who are committed to making a difference. People who are dedicated to fighting breast cancer head-on by doing all that it takes to eradicate this disease.

- [Nancy Brinker, Founder](#)
- [LaSalle D. Leffall, Jr., M.D., Chairman of the Board](#)
- Susan Braun, CEO
  - [Biography](#)
  - [What I Didn't Know](#)
- [Our Board of Directors](#)

### A History of Dedication

Most people know us from [Komen Race for the Cure®](#). But, since we began the Foundation and its Affiliates have raised more than \$250 million for breast cancer research, education, screening and treatment. It is credited as the nation's leading catalyst in the fight against breast cancer. [Click here](#) for more facts about the Foundation.

### Annual Reports & Financials

20 YEARS

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## Donations

### Search for the Cure™

You can join us in the **Search for the Cure™** and become part of the fight against cancer by making a contribution of \$25, \$50, \$100 or whatever you can afford to support our work at the Susan G. Komen Breast Cancer Foundation.

You can make a donation online with a credit card using our secure server. Or, if you prefer, you can call in your donation by using our Helpline 1.800.I'M.AWARE® (462-9273) or mail it in to the Komen Foundation, P. O. Box 650309, Dallas, TX 75209. Donations can be made in memory or in honor of someone. A special card is sent to them or their family in recognition of your gift.

To make a donation online, please choose one of the following:

#### In Memory

Make a donation in memory of a loved one or friend.

#### In Honor

Make a donation to celebrate a friend or loved one's survivorship or special occasion such as birthday, anniversary or wedding – or recognize the courage of a friend or relative who is fighting breast cancer.

#### Pony Express

To support a rider participating in Pony Express Relay 2003.

#### General Donation

To support the fight against breast cancer.

Thank you for your support!

As a supporter of the Foundation, you will receive our national newsletter, which includes updates about the latest research on breast cancer prevention and treatment; periodic mailings about breast health and breast cancer; and access to our National Toll-Free Breast Care Helpline for your questions about breast health and breast cancer, including information about mammography facilities in your community.

The Susan G. Komen Breast Cancer Foundation, Inc. is a Texas nonprofit corporation. The Foundation is a public charity exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code. Our Federal Employer Tax ID number is 75-183529.

### Ways to Give in the Fight Against Breast Cancer

For 20 years, friends who have shared the vision of the Komen Foundation have



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soon

D-Note

SENATE AMENDMENT ,  
TO SENATE SUBSTITUTE AMENDMENT 1,  
TO 2003 SENATE BILL 44

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 179, line 17: after that line insert:

3 "(ck) Payments to the Susan G.

4 Komen Foundation PR-S C -0- -0-".

5 2. Page 308, line 23: after that line insert:

6 "SECTION 434p. 20.395 (5) (ck) of the statutes is created to read:

7 20.395 (5) (ck) *Payments to the Susan G. Komen Foundation.* From the general  
8 fund, all moneys received under s. 341.14 (6r) (b) 9. for payments to the Susan G.  
9 Komen Breast Cancer Foundation under s. 85.109."

10

3. Page 413, line 19: after that line insert:

11

"SECTION 851p. 25.40 (1) (a) 22. of the statutes is created to read:



1 25.40 (1) (a) 22. Moneys received under s. 341.14 (6r) (b) 9. that are deposited  
2 in the general fund and credited to the appropriation account under s. 20.395 (5)  
3 (ck)."

4 4. Page 721, line 14: after that line insert:

5 "SECTION 85.109. 85.109 of the statutes is created to read:

6 **85.109 Payments to the Susan G. Komen Breast Cancer Foundation.**

7 (1) The department shall enter into an agreement with the Susan G. Komen Breast  
8 Cancer Foundation to make payments from the appropriation under s. 20.395 (5) (ck)  
9 to the Susan G. Komen Breast Cancer Foundation, to be used by the Susan G. Komen  
10 Breast Cancer Foundation to fund its efforts to eradicate breast cancer as a  
11 life-threatening disease by advancing research, education, screening, and  
12 treatment.

13 (b) The agreement under this subsection shall require that the Susan G. Komen  
14 Breast Cancer Foundation provide, without fee and as a condition of receiving  
15 payments specified under this section, any license or other approval required for use  
16 of any logo, trademark, trade name, word, or symbol to be used on or in association  
17 with special group registration plates under s. 341.14 (6r) (f) 56.

18 (c) The agreement under this subsection shall require that the Susan G. Komen  
19 Breast Cancer Foundation annually submit to the attorney general and the  
20 presiding officer of each house of the legislature an audited financial statement of its  
21 use of the payments under this section, prepared in accordance with generally  
22 accepted accounting principles.

23 (d) Payments to the Susan G. Komen Breast Cancer Foundation under this  
24 section shall be discontinued by the department if the Susan G. Komen Breast

1 Cancer Foundation dissolves or is no longer exempt from taxation under section 501  
2 (a) of the Internal Revenue Code.”

3 **5.** Page 938, line 14: after that line insert:

4 “**SECTION 2514p.** 341.14 (6r) (b) 9. of the statutes is created to read:

5 341.14 (6r) (b) 9. An additional fee of \$25 that is in addition to the fee under  
6 subd. 2. shall be charged for the issuance or renewal of a plate issued on an annual  
7 basis for the special group specified under par. (f) 56. An additional fee of \$50 that  
8 is in addition to the fee under subd. 2. shall be charged for the issuance or renewal  
9 of a plate issued on the biennial basis for the special group specified under par. (f) 56.  
10 if the plate is issued or renewed during the first year of the biennial registration  
11 period or \$25 for the issuance or renewal if the plate is issued or renewed during the  
12 2nd year of the biennial registration period. All moneys received under this  
13 subdivision in excess of the initial costs of production of the special group plate under  
14 par. (f) 56. shall be deposited in the general fund and credited to the appropriation  
15 under s. 20.395 (5) (ck). To the extent permitted under ch. 71, the fee under this  
16 subdivision is deductible as a charitable contribution for purposes of the taxes under  
17 ch. 71.

18 **SECTION 2514q.** 341.14 (6r) (c) of the statutes is amended to read:

19 341.14 (6r) (c) Special group plates shall display the word “Wisconsin”, the  
20 name of the applicable authorized special group, a symbol representing the special  
21 group, not exceeding one position, and identifying letters or numbers or both, not  
22 exceeding 6 positions and not less than one position. The department shall specify  
23 the design for special group plates, but the department shall consult the president  
24 of the University of Wisconsin System before specifying the word or symbol used to

1 identify the special groups under par. (f) 35. to 47., the secretary of natural resources  
2 before specifying the word or symbol used to identify for the special group under par.  
3 (f) 50. and the chief executive officer of the professional football team and an  
4 authorized representative of the league of professional football teams described in  
5 s. 229.823 to which that team belongs before specifying the design for the applicable  
6 special group plate under par. (f) 55. Special group plates under par. (f) 50. shall be  
7 as similar as possible to regular registration plates in color and design. Special group  
8 plates under par. (f) 56. shall display the words "Susan G. Komen Foundation" and  
9 a pink ribbon symbol.

10 **SECTION 2514r.** 341.14 (6r) (f) 56. of the statutes is created to read:

11 341.14 (6r) (f) 56. Persons interested in obtaining a plate supporting the efforts  
12 of the Susan G. Komen Breast Cancer Foundation to eradicate breast cancer as a  
13 life-threatening disease by advancing research, education, screening, and  
14 treatment.

15 **SECTION 2514s.** 341.14 (6r) (fm) 7. of the statutes is amended to read:

16 341.14 (6r) (fm) 7. ~~Except for the authorized special group enumerated under~~  
17 ~~par. (f) 55., after~~ After October 1, 1998, additional authorized special groups may  
18 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, ~~except for the authorized~~  
21 ~~special group enumerated under par. (f) 55.~~ This subdivision does not apply to the  
22 special group groups specified under par. (f) 54., 55., and 56.”.

23 (END)

D - Note

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

LRBb0552/1dn

ARG: *kg*

*Date*

ATTN: Katy Venskus

As we discussed, the use of the words "The Susan G. Komen Foundation" and the pink ribbon symbol associated with the Foundation has copyright and trademark implications. Based upon our conversation, this amendment requires the Foundation to license such rights without a fee as a condition of receiving donations under the amendment, rather than setting up a funding structure for payment of such licensing fees. X  
X

Some of the language and contents of this amendment (including verification that the Foundation is a non-profit entity) is based upon information obtained from the Susan G. Komen Breast Cancer Foundation website, [www.komen.org/sgk](http://www.komen.org/sgk). X

For reasons of expedience, the amendment is prepared such that DOT makes donation arrangements with the Foundation. If you would prefer that DHFS or another agency do so, please let me know.

Please advise if you would like any of the descriptive language in the amendment changed.

Aaron R. Gary  
Legislative Attorney  
Phone: (608) 261-6926  
E-mail: [aaron.gary@legis.state.wi.us](mailto:aaron.gary@legis.state.wi.us)

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

LRBb0552/1dn  
ARG:kjf:rs

June 17, 2003

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Some of the language and contents of this amendment (including verification that the foundation is a nonprofit entity) is based upon information obtained from the Susan G. Komen Breast Cancer Foundation website, [www.komen.org/sgk](http://www.komen.org/sgk).

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Aaron R. Gary  
Legislative Attorney  
Phone: (608) 261-6926  
E-mail: [aaron.gary@legis.state.wi.us](mailto:aaron.gary@legis.state.wi.us)