

2015 DRAFTING REQUEST

Bill

Received: **4/19/2015** Received By: **agary**
For: **Robin Vos (608) 266-9171** Same as LRB:
May Contact: By/Representing: **Elizabeth Smasal**
Subject: **Transportation - motor vehicles** Drafter: **agary**
Addl. Drafters:
Extra Copies:

Submit via email: **YES**
Requester's email: **Rep.Vos@legis.wisconsin.gov**
Carbon copy (CC) to: **aaron.gary@legis.wisconsin.gov**
eric.mueller@legis.wisconsin.gov
zachary.wyatt@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Special plates for Boy Scouts of America

Instructions:

Redraft of 2013 LRB-4296/P2, with changes; see attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	agary 4/19/2015	eweiss 4/20/2015	_____			
/P1	agary 9/4/2015	eweiss 9/9/2015	_____	mbarman 4/20/2015		State
/P2	agary	eweiss	_____	mbarman		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	9/30/2015	10/1/2015	_____	9/9/2015		
/P3	agary 10/9/2015	aernstr 10/9/2015	_____	mbarman 10/1/2015		State
/P4	agary 10/16/2015	aernstr 10/16/2015	_____	srose 10/9/2015		State
/1			_____	lparisi 10/16/2015	sbasford 11/5/2015	State

FE Sent For:

atvts
11/13/15

<END>

Gary, Aaron

From: Smasal, Elizabeth
Sent: Friday, April 17, 2015 4:29 PM
To: Gary, Aaron
Cc: Sieg, Tricia
Subject: Bill Draft Request
Attachments: 13-4296_P2.pdf *draft attached*

Hi Aaron,

Speaker Vos would like 2013 LRB -4296, relating to Boy Scout License Plates, redrafted to include the following changes:

- **Payment must be made in full before commencing development work**
- **No partial payments accepted**
- **Delete reference to refunding**

If possible, we'd like to see the new bill draft by Monday afternoon. Sorry for the short notice.

Thank you.

Lizzy

Elizabeth A. Smasal

Office of Assembly Speaker Robin Vos
217 West, State Capitol
P.O. Box 8953
Madison, WI 53708
elizabeth.smasal@legis.wi.gov
608-266-3387
1-888-534-0063

Gary, Aaron

From: Smasal, Elizabeth
Sent: Friday, April 17, 2015 5:07 PM
To: Gary, Aaron
Cc: Sieg, Tricia
Subject: RE: Bill Draft Request

Aaron,

One more change – please also remove the reference to a time limit for when the money needs to be paid by the scouts (I think the draft says June 30, 2017).

From: Smasal, Elizabeth
Sent: Friday, April 17, 2015 4:29 PM
To: Gary, Aaron
Cc: Sieg, Tricia
Subject: Bill Draft Request

Hi Aaron,

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- **Payment must be made in full before commencing development work**
- **No partial payments accepted**
- **Delete reference to refunding**

If possible, we'd like to see the new bill draft by Monday afternoon. Sorry for the short notice.

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State of Wisconsin
2013 - 2014 LEGISLATURE

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in
4/19



LRB-4296/P2
ARG:evv&sacljm

2257/P1

emw

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

TODAY -
needed 4/20
by 1:30 pm

S.A.W
Xrefv

Regen.

1 **AN ACT** *to renumber and amend* 341.14 (6r) (b) 1m.; *to amend* 341.14 (6r) (b)
2 1., 341.14 (6r) (c) and 341.14 (6r) (fm) 7.; and *to create* 20.395 (5) (ei), 25.40 (1)
3 (a) 32., 341.14 (6r) (b) 1m. b., 341.14 (6r) (b) 15., 341.14 (6r) (f) 63. and 341.14
4 (10) of the statutes; **relating to:** special registration plates associated with the
5 Boy Scouts of America 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 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 expressing support for the Boy Scouts of America. 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 to annually include payment of \$25 that provides funds to the National Council of the Boy Scouts of America for distribution to local councils in this state. The bill requires the special plates to display a logo or symbol associated with the Boy Scouts of America. DOT may not issue these special plates until DOT has obtained authority to use any applicable trademark or service mark associated with the Boy Scouts of America on these special plates and until DOT receives contributions from interested persons in the amount of the initial costs of production of these special plates or \$23,700, whichever is less.

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:

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

20.395 (5) (ei) Payments to the Boy Scouts of America. From the general fund, all moneys received under s. 341.14 (6r) (b) (15) for payments to the Boy Scouts of America under s. 341.14 (10) (a).

SECTION 2. 25.40 (1) (a) 32. of the statutes is created to read:

25.40 (1) (a) 32. 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)~~

insert 2-10

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1 55., 60., or 61r. until 6 months after the department has received information
2 sufficient for the department to determine that any approvals required for use of any
3 logo, trademark, trade name or other commercial symbol designating the
4 professional football team or professional baseball team or associated with
5 Harley-Davidson, Inc., have been obtained. Subject to ~~sub. subs. (9) (d) and (10) (d),~~
6 the department may not issue any special group plates under par. (f) 61m. or 63. until
7 the department has received information sufficient for the department to determine
8 that any license or other approval required for use of any logo, trademark or service
9 mark, trade name or other commercial symbol to be used on or in association with
10 these plates has been obtained. Notwithstanding s. 341.12 (2), if the department of
11 corrections does not have flat-plate technology available for use in manufacturing
12 license plates at quality and cost comparable to that available from the state of
13 Minnesota, the department of transportation may not issue any special group plates
14 under par. (f) 59. unless the department of transportation purchases the plates from
15 the state of Minnesota. Sections 16.70, 16.71, 16.72, 16.75, 16.752 to 16.755, 16.765,
16 16.77, and 16.82 do not apply to purchases of plates issued under par. (f) 59. from the
17 state of Minnesota.

18 **SECTION 4.** 341.14 (6r) (b) 1m. of the statutes is renumbered 341.14 (6r) (b) 1m.
19 a. and amended to read:

20 341.14 **(6r)** (b) 1m. a. Upon receipt of contributions totaling an amount equal
21 to the initial costs of production of the special group plates under par. (f) 61. or
22 \$11,800, whichever is less, from Marquette University or other persons interested
23 in the special group plates under par. (f) 61., the department shall commence any
24 development work necessary to implement the provisions of par. (f) 61. and related
25 provisions under this subsection and shall complete the development work within 6

1 months of its commencement. The development work under this subdivision ~~subd.~~
 2 ~~1m. a.~~ shall be funded only from the appropriation under s. 20.395 (4) (ch) from
 3 contributions received by the department for purposes of this ~~subdivision subd. 1m.~~
 4 ~~a.~~ If the department does not receive, by June 30, 2013, sufficient contributions to
 5 commence development work under this ~~subdivision subd. 1m. a.~~, the department
 6 may not commence development work under this ~~subdivision subd. 1m. a.~~ and shall
 7 promptly return to each contributor all contributions, less a transaction fee of no
 8 more than \$2.50 per contributor for costs associated with the return of contributions,
 9 received by the department for purposes of this ~~subdivision subd. 1m. a.~~ If the
 10 department receives contributions in excess of the amount necessary to commence
 11 development work under this ~~subdivision subd. 1m. a.~~, the department shall
 12 discontinue receiving contributions under this ~~subdivision subd. 1m. a.~~ and
 13 promptly return to each contributor all contributions, less a transaction fee of no
 14 more than \$2.50 per contributor for costs associated with the return of contributions,
 15 received by the department after the department had received sufficient
 16 contributions. No contribution received by the department under this ~~subdivision~~
 17 ~~subd. 1m. a.~~ may be applied to any fee established under subd. 2. The department
 18 may not issue any special group plates under par. (f) 61. until the department has
 19 completed the development work specified in this ~~subdivision subd. 1m. a.~~

20 **SECTION 5.** 341.14 (6r) (b) 1m. ^x ~~β.~~ ^c of the statutes is created to read:

21 341.14 (6r) (b) 1m. ^c ~~β.~~ ^a Upon receipt of ^e contributions totaling an amount equal
 22 to the department's final estimate of the initial costs of production of the special
 23 group plates under par. (f) ^{65.} ~~63~~ or \$23,700, whichever is less, from ^{any} ~~persons~~ ^e interested ^{or group}
 24 in the special group plates under par. (f) ⁶⁵ ~~63~~, the department shall commence any
 25 development work necessary to implement the provisions of par. (f) ^{65.} ~~63~~ and related

1 provisions under this subsection and shall complete the development work within
 2 one year of its commencement. As soon as possible, the department shall post notice
 3 on the department's Internet site of its final estimate of the initial costs of production
 4 of the special group plates under par. (f) ^{65.} 63. The development work under this subd.

5 1m. ^c b. shall be funded only from the appropriation under s. 20.395 (4) (ch) from

6 ^{the e} contributions received by the department for purposes of this subd. 1m. ^c b. If the

7 department does not receive, by June 30, 2017, sufficient contributions to commence

8 development work under this subd. 1m. b., the department may not commence

9 development work under this subd. 1m. b. and shall promptly return to each

10 contributor all contributions, less a transaction fee of no more than \$2.50 per

11 contributor for costs associated with the return of contributions, received by the

12 department for purposes of this subd. 1m. b. If the department receives

13 contributions in excess of the amount necessary to commence development work

14 under this subd. 1m. b., the department shall discontinue receiving contributions

15 under this subd. 1m. b. and promptly return to each contributor all contributions,

16 less a transaction fee of no more than \$2.50 per contributor for costs associated with

17 the return of contributions, received by the department after the department had

18 received sufficient contributions. No contribution received by the department under

19 this subd. 1m. ^c b. may be applied to any fee established under subd. 2. The

20 department may not issue any special group plates under par. (f) ^{65.} 63) until the

21 department has completed the development work specified in this subd. 1m. ^c b.

22 **SECTION 6.** 341.14 (6r) (b) ^{17.} 15) of the statutes is created to read:

23 341.14 (6r) (b) ^{17.} 15) Subject to sub. ⁽¹¹⁾ (10) (d), a voluntary payment of \$25 that is

24 in addition to the fee under subd. 2. shall be collected in connection with the issuance

25 or renewal of a plate issued on an annual basis for the special group specified under

SECTION 6

1 par. (f) ^{65.} ~~63.~~ Subject to sub. ⁽¹¹⁾ ~~10~~ (d), a voluntary payment of \$50 that is in addition to
 2 the fee under subd. 2. shall be collected in connection with the issuance or renewal
 3 of a plate issued on a biennial basis for the special group specified under par. (f) ~~63.~~ ^{65.}
 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. No plate may be issued for the special
 7 group specified under par. (f) ~~63.~~ ^{65.} unless the voluntary payment under this
 8 subdivision is collected. All moneys received under this subdivision shall be
 9 deposited into the general fund and credited to the appropriation under s. 20.395 (5)
 10 ^(el) ~~(e)~~. To the extent permitted under ch. 71, the voluntary payment under this
 11 subdivision is deductible as a charitable contribution for purposes of the taxes under
 12 ch. 71.

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

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14 ~~341.14 (6r) (c) Special group plates shall display the word "Wisconsin", the~~
 15 ~~name of the applicable authorized special group, a symbol representing the special~~
 16 ~~group, not exceeding one position, and identifying letters or numbers or both, not~~
 17 ~~exceeding 6 positions and not less than one position. Except as provided in this~~
 18 ~~paragraph, the department shall specify the design for special group plates, but the~~
 19 ~~department shall consult the president of the University of Wisconsin System before~~
 20 ~~specifying the word or symbol used to identify the special groups under par. (f) 35.~~
 21 ~~to 47., the secretary of natural resources before specifying the word or symbol used~~
 22 ~~to identify the special groups under par. (f) 50. and 59., the chief executive officer of~~
 23 ~~the professional football team and an authorized representative of the league of~~
 24 ~~professional football teams described in s. 229.823 to which that team belongs before~~
 25 ~~specifying the design for the applicable special group plate under par. (f) 55., the chief~~

1 trademark officer of Harley-Davidson Michigan, LLC before specifying the design
2 for the applicable special group plate under par. (f) 61r., the department of veterans
3 affairs before specifying the design for the special group plates under par. (f) 49d.,
4 49h., and 49s., and the department of tourism and chief executive officer of the
5 organization specified in par. (f) 55m. before specifying the design and word or
6 symbol used to identify the special group name for special group plates under par.
7 (f) 55m. Special group plates under par. (f) 50. shall be as similar as possible to
8 regular registration plates in color and design. The department shall make available
9 2 designs for the special group plates under par. (f) 60. The department may not
10 specify any design for the special group plates under par. (f) 60. unless the design is
11 approved by the executive vice president of the Milwaukee Brewers Baseball Club
12 LP. The word or symbol used to identify the special group under par. (f) 59. shall be
13 different from the word or symbol used to identify the special group under par. (f) 50.
14 and the design shall cover the entire plate. Special group plates under par. (f) 61m.
15 shall display a logo or image of the lion associated with the Lions Clubs
16 International. Special group plates under par. (f) 61r. shall display a bar and shield
17 logo associated with Harley-Davidson, Inc., on the left portion of the plates and the
18 words "share the road" on the bottom portion of the plates. Special group plates
19 under par. (f) 63. shall display a logo or symbol associated with the Boy Scouts of
20 America. Notwithstanding par. (e), special group plates under par. (f) 33m. and 48m.
21 shall be the same color and design that was specified by the department for special
22 group plates under par. (f) 33. and 48., respectively, immediately prior to January 1,
23 2007. The design for special group plates under par. (f) 33. and 48. shall be different
24 from the design of special group plates under par. (f) 33m. and 48m., respectively.

25 SECTION 8. 341.14 (6r) (f) ^{65.} 63, of the statutes is created to read:

1 341.14 (6r) (f) ^{65.} ~~63~~ Persons interested in obtaining a plate expressing support
2 for the Boy Scouts of America.

3 **SECTION 9.** 341.14 (6r) (fm) 7. of the statutes is amended to read:

4 ~~341.14 (6r) (fm) 7. After October 1, 1998, additional authorized special groups
5 may only be special groups designated by the department under this paragraph. The
6 authorized special groups enumerated in par. (f) shall be limited solely to those
7 special groups specified under par. (f) on October 1, 1998. This subdivision does not
8 apply to the special groups specified under par. (f) 3m., 6m., 9g., 9m., 12g., 12m.,
9 15m., 19m., 33m., 48m., 49d., 49h., 49s., 54., 55., 55m., 56., 57., 58., 59., 60., 61., 61m.,
10 and 61r., and 63.~~

11 **SECTION 10.** 341.14 ⁽¹¹⁾ ~~(10)~~ of the statutes is created to read:

12 ^(eL) 341.14 ^{B(11)} ~~(10)~~ (a) Subject to par. (c), from the appropriation under s. 20.395 (5)
13 ~~(e)~~, the department shall make payments to the National Council of the Boy Scouts
14 of America for distribution by the National Council to local councils of the Boy Scouts
15 of America located in this state. All payments made under this paragraph shall be
16 distributed by the National Council to these local councils in accordance with an
17 agreement entered into between the National Council and the local councils.

18 (b) For each year in which the department makes payments under par. (a), any
19 local council receiving funds from the National Council under par. (a) shall submit
20 to the presiding officer of each house of the legislature a financial statement of its use
21 of the payments received under par. (a), prepared in accordance with generally
22 accepted accounting principles.

23 (c) The department shall discontinue payments to the National Council of the
24 Boy Scouts of America under par. (a) if the Boy Scouts of America dissolves, becomes
25 insolvent, files a petition for bankruptcy, or is no longer exempt from taxation under

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1 section 501 (a) of the Internal Revenue Code. The agreement under par. (a) between
2 the National Council and local councils shall require that the National Council
3 discontinue the distribution of payments to any local council that dissolves, becomes
4 insolvent, files a petition for bankruptcy, or is no longer exempt from taxation under
5 section 501 (a) of the Internal Revenue Code.

6 (d) 1. If the special group plates under sub. (6r) (f) ~~63~~^{65.} will display any logo,
7 trademark or service mark, trade name, or other commercial symbol associated with
8 the Boy Scouts of America, the department may not issue any plates under sub. (6r)
9 (f) ~~63~~^{65.} unless the approval specified in sub. (6r) (b) 1. for these plates provides for all
10 of the following:

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

13 b. That, if the approval is withdrawn, the department may continue to renew
14 the registration of vehicles previously issued plates under sub. (6r) (f) ~~63~~^{65.}, without
15 replacing those plates, but the department shall discontinue collecting the voluntary
16 payment specified in sub. (6r) (b) ~~15~~^{17.} with respect to these renewals.

17 2. Notwithstanding sub. (6r) (b) 1. and (f) (intro.), if the approval specified in
18 sub. (6r) (b) 1. for plates issued under sub. (6r) (f) ~~63~~^{65.} is withdrawn, the department
19 shall discontinue issuing plates under sub. (6r) (f) ~~63~~^{65.} unless additional approval, as
20 specified in this paragraph and sub. (6r) (b) 1., is obtained by the department.

21 SECTION 11. Effective date.

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

24 (END)

**2015-2016 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-2257/Plins
ARG:.....

INSERT 2-10:

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 subs. (9) (d) ~~and~~, (10) (d), and (11) (d), the department may not issue any special group plates under par. (f) 61m. ~~or~~, 63., or 65. 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

1 special group plates under par. (f) 59. unless the department of transportation
 2 purchases the plates from the state of Minnesota. Sections 16.70, 16.71, 16.72, 16.75,
 3 16.752 to 16.755, 16.765, 16.77, and 16.82 do not apply to purchases of plates issued
 4 under par. (f) 59. from the state of Minnesota.

NOTE: NOTE: The cross-reference to par. (f) 63. was changed from par. (f) 62. by the legislative reference bureau under s. 13.92 (1) (bm) 2. to reflect the renumbering under s. 13.92 (1) (bm) 2. of s. 341.14 (6r) (f) 62., as created by 2013 Wis. Act 266.NOTE:

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; 1999 a. 9, 32, 80, 92, 167, 186; 2001 a. 16, 38, 103, 109; 2003 a. 83, 184; 2005 a. 22, 25, 109, 199, 260, 319, 472; 2007 a. 38, 97, 107, 120, 160, 194; 2009 a. 28, 135, 159, 182, 195, 224, 226, 230, 246, 340; 2011 a. 32; 2011 a. 260 ss. 50 to 52, 80; 2013 a. 29, 163, 188, 266, 275; s. 13.92 (1) (bm) 2. and (2) (i).

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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

1 organization specified in par. (f) 55m. before specifying the design and word or
2 symbol used to identify the special group name for special group plates under par.
3 (f) 55m. Special group plates under par. (f) 50. shall be as similar as possible to
4 regular registration plates in color and design. Special group plates issued under
5 par. (f) 62. shall display the words "In God We Trust". The department shall make
6 available 2 designs for the special group plates under par. (f) 60. The department
7 may not specify any design for the special group plates under par. (f) 60. unless the
8 design is approved by the executive vice president of the Milwaukee Brewers
9 Baseball Club LP. The word or symbol used to identify the special group under par.
10 (f) 59. shall be different from the word or symbol used to identify the special group
11 under par. (f) 50. and the design shall cover the entire plate. Special group plates
12 under par. (f) 61m. shall display a logo or image of the lion associated with the Lions
13 Clubs International. Special group plates under par. (f) 61r. shall display a bar and
14 shield logo associated with Harley-Davidson, Inc., on the left portion of the plates
15 and the words "share the road" on the bottom portion of the plates. Special group
16 plates under par. (f) 63. shall display the words "Trout Unlimited." Special group
17 plates under par. (f) 65. shall display a logo or symbol associated with the Boy Scouts
18 of America. Notwithstanding par. (e), special group plates under par. (f) 33m. and
19 48m. shall be the same color and design that was specified by the department for
20 special group plates under par. (f) 33. and 48., respectively, immediately prior to
21 January 1, 2007. The design for special group plates under par. (f) 33. and 48. shall
22 be different from the design of special group plates under par. (f) 33m. and 48m.,
23 respectively.

NOTE: NOTE: Par. (c) is shown as affected by 2013 Wis. Acts 188 and 266 and as merged by the legislative reference bureau under s. 13.92 (2) (i). The cross-reference to par. (f) 63. was changed from par. (f) 62. by the legislative reference bureau under s. 13.92 (1) (bm) 2. to reflect the renumbering under s. 13.92 (1) (bm) 2. of s. 341.14 (6r) (f) 62., as created by 2013 Wis. Act 266. NOTE:

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; 1999 a. 9, 32, 80, 92, 167, 186; 2001 a. 16, 38, 103, 109; 2003 a. 83, 184; 2005 a. 22, 25, 109, 199, 260, 319, 472; 2007 a. 38, 97, 107, 120, 160, 194; 2009 a. 28, 135, 159, 182, 195, 224, 226, 230, 246, 340; 2011 a. 32; 2011 a. 260 ss. 50 to 52, 80; 2013 a. 29, 163, 188, 266, 275; s. 13.92 (1) (bm) 2. and (2) (i).

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INSERT 8-4:

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., 15n., 15o., 15p., 15q., 19m., 33m., 48m., 49d., 49h., 49s., 54., 55., 55m., 56., 57., 58., 59., 60., 61., 61m., 61r., and 62. and, 63. and, 64., and 65.

NOTE: NOTE: Subd. 7. is shown as affected by 2013 Wis. Acts 163, 188, 266, and 275 and as merged by the legislative reference bureau under s. 13.92 (2) (i). The cross-reference to par. (f) 63. was changed from par. (f) 62. by the legislative reference bureau under s. 13.92 (1) (bm) 2. to reflect the renumbering under s. 13.92 (1) (bm) 2. of s. 341.14 (6r) (f) 62., as created by 2013 Wis. Act 266. The cross-reference to par. (f) 64. was changed from par. (f) 62. by the legislative reference bureau under s. 13.92 (1) (bm) 2. to reflect the renumbering under s. 13.92 (1) (bm) 2. of s. 341.14 (6r) (f) 62., as created by 2013 Wis. Act 275. NOTE:

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; 1999 a. 9, 32, 80, 92, 167, 186; 2001 a. 16, 38, 103, 109; 2003 a. 83, 184; 2005 a. 22, 25, 109, 199, 260, 319, 472; 2007 a. 38, 97, 107, 120, 160, 194; 2009 a. 28, 135, 159, 182, 195, 224, 226, 230, 246, 340; 2011 a. 32; 2011 a. 260 ss. 50 to 52, 80; 2013 a. 29, 163, 188, 266, 275; s. 13.92 (1) (bm) 2. and (2) (i).

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Gary, Aaron

From: Smasal, Elizabeth
Sent: Thursday, September 03, 2015 10:53 AM
To: Gary, Aaron
Subject: FW: Draft review: LRB -2257/P1 Topic: Special plates for Boy Scouts of America
Attachments: 15-2257/P1.pdf

Hi Aaron,

Speaker Vos would like to request a few changes to this bill draft. It can be drafted as a P2.

- References to the National Council of the Boy Scouts of America should be changed to read "Boy Scouts of America National Foundation"
- Delete the reference to the 7-month delayed effective date
- Minor change to 341.14(6r)(c):
 - Amend page 5, line 4, so that it is not to exceed 7 characters, instead of 6.

Thanks!

Lizzy

Elizabeth A. Smasal

Office of Assembly Speaker Robin Vos
217 West, State Capitol
P.O. Box 8953
Madison, WI 53708
elizabeth.smasal@legis.wi.gov
608-266-3387
1-888-534-0063

From: LRB.Legal
Sent: Monday, April 20, 2015 9:01 AM
To: Rep.Vos
Subject: Draft review: LRB -2257/P1 Topic: Special plates for Boy Scouts of America

Following is the PDF version of draft LRB -2257/P1.



State of Wisconsin
2015 - 2016 LEGISLATURE

in
9/4

LRB-2257/01 P2
ARG:emw

written
by Wed, 9/9

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

S.A. ✓
XREF ✓

Regen.

insert 1-4

1 **AN ACT to amend** 341.14 (6r) (b) 1., 341.14 (6r) (c) and 341.14 (6r) (fm) 7.; and
 2 **to create** 20.395 (5) (eL), 25.40 (1) (a) 32., 341.14 (6r) (b) 1m. c., 341.14 (6r) (b)
 3 17., 341.14 (6r) (f) 65. and 341.14 (11) of the statutes; **relating to:** special
 4 registration plates associated with the Boy Scouts of America and making an
 5 appropriation.

Analysis by the Legislative Reference Bureau

insert
ANAL - A

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 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 expressing support for the Boy Scouts of America. 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

National Foundation

*
*

plates and to annually include payment of \$25 that provides funds to the National Council of the Boy Scouts of America for distribution to local councils in this state. The bill requires the special plates to display a logo or symbol associated with the Boy Scouts of America. DOT may not issue these special plates until DOT has obtained authority to use any applicable trademark or service mark associated with the Boy Scouts of America on these special plates and until DOT receives a contribution from any interested person or group in the amount of the initial costs of production of these special plates or \$23,700, whichever is less.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

Insert ANAC - B

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

1 SECTION 1. 20.395 (5) (eL) of the statutes is created to read:
2 20.395 (5) (eL) *Payments to the Boy Scouts of America.* From the general fund,
3 all moneys received under s. 341.14 (6r) (b) 17. for payments to the Boy Scouts of
4 America under s. 341.14 (11) (a).

5 SECTION 2. 25.40 (1) (a) 32. of the statutes is created to read:
6 25.40 (1) (a) 32. Moneys received under s. 341.14 (6r) (b) 17. that are deposited
7 into the general fund and credited to the appropriation account under s. 20.395 (5)
8 (eL).

9 SECTION 3. 341.14 (6r) (b) 1. of the statutes is amended to read:
10 341.14 (6r) (b) 1. Subject to subd. 1m., upon application to register an
11 automobile or motor home, or a motor truck, dual purpose motor home or dual
12 purpose farm truck which has a gross weight of not more than 8,000 pounds, or a
13 farm truck which has a gross weight of not more than 12,000 pounds, by any person
14 who is a resident of this state and a member of an authorized special group, the
15 department shall issue to the person special plates whose colors and design shall
16 indicate that the vehicle is owned by a person who is a member of the applicable
17 special group. The department may not issue any special group plates under par. (f)

1 55., 60., or 61r. until 6 months after the department has received information
2 sufficient for the department to determine that any approvals required for use of any
3 logo, trademark, trade name or other commercial symbol designating the
4 professional football team or professional baseball team or associated with
5 Harley-Davidson, Inc., have been obtained. Subject to subs. (9) (d) ~~and~~, (10) (d), and
6 (11) (d), the department may not issue any special group plates under par. (f) 61m.
7 ~~or~~, 63., or 65. until the department has received information sufficient for the
8 department to determine that any license or other approval required for use of any
9 logo, trademark or service mark, trade name or other commercial symbol to be used
10 on or in association with these plates has been obtained. Notwithstanding s. 341.12
11 (2), if the department of corrections does not have flat-plate technology available for
12 use in manufacturing license plates at quality and cost comparable to that available
13 from the state of Minnesota, the department of transportation may not issue any
14 special group plates under par. (f) 59. unless the department of transportation
15 purchases the plates from the state of Minnesota. Sections 16.70, 16.71, 16.72, 16.75,
16 16.752 to 16.755, 16.765, 16.77, and 16.82 do not apply to purchases of plates issued
17 under par. (f) 59. from the state of Minnesota.

18 **SECTION 4.** 341.14 (6r) (b) 1m. c. of the statutes is created to read:

19 341.14 (6r) (b) 1m. c. Upon receipt of a contribution totaling an amount equal
20 to the department's final estimate of the initial costs of production of the special
21 group plates under par. (f) 65. or \$23,700, whichever is less, from any person or group
22 interested in the special group plates under par. (f) 65., the department shall
23 commence any development work necessary to implement the provisions of par. (f)
24 65. and related provisions under this subsection and shall complete the development
25 work within one year of its commencement. As soon as possible, the department

SECTION 4

1 shall post notice on the department's Internet site of its final estimate of the initial
2 costs of production of the special group plates under par. (f) 65. The development
3 work under this subd. 1m. c. shall be funded only from the appropriation under s.
4 20.395 (4) (ch) from the contribution received by the department for purposes of this
5 subd. 1m. c. No contribution received by the department under this subd. 1m. c. may
6 be applied to any fee established under subd. 2. The department may not issue any
7 special group plates under par. (f) 65. until the department has completed the
8 development work specified in this subd. 1m. c.

9 **SECTION 5.** 341.14 (6r) (b) 17. of the statutes is created to read:

10 341.14 (6r) (b) 17. Subject to sub. (11) (d), a voluntary payment of \$25 that is
11 in addition to the fee under subd. 2. shall be collected in connection with the issuance
12 or renewal of a plate issued on an annual basis for the special group specified under
13 par. (f) 65. Subject to sub. (11) (d), a voluntary payment of \$50 that is in addition to
14 the fee under subd. 2. shall be collected in connection with the issuance or renewal
15 of a plate issued on a biennial basis for the special group specified under par. (f) 65.
16 if the plate is issued or renewed during the first year of the biennial registration
17 period or \$25 for the issuance or renewal if the plate is issued or renewed during the
18 2nd year of the biennial registration period. No plate may be issued for the special
19 group specified under par. (f) 65. unless the voluntary payment under this
20 subdivision is collected. All moneys received under this subdivision shall be
21 deposited into the general fund and credited to the appropriation under s. 20.395 (5)
22 (eL). To the extent permitted under ch. 71, the voluntary payment under this
23 subdivision is deductible as a charitable contribution for purposes of the taxes under
24 ch. 71.

25 **SECTION 6.** 341.14 (6r) (c) of the statutes 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~~⁷ positions and not less than one position. Except as provided in this
5 paragraph, the department shall specify the design for special group plates, but the
6 department shall consult the president of the University of Wisconsin System before
7 specifying the word or symbol used to identify the special groups under par. (f) 35.
8 to 47., the secretary of natural resources before specifying the word or symbol used
9 to identify the special groups under par. (f) 50. and 59., the chief executive officer of
10 the professional football team and an authorized representative of the league of
11 professional football teams described in s. 229.823 to which that team belongs before
12 specifying the design for the applicable special group plate under par. (f) 55., the chief
13 trademark officer of Harley-Davidson Michigan, LLC before specifying the design
14 for the applicable special group plate under par. (f) 61r., the department of veterans
15 affairs before specifying the design for the special group plates under par. (f) 49d.,
16 49h., and 49s., and the department of tourism and chief executive officer of the
17 organization specified in par. (f) 55m. before specifying the design and word or
18 symbol used to identify the special group name for special group plates under par.
19 (f) 55m. Special group plates under par. (f) 50. shall be as similar as possible to
20 regular registration plates in color and design. Special group plates issued under
21 par. (f) 62. shall display the words “In God We Trust”. The department shall make
22 available 2 designs for the special group plates under par. (f) 60. The department
23 may not specify any design for the special group plates under par. (f) 60. unless the
24 design is approved by the executive vice president of the Milwaukee Brewers
25 Baseball Club LP. The word or symbol used to identify the special group under par.

1 (f) 59. shall be different from the word or symbol used to identify the special group
2 under par. (f) 50. and the design shall cover the entire plate. Special group plates
3 under par. (f) 61m. shall display a logo or image of the lion associated with the Lions
4 Clubs International. Special group plates under par. (f) 61r. shall display a bar and
5 shield logo associated with Harley–Davidson, Inc., on the left portion of the plates
6 and the words “share the road” on the bottom portion of the plates. Special group
7 plates under par. (f) 63. shall display the words “Trout Unlimited.” Special group
8 plates under par. (f) 65. shall display a logo or symbol associated with the Boy Scouts
9 of America. Notwithstanding par. (e), special group plates under par. (f) 33m. and
10 48m. shall be the same color and design that was specified by the department for
11 special group plates under par. (f) 33. and 48., respectively, immediately prior to
12 January 1, 2007. The design for special group plates under par. (f) 33. and 48. shall
13 be different from the design of special group plates under par. (f) 33m. and 48m.,
14 respectively.

15 **SECTION 7.** 341.14 (6r) (f) 65. of the statutes is created to read:

16 341.14 (6r) (f) 65. Persons interested in obtaining a plate expressing support
17 for the Boy Scouts of America.

18 **SECTION 8.** 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 groups specified under par. (f) 3m., 6m., 9g., 9m., 12g., 12m.,
24 15m., 15n., 15o., 15p., 15q., 19m., 33m., 48m., 49d., 49h., 49s., 54., 55., 55m., 56., 57.,
25 58., 59., 60., 61., 61m., 61r., ~~and 62. and, 63. and, 64., and 65.~~

National Foundation

1 SECTION 9. 341.14 (11) of the statutes is created to read:

2 341.14 (11) (a) Subject to par. (c), from the appropriation under s. 20.395 (5)

3 (eL), the department shall make payments to the National Council of the Boy Scouts

4 of America for distribution by the National Council to ^{Foundation} local councils of the Boy Scouts

5 of America located in this state. All payments made under this paragraph shall be

6 distributed by the National Council to ^{Foundation} these local councils in accordance with an

7 agreement entered into between the National Council and the local councils. ^{Foundation}

8 (b) For each year in which the department makes payments under par. (a), any

9 local council receiving funds from the National Council under par. (a) shall submit ^{Foundation}

10 to the presiding officer of each house of the legislature a financial statement of its use

11 of the payments received under par. (a), prepared in accordance with generally

12 accepted accounting principles.

13 (c) The department shall discontinue payments to the National Council of the

14 Boy Scouts of America under par. (a) if the Boy Scouts of America dissolves, becomes

15 insolvent, files a petition for bankruptcy, or is no longer exempt from taxation under

16 section 501 (a) of the Internal Revenue Code. The agreement under par. (a) between

17 the National Council and local councils shall require that the National Council ^{Foundation}

18 discontinue the distribution of payments to any local council that dissolves, becomes

19 insolvent, files a petition for bankruptcy, or is no longer exempt from taxation under

20 section 501 (a) of the Internal Revenue Code.

21 (d) 1. If the special group plates under sub. (6r) (f) 65. will display any logo,

22 trademark or service mark, trade name, or other commercial symbol associated with

23 the Boy Scouts of America, the department may not issue any plates under sub. (6r)

24 (f) 65. unless the approval specified in sub. (6r) (b) 1. for these plates provides for all

25 of the following:

SECTION 9

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

3 b. That, if the approval is withdrawn, the department may continue to renew
4 the registration of vehicles previously issued plates under sub. (6r) (f) 65., without
5 replacing those plates, but the department shall discontinue collecting the voluntary
6 payment specified in sub. (6r) (b) 17. with respect to these renewals.

7 2. Notwithstanding sub. (6r) (b) 1. and (f) (intro.), if the approval specified in
8 sub. (6r) (b) 1. for plates issued under sub. (6r) (f) 65. is withdrawn, the department
9 shall discontinue issuing plates under sub. (6r) (f) 65. unless additional approval, as
10 specified in this paragraph and sub. (6r) (b) 1., is obtained by the department.

SECTION 10. Effective date.

11
12 (1) This act takes effect on the first day of the 7th month beginning after
13 publication.

(END)

insert
8-10
→

**2015-2016 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-2257/P2ins
ARG:...

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INSERT 1-4:

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(no P)

, registration numbers on special registration plates,

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INSERT ANAL-A:

This bill allows the Department of Transportation (DOT) to create motor vehicle special registration plates expressing support, and providing funding, for the Boy Scouts of America if the cost of initial production of these plates is covered by donations. The bill also allows the registration number on special plates to include up to seven characters.

7

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INSERT ANAL-B:

Under current law, the identifying letters or numbers (registration number) appearing on special plates issued to special group members, including personalized special plates, may not exceed six positions. This bill allows special plates to have a registration number of up to seven positions.

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INSERT 8-10:

X

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SECTION 1. 341.145 (1) (c) of the statutes is amended to read:

12

341.145 (1) (c) A registration plate of the same color and design as provided in

13

s. 341.14 (6r) for a vehicle specified under s. 341.14 (6r), which displays the applicable

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symbol of the authorized special group to which the person belongs and a registration

15

number composed of letters or numbers, or both, not exceeding ~~6~~⁷ positions and not

16

less than one position, requested by the applicant.

Gary, Aaron

From: Smasal, Elizabeth
Sent: Wednesday, September 30, 2015 9:33 AM
To: Gary, Aaron
Subject: RE: Boy scout plate

Aaron –

1. Yes – they can make the consultation only on the initial plate design
2. No – keep the reference to the committee chairman.
3. Yes – that’s correct.

From: Gary, Aaron
Sent: Wednesday, September 30, 2015 9:28 AM
To: Smasal, Elizabeth <Elizabeth.Smasal@legis.wisconsin.gov>
Subject: RE: Boy scout plate

Hi Lizzy,

I have a couple of questions about these changes.

First, DOT periodically redesigns vehicle license plates. If DOT redesigns this plate every 10 years, did you want DOT to consult with the Three Harbors Council every time, or just for this initial plate design that they would do now? (The “Three Harbors Council” may not exist under that name or in its current form 10 or 20 years from now.) Also, in the first sample language below, it appears that “Committee Chairman” should have been crossed out also, as there would be no “committee chairperson” of the “Three Harbors Council, Boy Scouts of America,” right? In other words, it should just say that DOT must consult with the Council – true?

Second, in the second sample language, the idea is that DOT will offer two options (one of which relates specifically to Eagle Scouts), and the vehicle owner can pick the option he/she wishes, right?

Thanks. Aaron

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

From: Smasal, Elizabeth
Sent: Tuesday, September 29, 2015 12:43 PM
To: Gary, Aaron <Aaron.Gary@legis.wisconsin.gov>
Subject: FW: Boy scout plate

Sorry to send a second email. It was also brought to our attention that the language in Section 1 may need to be modified to reference the Boy Scouts of American National Foundation, rather than Boy Scouts of America.

I think that’s all for now. Thanks!

Lizzy

From: Smasal, Elizabeth
Sent: Tuesday, September 29, 2015 12:40 PM
To: Gary, Aaron <Aaron.Gary@legis.wisconsin.gov>
Subject: FW: Boy scout plate

Hi Aaron –

We'd like to request the following changes to LRB – 2257. See below for further information.

- **Modifications to Section 6:**

Sample language: "The Department shall consult with the Three Harbors Council, Boy Scouts of America ~~National Eagle Scout~~ Committee Chairman before specifying the design for the applicable special group plate under par. (f) 65,"

Sample language: plates under par. (f) 65. shall display the choice of either a logo or symbol associated with the Boy Scouts of America or a logo or symbol associated with the Eagle Scouts of America.

From: Yahn, Nate - DOT [mailto:Nate.Yahn@dot.wi.gov]
Sent: Tuesday, September 22, 2015 12:08 PM
To: Smasal, Elizabeth <Elizabeth.Smasal@legis.wisconsin.gov>
Subject: FW: Boy scout plate

FYI. I'll call you.

-
Nate Yahn

Legislative Advisor
Office of the Secretary
Wisconsin Department of Transportation
Phone: (608) 266-1114

From: McGinn, Reed - DOT
Sent: Tuesday, September 22, 2015 11:38 AM
To: Yahn, Nate - DOT
Subject: FW: Boy scout plate

The constituent called me for an update. He made some suggested changes to the language, as modified below.

Thanks,

Reed McGinn

Legislative Liaison

From: McGinn, Reed - DOT
Sent: Monday, September 14, 2015 2:29 PM
To: Yahn, Nate - DOT
Cc: McGinn, Reed - DOT
Subject: Boy scout plate

Design approval should go in Section 6 similar to what exists for the University System plates, DNR plates, Packer plates, Harley Davidson plates, etc.

SECTION 6. 341.14 (6r) (c) of the statutes 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 7 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.

Sample language: "The Department shall consult with the Three Harbors Council, Boy Scouts of America National Eagle Scout Committee Chairman before specifying the design for the applicable special group plate under par. (f) 65,"

Section 6 should also specify the choice between two logos will be made available for the plate:

Page 6, Line 14:

Current language: Special group plates under par. (f) 65. shall display a logo or symbol associated with the Boy Scouts of America.

Sample language: plates under par. (f) 65. shall display the choice of either a logo or symbol associated with the Boy Scouts of America or a logo or symbol associated with the Eagle Scouts of America.



State of Wisconsin
2015 - 2016 LEGISLATURE

in
9/30

LRB-2257/12 P3
ARG:emw

wanted
Thurs. 10/1

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

D-Note

SA ✓
Xref ✓

1 **AN ACT to amend** 341.14 (6r) (b) 1., 341.14 (6r) (c), 341.14 (6r) (fm) 7. and 341.145
2 (1) (c); and **to create** 20.395 (5) (eL), 25.40 (1) (a) 32., 341.14 (6r) (b) 1m. c.,
3 341.14 (6r) (b) 17., 341.14 (6r) (f) 65. and 341.14 (11) of the statutes; **relating**
4 **to:** special registration plates associated with the Boy Scouts of America,
5 registration numbers on special registration plates, and making an
6 appropriation.

Analysis by the Legislative Reference Bureau

This bill allows the Department of Transportation (DOT) to create motor vehicle special registration plates expressing support, and providing funding, for the Boy Scouts of America if the cost of initial production of these plates is covered by donations. The bill also allows the registration number on special plates to include up to seven characters.

Under current law, a group or organization that meets certain criteria may apply to DOT for designation as an authorized special group. If the application is approved, members of the authorized special group may obtain special 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 expressing support for the Boy Scouts of America. 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 to annually include payment of \$25 that provides funds to the Boy Scouts of America National Foundation for distribution to local councils in this state. The bill requires the special plates to display a logo or symbol associated with the Boy Scouts of America. DOT may not issue these special plates until DOT has obtained authority to use any applicable trademark or service mark associated with the Boy Scouts of America on these special plates and until DOT receives a contribution from any interested person or group in the amount of the initial costs of production of these special plates or \$23,700, whichever is less.

Under current law, the identifying letters or numbers (registration number) appearing on special plates issued to special group members, including personalized special plates, may not exceed six positions. This bill allows special plates to have a registration number of up to seven positions.

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:

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

2 20.395 (5) (eL) *Payments to the Boy Scouts of America.* From the general fund,
3 all moneys received under s. 341.14 (6r) (b) 17. for payments to the Boy Scouts of
4 America under s. 341.14 (11) (a). *National Foundation*

5 SECTION 2. 25.40 (1) (a) 32. of the statutes is created to read:

6 25.40 (1) (a) 32. Moneys received under s. 341.14 (6r) (b) 17. that are deposited
7 into the general fund and credited to the appropriation account under s. 20.395 (5)
8 (eL).

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

10 341.14 (6r) (b) 1. Subject to subd. 1m., upon application to register an
11 automobile or motor home, or a motor truck, dual purpose motor home or dual

Insert ANAC - A

Insert ANAC - B

① National Foundation

1 purpose farm truck which has a gross weight of not more than 8,000 pounds, or a
2 farm truck which has a gross weight of not more than 12,000 pounds, by any person
3 who is a resident of this state and a member of an authorized special group, the
4 department shall issue to the person special plates whose colors and design shall
5 indicate that the vehicle is owned by a person who is a member of the applicable
6 special group. The department may not issue any special group plates under par. (f)
7 55., 60., or 61r. until 6 months after the department has received information
8 sufficient for the department to determine that any approvals required for use of any
9 logo, trademark, trade name or other commercial symbol designating the
10 professional football team or professional baseball team or associated with
11 Harley-Davidson, Inc., have been obtained. Subject to subs. (9) (d) ~~and~~, (10) (d), and
12 (11) (d), the department may not issue any special group plates under par. (f) 61m.
13 ~~or~~, 63., or 65. until the department has received information sufficient for the
14 department to determine that any license or other approval required for use of any
15 logo, trademark or service mark, trade name or other commercial symbol to be used
16 on or in association with these plates has been obtained. Notwithstanding s. 341.12
17 (2), if the department of corrections does not have flat-plate technology available for
18 use in manufacturing license plates at quality and cost comparable to that available
19 from the state of Minnesota, the department of transportation may not issue any
20 special group plates under par. (f) 59. unless the department of transportation
21 purchases the plates from the state of Minnesota. Sections 16.70, 16.71, 16.72, 16.75,
22 16.752 to 16.755, 16.765, 16.77, and 16.82 do not apply to purchases of plates issued
23 under par. (f) 59. from the state of Minnesota.

24 **SECTION 4.** 341.14 (6r) (b) 1m. c. of the statutes is created to read:

1 341.14 (6r) (b) 1m. c. Upon receipt of a contribution totaling an amount equal
2 to the department's final estimate of the initial costs of production of the special
3 group plates under par. (f) 65. or \$23,700, whichever is less, from any person or group
4 interested in the special group plates under par. (f) 65., the department shall
5 commence any development work necessary to implement the provisions of par. (f)
6 65. and related provisions under this subsection and shall complete the development
7 work within one year of its commencement. As soon as possible, the department
8 shall post notice on the department's Internet site of its final estimate of the initial
9 costs of production of the special group plates under par. (f) 65. The development
10 work under this subd. 1m. c. shall be funded only from the appropriation under s.
11 20.395 (4) (ch) from the contribution received by the department for purposes of this
12 subd. 1m. c. No contribution received by the department under this subd. 1m. c. may
13 be applied to any fee established under subd. 2. The department may not issue any
14 special group plates under par. (f) 65. until the department has completed the
15 development work specified in this subd. 1m. c.

16 **SECTION 5.** 341.14 (6r) (b) 17. of the statutes is created to read:

17 341.14 (6r) (b) 17. Subject to sub. (11) (d), a voluntary payment of \$25 that is
18 in addition to the fee under subd. 2. shall be collected in connection with the issuance
19 or renewal of a plate issued on an annual basis for the special group specified under
20 par. (f) 65. Subject to sub. (11) (d), a voluntary payment of \$50 that is in addition to
21 the fee under subd. 2. shall be collected in connection with the issuance or renewal
22 of a plate issued on a biennial basis for the special group specified under par. (f) 65.
23 if the plate is issued or renewed during the first year of the biennial registration
24 period or \$25 for the issuance or renewal if the plate is issued or renewed during the
25 2nd year of the biennial registration period. No plate may be issued for the special

1 group specified under par. (f) 65. unless the voluntary payment under this
2 subdivision is collected. All moneys received under this subdivision shall be
3 deposited into the general fund and credited to the appropriation under s. 20.395 (5)
4 (eL). To the extent permitted under ch. 71, the voluntary payment under this
5 subdivision is deductible as a charitable contribution for purposes of the taxes under
6 ch. 71.

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

8 341.14 (6r) (c) Special group plates shall display the word "Wisconsin", the
9 name of the applicable authorized special group, a symbol representing the special
10 group, not exceeding one position, and identifying letters or numbers or both, not
11 exceeding ~~6~~ 7 positions and not less than one position. Except as provided in this
12 paragraph, the department shall specify the design for special group plates, but the
13 department shall consult the president of the University of Wisconsin System before
14 specifying the word or symbol used to identify the special groups under par. (f) 35.
15 to 47., the secretary of natural resources before specifying the word or symbol used
16 to identify the special groups under par. (f) 50. and 59., the chief executive officer of
17 the professional football team and an authorized representative of the league of
18 professional football teams described in s. 229.823 to which that team belongs before
19 specifying the design for the applicable special group plate under par. (f) 55., the chief
20 trademark officer of Harley-Davidson Michigan, LLC before specifying the design
21 for the applicable special group plate under par. (f) 61r., the department of veterans
22 affairs before specifying the design for the special group plates under par. (f) 49d.,
23 49h., and 49s., ^{↖ strike} ~~and~~ the department of tourism and chief executive officer of the
24 organization specified in par. (f) 55m. before specifying the design and word or
25 symbol used to identify the special group name for special group plates under par.

insert 6-1

1 (f) 55m. Special group plates under par. (f) 50. shall be as similar as possible to
 2 regular registration plates in color and design. Special group plates issued under
 3 par. (f) 62. shall display the words "In God We Trust". The department shall make
 4 available 2 designs for the special group plates under par. (f) 60. The department
 5 may not specify any design for the special group plates under par. (f) 60. unless the
 6 design is approved by the executive vice president of the Milwaukee Brewers
 7 Baseball Club LP. The word or symbol used to identify the special group under par.
 8 (f) 59. shall be different from the word or symbol used to identify the special group
 9 under par. (f) 50. and the design shall cover the entire plate. Special group plates
 10 under par. (f) 61m. shall display a logo or image of the lion associated with the Lions
 11 Clubs International. Special group plates under par. (f) 61r. shall display a bar and
 12 shield logo associated with Harley-Davidson, Inc., on the left portion of the plates
 13 and the words "share the road" on the bottom portion of the plates. Special group
 14 plates under par. (f) 63. shall display the words "Trout Unlimited." Special group
 15 plates under par. (f) 65. shall display a logo or symbol associated with the Boy Scouts
 16 of America Notwithstanding par. (e), special group plates under par. (f) 33m. and
 17 48m. shall be the same color and design that was specified by the department for
 18 special group plates under par. (f) 33. and 48., respectively, immediately prior to
 19 January 1, 2007. The design for special group plates under par. (f) 33. and 48. shall
 20 be different from the design of special group plates under par. (f) 33m. and 48m.,
 21 respectively.

SECTION 7. 341.14 (6r) (f) 65. of the statutes is created to read:

341.14 (6r) (f) 65. Persons interested in obtaining a plate expressing support for the Boy Scouts of America.

SECTION 8. 341.14 (6r) (fm) 7. of the statutes is amended to read:

1 341.14 (6r) (fm) 7. After October 1, 1998, additional authorized special groups
2 may only be special groups designated by the department under this paragraph. The
3 authorized special groups enumerated in par. (f) shall be limited solely to those
4 special groups specified under par. (f) on October 1, 1998. This subdivision does not
5 apply to the special groups specified under par. (f) 3m., 6m., 9g., 9m., 12g., 12m.,
6 15m., 15n., 15o., 15p., 15q., 19m., 33m., 48m., 49d., 49h., 49s., 54., 55., 55m., 56., 57.,
7 58., 59., 60., 61., 61m., 61r., ~~and 62. and, 63. and, 64., and 65.~~

8 **SECTION 9.** 341.14 (11) of the statutes is created to read:

9 341.14 (11) (a) Subject to par. (c), from the appropriation under s. 20.395 (5)
10 (eL), the department shall make payments to the Boy Scouts of America National
11 Foundation for distribution by the National Foundation to local councils of the Boy
12 Scouts of America located in this state. All payments made under this paragraph
13 shall be distributed by the National Foundation to these local councils in accordance
14 with an agreement entered into between the National Foundation and the local
15 councils.

16 (b) For each year in which the department makes payments under par. (a), any
17 local council receiving funds from the National Foundation under par. (a) shall
18 submit to the presiding officer of each house of the legislature a financial statement
19 of its use of the payments received under par. (a), prepared in accordance with
20 generally accepted accounting principles.

21 (c) The department shall discontinue payments to the Boy Scouts of America
22 National Foundation under par. (a) if the Boy Scouts of America dissolves, becomes
23 insolvent, files a petition for bankruptcy, or is no longer exempt from taxation under
24 section 501 (a) of the Internal Revenue Code. The agreement under par. (a) between
25 the National Foundation and local councils shall require that the National

1 Foundation discontinue the distribution of payments to any local council that
2 dissolves, becomes insolvent, files a petition for bankruptcy, or is no longer exempt
3 from taxation under section 501 (a) of the Internal Revenue Code.

4 (d) 1. If the special group plates under sub. (6r) (f) 65. will display any logo,
5 trademark or service mark, trade name, or other commercial symbol associated with
6 the Boy Scouts of America, the department may not issue any plates under sub. (6r)
7 (f) 65. unless the approval specified in sub. (6r) (b) 1. for these plates provides for all
8 of the following:

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

11 b. That, if the approval is withdrawn, the department may continue to renew
12 the registration of vehicles previously issued plates under sub. (6r) (f) 65., without
13 replacing those plates, but the department shall discontinue collecting the voluntary
14 payment specified in sub. (6r) (b) 17. with respect to these renewals.

15 2. Notwithstanding sub. (6r) (b) 1. and (f) (intro.), if the approval specified in
16 sub. (6r) (b) 1. for plates issued under sub. (6r) (f) 65. is withdrawn, the department
17 shall discontinue issuing plates under sub. (6r) (f) 65. unless additional approval, as
18 specified in this paragraph and sub. (6r) (b) 1., is obtained by the department.

19 **SECTION 10.** 341.145 (1) (c) of the statutes is amended to read:

20 341.145 (1) (c) A registration plate of the same color and design as provided in
21 s. 341.14 (6r) for a vehicle specified under s. 341.14 (6r), which displays the applicable
22 symbol of the authorized special group to which the person belongs and a registration
23 number composed of letters or numbers, or both, not exceeding ~~6~~ 7 positions and not
24 less than one position, requested by the applicant.

25 (END)

for which the approval
had been provided

D-Note

2015-2016 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2257/P3ins
ARG:...

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INSERT ANAL-A:

(no P) , at the option of the vehicle owner, either ✓

INSERT ANAL-B:

(no P) or a logo or symbol associated with the Eagle Scouts ✓

INSERT 6-1:

(no P) , and the Three Harbors Council, Boy Scouts of America Committee Chairman (lc) ✓
before specifying the designs for the initial special group plates under par. (f) 65.

INSERT 6-15:

(no P) , at the option of the vehicle owner, either ✓

INSERT 6-16:

(no P) or a logo or symbol associated with the Eagle Scouts ✓

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

LRB-2257/P3dn

ARG:..

emw

→ Date ←

✓
The consultation requirement in s. 341.14 (6r) (c) of this draft refers to designs for the “initial special group plates” to signify that the consultation requirement does not apply to redesigns under s. 341.135 that may occur in the future. I had initially planned to draft the consultation requirement as a nonstatutory provision because it is a temporary, one-time requirement. However, because there is no fundraising deadline for gathering the money needed to start production of the plates under s. 341.14 (6r) (b) 1m. c., it is possible the consultation requirement might occur more than two years into the future, which would make a nonstatutory provision inappropriate.

Please let me know if you would like any changes made to the attached draft or if you have any questions. If the attached draft meets with your approval, let me know and I will convert it to an introducible “/1” draft.

Aaron R. Gary
Senior Legislative Attorney
(608) 261-6926
aaron.gary@legis.wisconsin.gov

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2257/P3dn
ARG:emw

October 1, 2015

The consultation requirement in s. 341.14 (6r) (c) of this draft refers to designs for the “initial special group plates” to signify that the consultation requirement does not apply to redesigns under s. 341.135 that may occur in the future. I had initially planned to draft the consultation requirement as a nonstatutory provision because it is a temporary, one-time requirement. However, because there is no fundraising deadline for gathering the money needed to start production of the plates under s. 341.14 (6r) (b) 1m. c., it is possible the consultation requirement might occur more than two years into the future, which would make a nonstatutory provision inappropriate.

Please let me know if you would like any changes made to the attached draft or if you have any questions. If the attached draft meets with your approval, let me know and I will convert it to an introducible “/1” draft.

Aaron R. Gary
Senior Legislative Attorney
(608) 261-6926
aaron.gary@legis.wisconsin.gov

Gary, Aaron

From: Gary, Aaron
Sent: Friday, October 09, 2015 1:05 PM
To: Smasal, Elizabeth
Subject: RE: Boy Scout Plate - last changes

Hi Lizzy,

I will call you shortly. This would be in lieu of the language in red:

"For some special plates, members of the applicable special group pay an additional fee with each registration renewal that provides funding to a specified organization, and this additional fee is tax-deductible as a charitable contribution to the extent permitted by law."

I also have one other question.

10/9 t/c w/ Lizzy

Aaron

① this is OK - want complete accuracy

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

② "scouting alumni" appears on both Boy Scout and Eagle Scout plates, so OK to reverse and put that first in stat

From: Smasal, Elizabeth
Sent: Friday, October 09, 2015 11:42 AM
To: Gary, Aaron <Aaron.Gary@legis.wisconsin.gov>
Subject: Boy Scout Plate - last changes

Hi Aaron,

One last round of changes. We are also ready to move to a /1.

In the analysis:

③ 1/24 OK for now

-Our constituent believes that current law covers the following sentence. He would like it added to the analysis. Please call me if this is not consistent with current law. "Members of special groups enumerated in state law pay an additional annual fee as a tax-deductible contribution"] red

-third paragraph. Request is to modify the second sentence so that it reads... "Boy Scouts of America National Foundation for distribution to local councils located in this state."

-third paragraph. "The bill requires the special plates to display, at the option of the vehicle owner, either a logo or symbol associated with the Boy Scouts of America or a logo or symbol associated with the Eagle Scouts, and the special plates must include the words "scouting alumni"."

In the bill

- Page 6, line 2: ...and the Three Harbors Council, *Boy Scouts of America* NESA Committee Chairman before specifying...
- Page 6, lines 17-19: "...a logo or symbol associated with the Eagle Scouts, and the special plates must include the words "scouting alumni"

Elizabeth A. Smasal

Office of Assembly Speaker Robin Vos
217 West, State Capitol
P.O. Box 8953
Madison, WI 53708
elizabeth.smasal@legis.wi.gov
608-266-3387
1-888-534-0063



State of Wisconsin
2015 - 2016 LEGISLATURE

in
10/9

LRB-2257/23 P4
ARG:emw

TODAY if possible

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT to amend** 341.14 (6r) (b) 1., 341.14 (6r) (c), 341.14 (6r) (fm) 7. and 341.145
2 (1) (c); and **to create** 20.395 (5) (eL), 25.40 (1) (a) 32., 341.14 (6r) (b) 1m. c.,
3 341.14 (6r) (b) 17., 341.14 (6r) (f) 65. and 341.14 (11) of the statutes; **relating**
4 **to:** special registration plates associated with the Boy Scouts of America,
5 registration numbers on special registration plates, and making an
6 appropriation.

Analysis by the Legislative Reference Bureau

This bill allows the Department of Transportation (DOT) to create motor vehicle special registration plates expressing support, and providing funding, for the Boy Scouts of America if the cost of initial production of these plates is covered by donations. The bill also allows the registration number on special plates to include up to seven characters.

Under current law, a group or organization that meets certain criteria may apply to DOT for designation as an authorized special group. If the application is approved, members of the authorized special group may obtain special 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

the words "scouting alumni" and

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. *(insert ANAF)*

This bill establishes an authorized special group specifically enumerated in state law for persons interested in obtaining special plates expressing support for the Boy Scouts of America. 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 to annually include payment of \$25 that provides funds to the Boy Scouts of America National Foundation for distribution to local councils *located* in this state. The bill requires the special plates to display, at the option of the vehicle owner, either a logo or symbol associated with the Boy Scouts of America or a logo or symbol associated with the Eagle Scouts. DOT may not issue these special plates until DOT has obtained authority to use any applicable trademark or service mark associated with the Boy Scouts of America on these special plates and until DOT receives a contribution from any interested person or group in the amount of the initial costs of production of these special plates or \$23,700, whichever is less.

Under current law, the identifying letters or numbers (registration number) appearing on special plates issued to special group members, including personalized special plates, may not exceed six positions. This bill allows special plates to have a registration number of up to seven positions.

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:

1 **SECTION 1.** 20.395 (5) (eL) of the statutes is created to read:
2 20.395 (5) (eL) *Payments to the Boy Scouts of America National Foundation.*
3 From the general fund, all moneys received under s. 341.14 (6r) (b) 17. for payments
4 to the Boy Scouts of America National Foundation under s. 341.14 (11) (a).

5 **SECTION 2.** 25.40 (1) (a) 32. of the statutes is created to read:
6 25.40 (1) (a) 32. Moneys received under s. 341.14 (6r) (b) 17. that are deposited
7 into the general fund and credited to the appropriation account under s. 20.395 (5)
8 (eL).

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

1 341.14 **(6r)** (b) 1. Subject to subd. 1m., upon application to register an
2 automobile or motor home, or a motor truck, dual purpose motor home or dual
3 purpose farm truck which has a gross weight of not more than 8,000 pounds, or a
4 farm truck which has a gross weight of not more than 12,000 pounds, by any person
5 who is a resident of this state and a member of an authorized special group, the
6 department shall issue to the person special plates whose colors and design shall
7 indicate that the vehicle is owned by a person who is a member of the applicable
8 special group. The department may not issue any special group plates under par. (f)
9 55., 60., or 61r. until 6 months after the department has received information
10 sufficient for the department to determine that any approvals required for use of any
11 logo, trademark, trade name or other commercial symbol designating the
12 professional football team or professional baseball team or associated with
13 Harley-Davidson, Inc., have been obtained. Subject to subs. (9) (d) ~~and~~, (10) (d), and
14 (11) (d), the department may not issue any special group plates under par. (f) 61m.
15 ~~or~~, 63., or 65. until the department has received information sufficient for the
16 department to determine that any license or other approval required for use of any
17 logo, trademark or service mark, trade name or other commercial symbol to be used
18 on or in association with these plates has been obtained. Notwithstanding s. 341.12
19 (2), if the department of corrections does not have flat-plate technology available for
20 use in manufacturing license plates at quality and cost comparable to that available
21 from the state of Minnesota, the department of transportation may not issue any
22 special group plates under par. (f) 59. unless the department of transportation
23 purchases the plates from the state of Minnesota. Sections 16.70, 16.71, 16.72, 16.75,
24 16.752 to 16.755, 16.765, 16.77, and 16.82 do not apply to purchases of plates issued
25 under par. (f) 59. from the state of Minnesota.

1 **SECTION 4.** 341.14 (6r) (b) 1m. c. of the statutes is created to read:

2 341.14 **(6r)** (b) 1m. c. Upon receipt of a contribution totaling an amount equal
3 to the department's final estimate of the initial costs of production of the special
4 group plates under par. (f) 65. or \$23,700, whichever is less, from any person or group
5 interested in the special group plates under par. (f) 65., the department shall
6 commence any development work necessary to implement the provisions of par. (f)
7 65. and related provisions under this subsection and shall complete the development
8 work within one year of its commencement. As soon as possible, the department
9 shall post notice on the department's Internet site of its final estimate of the initial
10 costs of production of the special group plates under par. (f) 65. The development
11 work under this subd. 1m. c. shall be funded only from the appropriation under s.
12 20.395 (4) (ch) from the contribution received by the department for purposes of this
13 subd. 1m. c. No contribution received by the department under this subd. 1m. c. may
14 be applied to any fee established under subd. 2. The department may not issue any
15 special group plates under par. (f) 65. until the department has completed the
16 development work specified in this subd. 1m. c.

17 **SECTION 5.** 341.14 (6r) (b) 17. of the statutes is created to read:

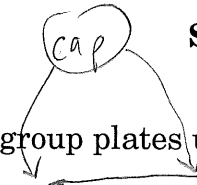
18 341.14 **(6r)** (b) 17. Subject to sub. (11) (d), a voluntary payment of \$25 that is
19 in addition to the fee under subd. 2. shall be collected in connection with the issuance
20 or renewal of a plate issued on an annual basis for the special group specified under
21 par. (f) 65. Subject to sub. (11) (d), a voluntary payment of \$50 that is in addition to
22 the fee under subd. 2. shall be collected in connection with the issuance or renewal
23 of a plate issued on a biennial basis for the special group specified under par. (f) 65.
24 if the plate is issued or renewed during the first year of the biennial registration
25 period or \$25 for the issuance or renewal if the plate is issued or renewed during the

1 2nd year of the biennial registration period. No plate may be issued for the special
2 group specified under par. (f) 65. unless the voluntary payment under this
3 subdivision is collected. All moneys received under this subdivision shall be
4 deposited into the general fund and credited to the appropriation under s. 20.395 (5)
5 (eL). To the extent permitted under ch. 71, the voluntary payment under this
6 subdivision is deductible as a charitable contribution for purposes of the taxes under
7 ch. 71.

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

9 341.14 (6r) (c) Special group plates shall display the word “Wisconsin”, the
10 name of the applicable authorized special group, a symbol representing the special
11 group, not exceeding one position, and identifying letters or numbers or both, not
12 exceeding ~~6~~ 7 positions and not less than one position. Except as provided in this
13 paragraph, the department shall specify the design for special group plates, but the
14 department shall consult the president of the University of Wisconsin System before
15 specifying the word or symbol used to identify the special groups under par. (f) 35.
16 to 47., the secretary of natural resources before specifying the word or symbol used
17 to identify the special groups under par. (f) 50. and 59., the chief executive officer of
18 the professional football team and an authorized representative of the league of
19 professional football teams described in s. 229.823 to which that team belongs before
20 specifying the design for the applicable special group plate under par. (f) 55., the chief
21 trademark officer of Harley-Davidson Michigan, LLC before specifying the design
22 for the applicable special group plate under par. (f) 61r., the department of veterans
23 affairs before specifying the design for the special group plates under par. (f) 49d.,
24 49h., and 49s., and the department of tourism and chief executive officer of the
25 organization specified in par. (f) 55m. before specifying the design and word or

NESA



1 symbol used to identify the special group name for special group plates under par.
 2 (f) 55m., and the Three Harbors Council, Boy Scouts of America Committee Chairman
 3 before specifying the designs for the initial special group plates under par. (f) 65.
 4 Special group plates under par. (f) 50. shall be as similar as possible to regular
 5 registration plates in color and design. Special group plates issued under par. (f) 62.
 6 shall display the words "In God We Trust". The department shall make available 2
 7 designs for the special group plates under par. (f) 60. The department may not specify
 8 any design for the special group plates under par. (f) 60. unless the design is approved
 9 by the executive vice president of the Milwaukee Brewers Baseball Club LP. The
 10 word or symbol used to identify the special group under par. (f) 59. shall be different
 11 from the word or symbol used to identify the special group under par. (f) 50. and the
 12 design shall cover the entire plate. Special group plates under par. (f) 61m. shall
 13 display a logo or image of the lion associated with the Lions Clubs International.
 14 Special group plates under par. (f) 61r. shall display a bar and shield logo associated
 15 with Harley-Davidson, Inc., on the left portion of the plates and the words "share the
 16 road" on the bottom portion of the plates. Special group plates under par. (f) 63. shall
 17 display the words "Trout Unlimited." Special group plates under par. (f) 65. shall
 18 display, at the option of the vehicle owner, either a logo or symbol associated with the
 19 Boy Scouts of America or a logo or symbol associated with the Eagle Scouts.
 20 Notwithstanding par. (e), special group plates under par. (f) 33m. and 48m. shall be
 21 the same color and design that was specified by the department for special group
 22 plates under par. (f) 33. and 48., respectively, immediately prior to January 1, 2007.
 23 The design for special group plates under par. (f) 33. and 48. shall be different from
 24 the design of special group plates under par. (f) 33m. and 48m., respectively.

SECTION 7. 341.14 (6r) (f) 65. of the statutes is created to read:

The words "scouting alumni" and

1 341.14 **(6r)** (f) 65. Persons interested in obtaining a plate expressing support
2 for the Boy Scouts of America.

3 **SECTION 8.** 341.14 (6r) (fm) 7. of the statutes is amended to read:

4 341.14 **(6r)** (fm) 7. After October 1, 1998, additional authorized special groups
5 may only be special groups designated by the department under this paragraph. The
6 authorized special groups enumerated in par. (f) shall be limited solely to those
7 special groups specified under par. (f) on October 1, 1998. This subdivision does not
8 apply to the special groups specified under par. (f) 3m., 6m., 9g., 9m., 12g., 12m.,
9 15m., 15n., 15o., 15p., 15q., 19m., 33m., 48m., 49d., 49h., 49s., 54., 55., 55m., 56., 57.,
10 58., 59., 60., 61., 61m., 61r., ~~and 62. and, 63. and, 64., and 65.~~

11 **SECTION 9.** 341.14 (11) of the statutes is created to read:

12 341.14 **(11)** (a) Subject to par. (c), from the appropriation under s. 20.395 (5)
13 (eL), the department shall make payments to the Boy Scouts of America National
14 Foundation for distribution by the National Foundation to local councils of the Boy
15 Scouts of America located in this state. All payments made under this paragraph
16 shall be distributed by the National Foundation to these local councils in accordance
17 with an agreement entered into between the National Foundation and the local
18 councils.

19 (b) For each year in which the department makes payments under par. (a), any
20 local council receiving funds from the National Foundation under par. (a) shall
21 submit to the presiding officer of each house of the legislature a financial statement
22 of its use of the payments received under par. (a), prepared in accordance with
23 generally accepted accounting principles.

24 (c) The department shall discontinue payments to the Boy Scouts of America
25 National Foundation under par. (a) if the Boy Scouts of America dissolves, becomes

1 insolvent, files a petition for bankruptcy, or is no longer exempt from taxation under
2 section 501 (a) of the Internal Revenue Code. The agreement under par. (a) between
3 the National Foundation and local councils shall require that the National
4 Foundation discontinue the distribution of payments to any local council that
5 dissolves, becomes insolvent, files a petition for bankruptcy, or is no longer exempt
6 from taxation under section 501 (a) of the Internal Revenue Code.

7 (d) 1. If the special group plates under sub. (6r) (f) 65. will display any logo,
8 trademark or service mark, trade name, or other commercial symbol associated with
9 the Boy Scouts of America, the department may not issue any plates under sub. (6r)
10 (f) 65. unless the approval specified in sub. (6r) (b) 1. for these plates provides for all
11 of the following:

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

14 b. That, if the approval is withdrawn, the department may continue to renew
15 the registration of vehicles previously issued plates under sub. (6r) (f) 65., without
16 replacing those plates, but the department shall discontinue collecting the voluntary
17 payment specified in sub. (6r) (b) 17. with respect to these renewals.

18 2. Notwithstanding sub. (6r) (b) 1. and (f) (intro.), if the approval specified in
19 sub. (6r) (b) 1. for plates issued under sub. (6r) (f) 65. is withdrawn, the department
20 shall discontinue issuing plates under sub. (6r) (f) 65. for which the approval had
21 been provided unless additional approval, as specified in this paragraph and sub. (6r)
22 (b) 1., is obtained by the department.

23 **SECTION 10.** 341.145 (1) (c) of the statutes is amended to read:

24 341.145 (1) (c) A registration plate of the same color and design as provided in
25 s. 341.14 (6r) for a vehicle specified under s. 341.14 (6r), which displays the applicable

1 symbol of the authorized special group to which the person belongs and a registration
2 number composed of letters or numbers, or both, not exceeding ~~6~~ 7 positions and not
3 less than one position, requested by the applicant.

4 (END)

**2015-2016 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-2257/P4ins
ARG:...

Insert Anal:

(no 9f) For some special plates, members of the applicable special group pay an additional fee with each registration renewal that provides funding to a specified organization, and this additional fee is tax deductible as a charitable contribution to the extent permitted by law.

Gary, Aaron

From: Smasal, Elizabeth
Sent: Friday, October 16, 2015 10:20 AM
To: Gary, Aaron
Subject: Final Changes to LRB 2257

Hi Aaron –

Last changes. Please convert the draft to a /1.

- Capitalize all references to “Scouting Alumni”
- Page 6 – lines 4-5 ...”and the Three Harbors Council, Boy Scouts of America NESAs License Committee”....rather than committee chairman.

That’s it ☺ Thanks for all your help

Lizzy



TODAY

m 10/16

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

only changes : pp. 2, 6

1 **AN ACT to amend** 341.14 (6r) (b) 1., 341.14 (6r) (c), 341.14 (6r) (fm) 7. and 341.145
2 (1) (c); and **to create** 20.395 (5) (eL), 25.40 (1) (a) 32., 341.14 (6r) (b) 1m. c.,
3 341.14 (6r) (b) 17., 341.14 (6r) (f) 65. and 341.14 (11) of the statutes; **relating**
4 **to:** special registration plates associated with the Boy Scouts of America,
5 registration numbers on special registration plates, and making an
6 appropriation.

Analysis by the Legislative Reference Bureau

This bill allows the Department of Transportation (DOT) to create motor vehicle special registration plates expressing support, and providing funding, for the Boy Scouts of America if the cost of initial production of these plates is covered by donations. The bill also allows the registration number on special plates to include up to seven characters.

Under current law, a group or organization that meets certain criteria may apply to DOT for designation as an authorized special group. If the application is approved, members of the authorized special group may obtain special 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. For some special plates, members of the applicable special group pay an additional fee with each registration renewal that provides funding to a specified organization, and this additional fee is tax deductible as a charitable contribution to the extent permitted by law.

This bill establishes an authorized special group specifically enumerated in state law for persons interested in obtaining special plates expressing support for the Boy Scouts of America. 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 to annually include payment of \$25 that provides funds to the Boy Scouts of America National Foundation for distribution to local councils located in this state. The bill requires the special plates to display the words “scouting alumni” and, at the option of the vehicle owner, either a logo or symbol associated with the Boy Scouts of America or a logo or symbol associated with the Eagle Scouts. DOT may not issue these special plates until DOT has obtained authority to use any applicable trademark or service mark associated with the Boy Scouts of America on these special plates and until DOT receives a contribution from any interested person or group in the amount of the initial costs of production of these special plates or \$23,700, whichever is less.

Under current law, the identifying letters or numbers (registration number) appearing on special plates issued to special group members, including personalized special plates, may not exceed six positions. This bill allows special plates to have a registration number of up to seven positions.

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:

- 1 **SECTION 1.** 20.395 (5) (eL) of the statutes is created to read:
- 2 20.395 (5) (eL) *Payments to the Boy Scouts of America National Foundation.*
- 3 From the general fund, all moneys received under s. 341.14 (6r) (b) 17. for payments
- 4 to the Boy Scouts of America National Foundation under s. 341.14 (11) (a).
- 5 **SECTION 2.** 25.40 (1) (a) 32. of the statutes is created to read:
- 6 25.40 (1) (a) 32. Moneys received under s. 341.14 (6r) (b) 17. that are deposited
- 7 into the general fund and credited to the appropriation account under s. 20.395 (5)
- 8 (eL).



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

2 341.14 (6r) (b) 1. Subject to subd. 1m., upon application to register an
3 automobile or motor home, or a motor truck, dual purpose motor home or dual
4 purpose farm truck which has a gross weight of not more than 8,000 pounds, or a
5 farm truck which has a gross weight of not more than 12,000 pounds, by any person
6 who is a resident of this state and a member of an authorized special group, the
7 department shall issue to the person special plates whose colors and design shall
8 indicate that the vehicle is owned by a person who is a member of the applicable
9 special group. The department may not issue any special group plates under par. (f)
10 55., 60., or 61r. until 6 months after the department has received information
11 sufficient for the department to determine that any approvals required for use of any
12 logo, trademark, trade name or other commercial symbol designating the
13 professional football team or professional baseball team or associated with
14 Harley-Davidson, Inc., have been obtained. Subject to subs. (9) (d) ~~and~~, (10) (d), and
15 (11) (d), the department may not issue any special group plates under par. (f) 61m.
16 ~~or~~, 63., or 65. until the department has received information sufficient for the
17 department to determine that any license or other approval required for use of any
18 logo, trademark or service mark, trade name or other commercial symbol to be used
19 on or in association with these plates has been obtained. Notwithstanding s. 341.12
20 (2), if the department of corrections does not have flat-plate technology available for
21 use in manufacturing license plates at quality and cost comparable to that available
22 from the state of Minnesota, the department of transportation may not issue any
23 special group plates under par. (f) 59. unless the department of transportation
24 purchases the plates from the state of Minnesota. Sections 16.70, 16.71, 16.72, 16.75,

SECTION 3

1 16.752 to 16.755, 16.765, 16.77, and 16.82 do not apply to purchases of plates issued
2 under par. (f) 59. from the state of Minnesota.

3 **SECTION 4.** 341.14 (6r) (b) 1m. c. of the statutes is created to read:

4 341.14 **(6r)** (b) 1m. c. Upon receipt of a contribution totaling an amount equal
5 to the department's final estimate of the initial costs of production of the special
6 group plates under par. (f) 65. or \$23,700, whichever is less, from any person or group
7 interested in the special group plates under par. (f) 65., the department shall
8 commence any development work necessary to implement the provisions of par. (f)
9 65. and related provisions under this subsection and shall complete the development
10 work within one year of its commencement. As soon as possible, the department
11 shall post notice on the department's Internet site of its final estimate of the initial
12 costs of production of the special group plates under par. (f) 65. The development
13 work under this subd. 1m. c. shall be funded only from the appropriation under s.
14 20.395 (4) (ch) from the contribution received by the department for purposes of this
15 subd. 1m. c. No contribution received by the department under this subd. 1m. c. may
16 be applied to any fee established under subd. 2. The department may not issue any
17 special group plates under par. (f) 65. until the department has completed the
18 development work specified in this subd. 1m. c.

19 **SECTION 5.** 341.14 (6r) (b) 17. of the statutes is created to read:

20 341.14 **(6r)** (b) 17. Subject to sub. (11) (d), a voluntary payment of \$25 that is
21 in addition to the fee under subd. 2. shall be collected in connection with the issuance
22 or renewal of a plate issued on an annual basis for the special group specified under
23 par. (f) 65. Subject to sub. (11) (d), a voluntary payment of \$50 that is in addition to
24 the fee under subd. 2. shall be collected in connection with the issuance or renewal
25 of a plate issued on a biennial basis for the special group specified under par. (f) 65.

1 if the plate is issued or renewed during the first year of the biennial registration
2 period or \$25 for the issuance or renewal if the plate is issued or renewed during the
3 2nd year of the biennial registration period. No plate may be issued for the special
4 group specified under par. (f) 65. unless the voluntary payment under this
5 subdivision is collected. All moneys received under this subdivision shall be
6 deposited into the general fund and credited to the appropriation under s. 20.395 (5)
7 (eL). To the extent permitted under ch. 71, the voluntary payment under this
8 subdivision is deductible as a charitable contribution for purposes of the taxes under
9 ch. 71.

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

11 341.14 **(6r)** (c) Special group plates shall display the word “Wisconsin”, the
12 name of the applicable authorized special group, a symbol representing the special
13 group, not exceeding one position, and identifying letters or numbers or both, not
14 exceeding ~~6~~ 7 positions and not less than one position. Except as provided in this
15 paragraph, the department shall specify the design for special group plates, but the
16 department shall consult the president of the University of Wisconsin System before
17 specifying the word or symbol used to identify the special groups under par. (f) 35.
18 to 47., the secretary of natural resources before specifying the word or symbol used
19 to identify the special groups under par. (f) 50. and 59., the chief executive officer of
20 the professional football team and an authorized representative of the league of
21 professional football teams described in s. 229.823 to which that team belongs before
22 specifying the design for the applicable special group plate under par. (f) 55., the chief
23 trademark officer of Harley–Davidson Michigan, LLC before specifying the design
24 for the applicable special group plate under par. (f) 61r., the department of veterans
25 affairs before specifying the design for the special group plates under par. (f) 49d.,

1 49h., and 49s., and the department of tourism and chief executive officer of the
2 organization specified in par. (f) 55m. before specifying the design and word or
3 symbol used to identify the special group name for special group plates under par.
4 (f) 55m., and the Three Harbors Council, Boy Scouts of America NESAC^{License} Committee
5 Chairman before specifying the designs for the initial special group plates under par.
6 (f) 65. Special group plates under par. (f) 50. shall be as similar as possible to regular
7 registration plates in color and design. Special group plates issued under par. (f) 62.
8 shall display the words “In God We Trust”. The department shall make available 2
9 designs for the special group plates under par. (f) 60. The department may not specify
10 any design for the special group plates under par. (f) 60. unless the design is approved
11 by the executive vice president of the Milwaukee Brewers Baseball Club LP. The
12 word or symbol used to identify the special group under par. (f) 59. shall be different
13 from the word or symbol used to identify the special group under par. (f) 50. and the
14 design shall cover the entire plate. Special group plates under par. (f) 61m. shall
15 display a logo or image of the lion associated with the Lions Clubs International.
16 Special group plates under par. (f) 61r. shall display a bar and shield logo associated
17 with Harley-Davidson, Inc., on the left portion of the plates and the words “share the
18 road” on the bottom portion of the plates. Special group plates under par. (f) 63. shall
19 display the words “Trout Unlimited.” Special group plates under par. (f) 65. shall
20 display the words “scouting alumni” and, at the option of the vehicle owner, either
21 a logo or symbol associated with the Boy Scouts of America or a logo or symbol
22 associated with the Eagle Scouts. Notwithstanding par. (e), special group plates
23 under par. (f) 33m. and 48m. shall be the same color and design that was specified
24 by the department for special group plates under par. (f) 33. and 48., respectively,
25 immediately prior to January 1, 2007. The design for special group plates under par.

1 (f) 33. and 48. shall be different from the design of special group plates under par. (f)
2 33m. and 48m., respectively.

3 **SECTION 7.** 341.14 (6r) (f) 65. of the statutes is created to read:

4 341.14 **(6r)** (f) 65. Persons interested in obtaining a plate expressing support
5 for the Boy Scouts of America.

6 **SECTION 8.** 341.14 (6r) (fm) 7. of the statutes is amended to read:

7 341.14 **(6r)** (fm) 7. After October 1, 1998, additional authorized special groups
8 may only be special groups designated by the department under this paragraph. The
9 authorized special groups enumerated in par. (f) shall be limited solely to those
10 special groups specified under par. (f) on October 1, 1998. This subdivision does not
11 apply to the special groups specified under par. (f) 3m., 6m., 9g., 9m., 12g., 12m.,
12 15m., 15n., 15o., 15p., 15q., 19m., 33m., 48m., 49d., 49h., 49s., 54., 55., 55m., 56., 57.,
13 58., 59., 60., 61., 61m., 61r., ~~and 62. and, 63. and, 64., and 65.~~

14 **SECTION 9.** 341.14 (11) of the statutes is created to read:

15 341.14 **(11)** (a) Subject to par. (c), from the appropriation under s. 20.395 (5)
16 (eL), the department shall make payments to the Boy Scouts of America National
17 Foundation for distribution by the National Foundation to local councils of the Boy
18 Scouts of America located in this state. All payments made under this paragraph
19 shall be distributed by the National Foundation to these local councils in accordance
20 with an agreement entered into between the National Foundation and the local
21 councils.

22 (b) For each year in which the department makes payments under par. (a), any
23 local council receiving funds from the National Foundation under par. (a) shall
24 submit to the presiding officer of each house of the legislature a financial statement

1 of its use of the payments received under par. (a), prepared in accordance with
2 generally accepted accounting principles.

3 (c) The department shall discontinue payments to the Boy Scouts of America
4 National Foundation under par. (a) if the Boy Scouts of America dissolves, becomes
5 insolvent, files a petition for bankruptcy, or is no longer exempt from taxation under
6 section 501 (a) of the Internal Revenue Code. The agreement under par. (a) between
7 the National Foundation and local councils shall require that the National
8 Foundation discontinue the distribution of payments to any local council that
9 dissolves, becomes insolvent, files a petition for bankruptcy, or is no longer exempt
10 from taxation under section 501 (a) of the Internal Revenue Code.

11 (d) 1. If the special group plates under sub. (6r) (f) 65. will display any logo,
12 trademark or service mark, trade name, or other commercial symbol associated with
13 the Boy Scouts of America, the department may not issue any plates under sub. (6r)
14 (f) 65. unless the approval specified in sub. (6r) (b) 1. for these plates provides for all
15 of the following:

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

18 b. That, if the approval is withdrawn, the department may continue to renew
19 the registration of vehicles previously issued plates under sub. (6r) (f) 65., without
20 replacing those plates, but the department shall discontinue collecting the voluntary
21 payment specified in sub. (6r) (b) 17. with respect to these renewals.

22 2. Notwithstanding sub. (6r) (b) 1. and (f) (intro.), if the approval specified in
23 sub. (6r) (b) 1. for plates issued under sub. (6r) (f) 65. is withdrawn, the department
24 shall discontinue issuing plates under sub. (6r) (f) 65. for which the approval had

1 been provided unless additional approval, as specified in this paragraph and sub. (6r)
2 (b) 1., is obtained by the department.

3 **SECTION 10.** 341.145 (1) (c) of the statutes is amended to read:

4 341.145 (1) (c) A registration plate of the same color and design as provided in
5 s. 341.14 (6r) for a vehicle specified under s. 341.14 (6r), which displays the applicable
6 symbol of the authorized special group to which the person belongs and a registration
7 number composed of letters or numbers, or both, not exceeding ~~6~~ 7 positions and not
8 less than one position, requested by the applicant.

9

(END)

Parisi, Lori

From: Smasal, Elizabeth
Sent: Wednesday, November 04, 2015 4:12 PM
To: LRB.Legal
Subject: Draft Review: LRB -2257/1

Please Jacket LRB -2257/1 for the ASSEMBLY.