

2017 DRAFTING REQUEST**Bill**

For: **David Steffen (608) 266-5840** Drafter: **emueller**
 By: **David Moore** Secondary Drafters:
 Date: **2/8/2017** May Contact:

Same as LRB:

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

Pre Topic:

No specific pre topic given

Topic:

Convert law enforcement memorial special registration plate to fund-raising plate

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	emueller 2/20/2017				
/P1	emueller 2/24/2017	eweiss 2/22/2017	lparisi 2/22/2017		State
/P2	emueller 5/9/2017	jdyer 2/27/2017	hkohn 2/27/2017		State
/1		eweiss 5/9/2017	mbarman 5/9/2017	hkohn 5/17/2017	State

FE Sent For:

<END>

→ AT
Intro.

Moore, David

From: Maniak, Robert
Sent: Friday, February 03, 2017 3:37 PM
To: Moore, David
Subject: Potential legislation about license plate fundraising.

Good Afternoon,

Rep. Steffen is interested in creating legislation that would make the Law Enforcement Memorial Plate a fundraising plate. Below are some points that we have looked at, and we want to make sure that we aren't missing anything.

Legislation proposal for Law Enforcement Memorial Plate.

- Currently the Law Enforcement Memorial Plate (341.14(6r)(f)64) is a "special" plate issued by the DOT but it is not a fundraising plate.
- What we would like to do is amend the current statues and create a statue with language similar to 341.14(6r)(b)20 but regarding the Law Enforcement Memorial Plate.
- We would then also like to create an appropriation with language similar to 20.395(5)(fh) and 341.14(13). However we would insist upon creating two accounts: One, for the Wisconsin Law Enforcement Memorial and the other being for the National Law Enforcement Memorial Fund. We would like these accounts to spilt the donations at 50% a piece, with the addendum that the National Law Enforcement Memorial would be required to have all donations received be spent within Wisconsin. Of note is that both organizations are 501c(3) non-profits.
- We would like the donation to be ~~\$25~~

\$10

Thank you for your help.

Robert Maniak
Legislative Assistant
Representative David Steffen
4th Assembly District
608-266-5840

- conversion timeline?



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-2077/P1

EVM:

emw
RMR

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

2/22/17

S.A. ✓
KRG ✓

gen ✓

1 AN ACT ...; relating to: voluntary payments associated with special
2 distinguishing registration plates expressing support for the family members ✓
3 of law enforcement officers who have died in the line of duty and making an
4 appropriation.

Analysis by the Legislative Reference Bureau

Under current law, members of certain designated special groups may obtain special registration plates for certain vehicles that are owned or leased by special group members. A fee, in addition to the regular registration fee for the particular kind of vehicle, is charged for the issuance or reissuance of most special plates. Also, in addition to these fees, in some cases, special group members must make an annual voluntary payment that is directed to a charitable organization or other entity associated with the special group.

Current law establishes an authorized special group for persons interested in expressing their support for the family members of law enforcement officers who have died in the line of duty. Currently, no voluntary payment is required for the issuance or reissuance of these plates. ✓

This bill requires that, in addition to other applicable registration fees, these special group members must make a \$10 annual voluntary payment. Funds from the voluntary payment are divided equally between Wisconsin Law Enforcement Memorial, Inc., and the National Law Enforcement Memorial Fund. Funds received by the latter must be expended in the state of Wisconsin.

Also under this bill, if DOT receives, for two consecutive calendar year fewer than 500 registration renewal applications for vehicles displaying these special

the Department of Transportation

plates and three years have elapsed since this bill was enacted or since the previous assessment of the number of renewal applications, DOT must cease issuing the plates.

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

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

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

2 20.395 (5) (gi) *Payments to Wisconsin Law Enforcement Memorial, Inc.* From
3 the general fund, all moneys received under s. 341.14 (6r) (b) 22. a. for payments to
4 Wisconsin Law Enforcement Memorial, Inc. under s. 341.14 (16) (a) 1.

5 **SECTION 2.** 20.395 (5) (gj) of the statutes is created to read:

6 20.395 (5) (gj) *Payments to the National Law Enforcement Memorial Fund.*
7 From the general fund, all moneys received under s. 341.14 (6r) (b) 22. b. for
8 payments to the National Law Enforcement Memorial Fund under s. 341.14 (16) (a)
9 2.

****NOTE: Are these the appropriate entities?

10 **SECTION 3.** 25.40 (1) (a) 37. of the statutes is created to read:

11 25.40 (1) (a) 37. Moneys received under s. 341.14 (6r) (b) 22. that are deposited
12 into the general fund and credited to the appropriation accounts under s. 20.395 (5)
13 (gi) and (gj).

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

15 341.14 (6r) (b) 1m. i. If, in the 3rd year beginning after the effective date of this
16 subd. 1m. i. [LRB inserts date], or any 3rd year thereafter, the department
17 receives, in the calendar year, fewer than 500 applications for registration renewal
18 for vehicles for which special group plates under par. (f) 64. were issued, the
19 department shall inform Wisconsin Law Enforcement Memorial, Inc. that the

1 special group plates will be discontinued if fewer than 500 applications are received
2 in the following year. If, in that following calendar year, the department receives
3 fewer than 500 applications for registration renewal for vehicles for which these
4 special plates were issued, the department shall cease issuing special group plates
5 under par. (f) 64.

****NOTE: The law enforcement memorial plate is not currently subject to the 500
subscriber requirement that applies to several newer special group plates. This provision
would make the memorial plate subject to this requirement. Please let me know if this
does not reflect your intent.

6 SECTION 5. 341.14 (6r) (b) 22. of the statutes is created to read:

7 341.14 (6r) (b) 22. A voluntary payment of \$10 that is in addition to the fee
8 under subd. 2. shall be collected in connection with the issuance or renewal of a plate
9 issued on an annual basis for the special group specified under par. (f) 64. A
10 voluntary payment of \$20 that is in addition to the fee under subd. 2. shall be
11 collected in connection with the issuance or renewal of a plate issued on a biennial
12 basis for the special group specified under par. (f) 64. if the plate is issued or renewed
13 during the first year of the biennial registration period or \$10 for the issuance or
14 renewal if the plate is issued or renewed during the 2nd year of the biennial
15 registration period. No plate may be issued for the special group specified under par.
16 (f) 64. unless the voluntary payment under this subdivision is collected. To the extent
17 permitted under ch. 71, the voluntary payment under this subdivision is deductible
18 as a charitable contribution for purposes of the taxes under ch. 71. All moneys
19 received under this subdivision shall be deposited into the general fund and credited
20 as follows:

21 a. Fifty percent shall be credited to the appropriation account under s. 20.395
22 (5) (gi).

1 b. Fifty percent shall be credited to the appropriation account under s. 20.395
2 (5) (gj).

3 SECTION 6. 341.14 (16) of the statutes is created to read:

4 341.14 (16) (a) 1. Subject to par. (c) 1., from the appropriation under s. 20.395
5 (5) (gi), the department shall make payments to Wisconsin Law Enforcement
6 Memorial, Inc.

7 2. Subject to par. (c) 2., from the appropriation under s. 20.395 (5) (gj), the
8 department shall make payments to the National Law Enforcement Memorial Fund.

9 (b) 1. For each year in which the department makes payments under par. (a)
10 1., Wisconsin Law Enforcement Memorial, Inc. shall submit to the presiding officer
11 of each house of the legislature a financial statement of its use of the payments
12 received under par. (a) 1., prepared in accordance with generally accepted accounting
13 principles.

14 2. For each year in which the department makes payments under par. (a) 2.,
15 the National Law Enforcement Memorial Fund shall submit to the presiding officer
16 of each house of the legislature a financial statement of its use of the payments
17 received under par. (a) 2., prepared in accordance with generally accepted accounting
18 principles, and a statement that all funds received under par. (a) 2. have been or will
19 be expended in the state of Wisconsin.

20 (c) 1. The department shall discontinue payments to Wisconsin Law
21 Enforcement Memorial, Inc. under par. (a) 1. if Wisconsin Law Enforcement
22 Memorial, Inc. dissolves, becomes insolvent, files a petition for bankruptcy, or is no
23 longer exempt from taxation under section 501 (a) of the Internal Revenue Code.

24 2. The department shall discontinue payments to the National Law
25 Enforcement Memorial Fund under par. (a) 2. if the National Law Enforcement Fund

Memorial

1 dissolves, becomes insolvent, files a petition for bankruptcy, is no longer exempt from
2 taxation under section 501 (a) of the Internal Revenue Code, or expends funds
3 received under par. (a) 2. other than in the state of Wisconsin.

✱ ****NOTE: Under s. 341.14 (6r) (16) (c) 2., as created in this draft, payments to the
National Law Enforcement Memorial Fund are discontinued if special plate moneys are
spent outside the state. Please let me know if this is not what you intend.

4 **SECTION 7. Initial applicability.**

5 (1) This act first applies to applications for registration received by the
6 department of transportation on the effective date of this subsection. ✓

****NOTE: Please let me know if this initial applicability provision does not reflect
your intent. ✓

7

(END)

WISCONSIN LEGISLATIVE REFERENCE BUREAU

Information Services 608-266-0341—Legal Services 608-266-3561



2/23

Robert @ Rep. Steller

§ 2 change to
Nat L.S. Officers Mem. Fund

§ 4 eliminate



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-2077/P1 P2
EVM:emw

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

RMR

2/27/17

LX

regen

1 AN ACT to create 20.395 (5) (gi), 20.395 (5) (gj), 25.40 (1) (a) 37., 341.14 (6r) (b)
2 1m. i., 341.14 (6r) (b) 22. and 341.14 (16) of the statutes; **relating to:** voluntary
3 payments associated with special distinguishing registration plates expressing
4 support for the family members of law enforcement officers who have died in
5 the line of duty and making an appropriation.

Analysis by the Legislative Reference Bureau

Under current law, members of certain designated special groups may obtain special registration plates for certain vehicles that are owned or leased by special group members. A fee, in addition to the regular registration fee for the particular kind of vehicle, is charged for the issuance or reissuance of most special plates. Also, in addition to these fees, in some cases, special group members must make an annual voluntary payment that is directed to a charitable organization or other entity associated with the special group.

Current law establishes an authorized special group for persons interested in expressing their support for the family members of law enforcement officers who have died in the line of duty. Currently, no voluntary payment is required for the issuance or reissuance of these plates.

This bill requires that, in addition to other applicable registration fees, these special group members must make a \$10 annual voluntary payment. Funds from the voluntary payment are divided equally between Wisconsin Law Enforcement Memorial, Inc., and the National Law Enforcement Memorial Fund. Funds received by the latter must be expended in the state of Wisconsin.

officers

Also under this bill, if the Department of Transportation receives, for two consecutive calendar years, fewer than 500 registration renewal applications for vehicles displaying these special plates and three years have elapsed since this bill was enacted or since the previous assessment of the number of renewal applications, DOT must cease issuing the plates.

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

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

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

2 20.395 (5) (gi) *Payments to Wisconsin Law Enforcement Memorial, Inc.* From
3 the general fund, all moneys received under s. 341.14 (6r) (b) 22. a. for payments to
4 Wisconsin Law Enforcement Memorial, Inc., under s. 341.14 (16) (a) 1.

5 **SECTION 2.** 20.395 (5) (gi) of the statutes is created to read:

6 20.395 (5) (gj) *Payments to the National Law Enforcement* ^{officers} ~~Memorial Fund.~~
7 From the general fund, all moneys received under s. 341.14 (6r) (b) 22. b. for
8 payments to the National Law Enforcement ^{officers} Memorial Fund under s. 341.14 (16) (a)

9 2.

****NOTE: Are these the appropriate entities?

10 **SECTION 3.** 25.40 (1) (a) 37. of the statutes is created to read:

11 25.40 (1) (a) 37. Moneys received under s. 341.14 (6r) (b) 22. that are deposited
12 into the general fund and credited to the appropriation accounts under s. 20.395 (5)
13 (gi) and (gj).

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

15 341.14 (6r) (b) 1m. i. If, in the 3rd year beginning after the effective date of this
16 subd. 1m. i. [LRB inserts date], or any 3rd year thereafter, the department
17 receives, in the calendar year, fewer than 500 applications for registration renewal
18 for vehicles for which special group plates under par. (f) 64. were issued, the

1 department shall inform Wisconsin Law Enforcement Memorial, Inc., that the
2 special group plates will be discontinued if fewer than 500 applications are received
3 in the following year. If, in that following calendar year, the department receives
4 fewer than 500 applications for registration renewal for vehicles for which these
5 special plates were issued, the department shall cease issuing special group plates
6 under par. (f) 64.

****NOTE: The law enforcement memorial plate is not currently subject to the 500
subscriber requirement that applies to several newer special group plates. This provision
would make the memorial plate subject to this requirement. Please let me know if this
does not reflect your intent.

7 **SECTION 5.** 341.14 (6r) (b) 22. of the statutes is created to read:

8 341.14 (6r) (b) 22. A voluntary payment of \$10 that is in addition to the fee
9 under subd. 2. shall be collected in connection with the issuance or renewal of a plate
10 issued on an annual basis for the special group specified under par. (f) 64. A
11 voluntary payment of \$20 that is in addition to the fee under subd. 2. shall be
12 collected in connection with the issuance or renewal of a plate issued on a biennial
13 basis for the special group specified under par. (f) 64. if the plate is issued or renewed
14 during the first year of the biennial registration period or \$10 for the issuance or
15 renewal if the plate is issued or renewed during the 2nd year of the biennial
16 registration period. No plate may be issued for the special group specified under par.
17 (f) 64. unless the voluntary payment under this subdivision is collected. To the extent
18 permitted under ch. 71, the voluntary payment under this subdivision is deductible
19 as a charitable contribution for purposes of the taxes under ch. 71. All moneys
20 received under this subdivision shall be deposited into the general fund and credited
21 as follows:

22 a. Fifty percent shall be credited to the appropriation account under s. 20.395
23 (5) (gi).

1 b. Fifty percent shall be credited to the appropriation account under s. 20.395
2 (5) (gj).

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4 341.14 (16) (a) 1. Subject to par. (c) 1., from the appropriation under s. 20.395
5 (5) (gj), the department shall make payments to Wisconsin Law Enforcement
6 Memorial, Inc.

7 2. Subject to par. (c) 2., from the appropriation under s. 20.395 (5) (gj), the
8 department shall make payments to the National Law Enforcement ^{officers} Memorial Fund.

9 (b) 1. For each year in which the department makes payments under par. (a)
10 1., Wisconsin Law Enforcement Memorial, Inc., shall submit to the presiding officer
11 of each house of the legislature a financial statement of its use of the payments
12 received under par. (a) 1., prepared in accordance with generally accepted accounting
13 principles.

14 2. For each year in which the department makes payments under par. (a) 2.,
15 the National Law Enforcement ^{officers} Memorial Fund shall submit to the presiding officer
16 of each house of the legislature a financial statement of its use of the payments
17 received under par. (a) 2., prepared in accordance with generally accepted accounting
18 principles, and a statement that all funds received under par. (a) 2. have been or will
19 be expended in the state of Wisconsin.

20 (c) 1. The department shall discontinue payments to Wisconsin Law
21 Enforcement Memorial, Inc., under par. (a) 1. if Wisconsin Law Enforcement
22 Memorial, Inc., dissolves, becomes insolvent, files a petition for bankruptcy, or is no
23 longer exempt from taxation under section 501 (a) of the Internal Revenue Code.

24 2. The department shall discontinue payments to the National Law
25 Enforcement ^{officers} Memorial Fund under par. (a) 2. if the National Law Enforcement ^{officers}

1 Memorial Fund dissolves, becomes insolvent, files a petition for bankruptcy, is no
2 longer exempt from taxation under section 501 (a) of the Internal Revenue Code, or
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National Law Enforcement Memorial Fund are discontinued if special plate moneys are
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4 **SECTION 7. Initial applicability.**

5 (1) This act first applies to applications for registration received by the
6 department of transportation on the effective date of this subsection.

****NOTE: Please let me know if this initial applicability provision does not reflect
your intent.

7

(END)



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-2077/P2 11
EVM:emw

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

EMR

No Changes

5/9/17

1 AN ACT *to create* 20.395 (5) (gi), 20.395 (5) (gi), 25.40 (1) (a) 37., 341.14 (6r) (b)
2 22. and 341.14 (16) of the statutes; **relating to:** voluntary payments associated
3 with special distinguishing registration plates expressing support for the
4 family members of law enforcement officers who have died in the line of duty
5 and making an appropriation.

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3 the general fund, all moneys received under s. 341.14 (6r) (b) 22. a. for payments to
4 Wisconsin Law Enforcement Memorial, Inc., under s. 341.14 (16) (a) 1.

5 **SECTION 2.** 20.395 (5) (gj) of the statutes is created to read:

6 20.395 (5) (gj) *Payments to the National Law Enforcement Officers Memorial*
7 *Fund.* From the general fund, all moneys received under s. 341.14 (6r) (b) 22. b. for
8 payments to the National Law Enforcement Officers Memorial Fund under s. 341.14
9 (16) (a) 2.

10 **SECTION 3.** 25.40 (1) (a) 37. of the statutes is created to read:

11 25.40 (1) (a) 37. Moneys received under s. 341.14 (6r) (b) 22. that are deposited
12 into the general fund and credited to the appropriation accounts under s. 20.395 (5)
13 (gi) and (gj).

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15 341.14 (6r) (b) 22. A voluntary payment of \$10 that is in addition to the fee
16 under subd. 2. shall be collected in connection with the issuance or renewal of a plate
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18 voluntary payment of \$20 that is in addition to the fee under subd. 2. shall be
19 collected in connection with the issuance or renewal of a plate issued on a biennial
20 basis for the special group specified under par. (f) 64. if the plate is issued or renewed
21 during the first year of the biennial registration period or \$10 for the issuance or

1 renewal if the plate is issued or renewed during the 2nd year of the biennial
2 registration period. No plate may be issued for the special group specified under par.
3 (f) 64. unless the voluntary payment under this subdivision is collected. To the extent
4 permitted under ch. 71, the voluntary payment under this subdivision is deductible
5 as a charitable contribution for purposes of the taxes under ch. 71. All moneys
6 received under this subdivision shall be deposited into the general fund and credited
7 as follows:

8 a. Fifty percent shall be credited to the appropriation account under s. 20.395
9 (5) (gi).

10 b. Fifty percent shall be credited to the appropriation account under s. 20.395
11 (5) (gj).

12 **SECTION 5.** 341.14 (16) of the statutes is created to read:

13 341.14 (16) (a) 1. Subject to par. (c) 1., from the appropriation under s. 20.395
14 (5) (gi), the department shall make payments to Wisconsin Law Enforcement
15 Memorial, Inc.

16 2. Subject to par. (c) 2., from the appropriation under s. 20.395 (5) (gj), the
17 department shall make payments to the National Law Enforcement Officers
18 Memorial Fund.

19 (b) 1. For each year in which the department makes payments under par. (a)
20 1., Wisconsin Law Enforcement Memorial, Inc., shall submit to the presiding officer
21 of each house of the legislature a financial statement of its use of the payments
22 received under par. (a) 1., prepared in accordance with generally accepted accounting
23 principles.

24 2. For each year in which the department makes payments under par. (a) 2.,
25 the National Law Enforcement Officers Memorial Fund shall submit to the presiding

1 officer of each house of the legislature a financial statement of its use of the payments
2 received under par. (a) 2., prepared in accordance with generally accepted accounting
3 principles, and a statement that all funds received under par. (a) 2. have been or will
4 be expended in the state of Wisconsin.

5 (c) 1. The department shall discontinue payments to Wisconsin Law
6 Enforcement Memorial, Inc., under par. (a) 1. if Wisconsin Law Enforcement
7 Memorial, Inc., dissolves, becomes insolvent, files a petition for bankruptcy, or is no
8 longer exempt from taxation under section 501 (a) of the Internal Revenue Code.

9 2. The department shall discontinue payments to the National Law
10 Enforcement Officers Memorial Fund under par. (a) 2. if the National Law
11 Enforcement Officers Memorial Fund dissolves, becomes insolvent, files a petition
12 for bankruptcy, is no longer exempt from taxation under section 501 (a) of the
13 Internal Revenue Code, or expends funds received under par. (a) 2. other than in the
14 state of Wisconsin.

15 **SECTION 6. Initial applicability.**

16 (1) This act first applies to applications for registration received by the
17 department of transportation on the effective date of this subsection.

18 (END)

Kohn, Hanna

From: Maniak, Robert
Sent: Wednesday, May 17, 2017 9:23 AM
To: LRB.Legal
Subject: Draft Review: LRB -2077/1

Robert Maniak
Legislative Assistant
Representative David Steffen
4th Assembly District
608-266-5840

Please Jacket LRB -2077/1 for the ASSEMBLY.