



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-0668/P2
TJD:klm

DOA:.....Hutter, BB0077 - Transfer appropriations for Donate Life Wisconsin and Wisconsin Women's Health Foundation to Department of Transportation

FOR 2017-2019 BUDGET -- NOT READY FOR INTRODUCTION

AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

OTHER HEALTH AND HUMAN SERVICES

This bill transfers the responsibility for making payments to Donate Life Wisconsin and Wisconsin Women's Health Foundation from special license plate revenue along with the associated appropriations to DOT from DHS.

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

SECTION 1. 20.435 (1) (g) of the statutes is renumbered 20.395 (5) (gj) and amended to read:

20.395 (5) (gj) *Payments to Donate Life Wisconsin.* All From the general fund, all moneys received under ss. 341.14 (6r) (b) 11. and 343.21 (1) (o), for payments to

~~Donate Life Wisconsin~~ the nonprofit organization that promotes organ and tissue donation under s. ~~250.17 (1)~~ 341.14 (8w).

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 2. 20.435 (1) (gi) of the statutes is renumbered 20.395 (5) (gi) and amended to read:

20.395 (5) (gi) *Payments to the Wisconsin Women's Health Foundation.* ~~All~~ From the general fund, all moneys received under s. 341.14 (6r) (b) 10. for payments to the Wisconsin Women's Health Foundation, Inc., under s. ~~250.16~~ 341.14 (8v).

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 3. 25.40 (1) (a) 22. of the statutes is amended to read:

25.40 (1) (a) 22. Moneys received under s. 341.14 (6r) (b) 10. that are deposited into the general fund and credited to the appropriation account under s. ~~20.435 (1)~~ 20.395 (5) (gi).

SECTION 4. 25.40 (1) (a) 24. of the statutes is amended to read:

25.40 (1) (a) 24. Moneys received under ss. 341.14 (6r) (b) 11. and 343.21 (1) (o) that are deposited into the general fund and credited to the appropriation account under s. ~~20.435 (1) (g)~~ 20.395 (5) (gj).

SECTION 5. 250.16 of the statutes is renumbered 341.14 (8v) and amended to read:

341.14 (8v) PAYMENTS TO THE WISCONSIN WOMEN'S HEALTH FOUNDATION. (a) From the appropriation account under s. ~~20.435 (1)~~ 20.395 (5) (gi), the department shall make payments to the Wisconsin Women's Health Foundation, Inc., to provide women's health outreach and education programs and support for women's health research that improves the quality of life for women and families in this state.

(b) ~~The agreement under this section shall require that the~~ The Wisconsin Women's Health Foundation, Inc., shall provide, without fee and as a condition of receiving payments specified under this section subsection, any license or other approval required for use of any logo, trademark, trade name, word, or symbol to be used on or in association with special group registration plates under s. 341.14 sub. (6r) (f) 57.

(c) ~~The agreement under this section shall require that~~ As a condition of receiving payments specified under this subsection, the Wisconsin Women's Health Foundation, Inc., shall annually submit to the attorney general and the presiding officer of each house of the legislature an audited financial statement of its use of the payments under this section subsection, prepared in accordance with generally accepted accounting principles.

(d) Payments to the Wisconsin Women's Health Foundation, Inc., under this ~~section subsection~~ shall be discontinued by the department if the Wisconsin Women's Health Foundation, Inc., dissolves or is no longer exempt from taxation under section **501** (a) of the Internal Revenue Code.

SECTION 6. 250.17 of the statutes is renumbered 341.14 (8w) and amended to read:

341.14 **(8w)** ORGAN AND TISSUE DONATION. (a) From the appropriation account under s. ~~20.435 (1) (g)~~ 20.395 (5) (gj), the department shall make payments to Donate Life Wisconsin, or an organization designated under par. (d) if Donate Life Wisconsin ceases to exist, to encourage organ and tissue donation by providing educational programs, promoting or advancing research and patient services, and, at the discretion of Donate Life Wisconsin, distributing portions of these payments to any other organ and tissue procurement and donation organization in this state that is

exempt from taxation under section 501 (a) of the Internal Revenue Code, to be used for these same purposes.

(b) ~~The agreement under this section shall require that~~ Donate Life Wisconsin shall provide, without fee and as a condition of receiving payments specified under this section subsection, any license or other approval required for use of any logo, trademark, trade name, word, or symbol to be used on or in association with special group registration plates under ~~s. 341.14 sub. (6r)~~ (f) 58.

(c) ~~The agreement under this section shall require that~~ As a condition of receiving payments specified under this subsection, Donate Life Wisconsin shall annually submit to the attorney general and the presiding officer of each house of the legislature an audited financial statement of its use of the payments under this section subsection, prepared in accordance with generally accepted accounting principles. ~~The agreement under this section shall also require that~~ As a condition of receiving payments specified under this subsection, Donate Life Wisconsin shall enter into a contract with any organ and tissue donor organization to which it distributes funds under ~~sub. (1) par. (a)~~ par. (a) requiring that organization to prepare and submit audited financial statements of that organization's use of funds received under ~~sub. (1) par. (a)~~ par. (a).

(d) The department shall discontinue payments to Donate Life Wisconsin under this section subsection if Donate Life Wisconsin dissolves or is no longer exempt from taxation under section 501 (a) of the Internal Revenue Code and the department, in consultation with the department of health services, shall designate a new recipient for payments under this section subsection. The new recipient must be a nonprofit organization that promotes organ and tissue donation and must comply with any requirement specified in this section subsection for Donate Life

Wisconsin. Notwithstanding any other provision of this ~~section~~ subsection, the department shall not make any payments under this ~~section~~ subsection until Donate Life Wisconsin is properly formed and operational and is exempt from taxation under section **501** (a) of the Internal Revenue Code.

SECTION 7. 341.14 (6r) (b) 10. of the statutes is amended to read:

341.14 **(6r)** (b) 10. An additional fee of \$25 that is in addition to the fee under subd. 2. shall be charged for the issuance or renewal of a plate issued on an annual basis for the special group specified under par. (f) 57. An additional fee of \$50 that is in addition to the fee under subd. 2. shall be charged for the issuance or renewal of a plate issued on the biennial basis for the special group specified under par. (f) 57. if the plate is issued or renewed during the first year of the biennial registration period or \$25 for the issuance or renewal if the plate is issued or renewed during the 2nd year of the biennial registration period. All moneys received under this subdivision, in excess of \$27,600 for the initial costs of production of the special group plate under par. (f) 57., shall be credited to the appropriation account under s. ~~20.435~~ ~~(4)~~ 20.395 ~~(5)~~ (gi). To the extent permitted under ch. 71, the fee under this subdivision is deductible as a charitable contribution for purposes of the taxes under ch. 71.

SECTION 8. 341.14 (6r) (b) 11. of the statutes is amended to read:

341.14 **(6r)** (b) 11. An additional fee of \$25 that is in addition to the fee under subd. 2. shall be charged for the issuance or renewal of a plate issued on an annual basis for the special group specified under par. (f) 58. An additional fee of \$50 that is in addition to the fee under subd. 2. shall be charged for the issuance or renewal of a plate issued on the biennial basis for the special group specified under par. (f) 58. if the plate is issued or renewed during the first year of the biennial registration period or \$25 for the issuance or renewal if the plate is issued or renewed during the

2nd year of the biennial registration period. To the extent permitted under ch. 71, the fee under this subdivision is deductible as a charitable contribution for purposes of the taxes under ch. 71. All moneys received under this subdivision, in excess of \$43,200 for the initial costs of production of the special group plate under par. (f) 58., shall be credited to the appropriation account under s. ~~20.435 (1) (g)~~ 20.395 (5) (gj).

SECTION 9. 343.14 (2) (gh) of the statutes is amended to read:

343.14 (2) (gh) A question as to whether the applicant wishes to designate an additional \$2 to support the efforts of Donate Life Wisconsin for the purposes described under s. ~~250.17 (1)~~ 341.14 (8w).

SECTION 10. 343.21 (1) (o) of the statutes is amended to read:

343.21 (1) (o) In addition to any other fee under this subsection, \$2 for any person making a designation of an additional \$2 to support the efforts of Donate Life Wisconsin under s. 343.14 (2) (gh) or 343.50 (4). From the moneys received under this paragraph, 90 percent shall be deposited into the general fund and credited to the appropriation account under s. ~~20.435 (1) (g)~~ 20.395 (5) (gj).

(END)