



2009 SENATE BILL 61

February 12, 2009 - Introduced by Senators LEIBHAM and LAZICH, cosponsored by Representatives KESTELL, BROOKS, GUNDERSON, HUEBSCH and MURSAU. Referred to Committee on Transportation, Tourism, Forestry, and Natural Resources.

1 **AN ACT to renumber and amend** 341.14 (6r) (c); **to amend** 341.135 (2m), 341.14
2 (6r) (b) 1., 341.14 (6r) (e), 341.14 (6r) (f) (intro.) and 341.14 (6r) (fm) 7.; and **to**
3 **create** 25.29 (1) (f), 25.40 (1) (a) 25., 341.14 (6r) (b) 1m., 341.14 (6r) (b) 12.,
4 341.14 (6r) (c) 2. and 341.14 (6r) (f) 59. of the statutes; **relating to:** special
5 distinguishing registration plates expressing enthusiasm for hunting and
6 fishing for sport and recreation.

Analysis by the Legislative Reference Bureau

Under current law, any group or organization may apply to the Department of Transportation (DOT) for designation as an authorized special group. If the application is approved, members of the authorized special group may obtain special distinguishing license plates for certain vehicles, including automobiles and motor homes, 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.

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

This bill establishes an authorized special group specifically enumerated in state law for persons interested in obtaining special plates expressing their

SENATE BILL 61

enthusiasm for hunting and fishing for sport and recreation in this state. 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 a \$15 annual fee that is deposited in the conservation fund to be used by the Department of Natural Resources for the management of the fish and wildlife resources of this state. The bill specifies the design of the special group plates, which must include a picture of a white-tailed deer and a nature scene in the background. However, DOT may issue the special group plates only if DOT receives, prior to June 30, 2013, contributions at least equal to the initial costs of production of the plates from interested persons to cover DOT's costs of implementation, and, if sufficient contributions are received, only after DOT has completed the development work necessary for implementation. If DOT does not receive sufficient contributions by June 30, 2013, DOT must return all contributions, less a limited transaction fee for costs associated with the return of contributions. These contributions to DOT may not be applied to any fee established for the special group plates if DOT subsequently issues the plates.

Current law requires DOT to establish new designs for most vehicle registration plates, including most special plates, every ten years and to issue the new plates on a rolling basis as vehicle registrations are renewed by the vehicle owners. This bill exempts the special plates established under the bill from the ten-year redesign cycle.

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

1 **SECTION 1.** 25.29 (1) (f) of the statutes is created to read:

2 25.29 (1) (f) Moneys received under s. 341.14 (6r) (b) 5., 7., and 12.

3 **SECTION 2.** 25.40 (1) (a) 25. of the statutes is created to read:

4 25.40 (1) (a) 25. Moneys received under s. 341.14 (6r) (b) 12. that are deposited
5 in the conservation fund.

6 **SECTION 3.** 341.135 (2m) of the statutes is amended to read:

7 341.135 (2m) APPLICABILITY. This section does not apply to special group plates
8 under s. 341.14 (6r) (f) 19m. or 59.

9 **SECTION 4.** 341.14 (6r) (b) 1. of the statutes is amended to read:

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

SENATE BILL 61

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. until 6 months after the department has received information sufficient for the
8 department to determine that any approvals required for use of any logo, trademark,
9 trade name or other commercial symbol designating the professional football team
10 have been obtained. The department may not issue any special group plates under
11 par. (f) 59. until the department has completed the development work specified in
12 subd. 1m.

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

14 341.14 (6r) (b) 1m. Upon receipt of contributions totaling an amount equal to
15 the initial costs of production of the special group plates under par. (f) 59. from
16 persons interested in the special group plates under par. (f) 59., the department shall
17 commence any development work necessary to implement the provisions of par. (f)
18 59. and related provisions under this subsection and shall complete the development
19 work within 6 months of its commencement. The development work under this
20 subdivision shall be funded only from the appropriation under s. 20.395 (4) (ch) from
21 contributions received by the department for purposes of this subdivision. If the
22 department does not receive contributions totaling an amount equal to or greater
23 than the initial costs of production of the special group plates under par. (f) 59. for
24 purposes of this subdivision by June 30, 2013, the department may not commence
25 development work necessary to implement the provisions of par. (f) 59., and related

SENATE BILL 61**SECTION 5**

1 provisions under this subsection and shall promptly return to each contributor all
2 contributions, less a transaction fee of no more than \$2.50 per contributor for costs
3 associated with the return of contributions, received by the department for purposes
4 of this subdivision. If the department receives contributions totaling an amount in
5 excess of the initial costs of production of the special group plates under par. (f) 59.
6 for purposes of this subdivision, the department shall discontinue receiving
7 contributions under this subdivision and promptly return to each contributor all
8 contributions, less a transaction fee of no more than \$2.50 per contributor for costs
9 associated with the return of contributions, received by the department after the
10 department had received contributions totaling an amount equal to the initial costs
11 of production of the special group plates under par. (f) 59. No contribution received
12 by the department under this subdivision may be applied to any fee established
13 under subd. 2. or 12.

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

15 341.14 **(6r)** (b) 12. A fee of \$15 that is in addition to the fee under subd. 2. shall
16 be charged for the issuance or renewal of a plate issued on an annual basis for the
17 special group specified under par. (f) 59. A fee of \$30 that is in addition to the fee
18 under subd. 2. shall be charged for the issuance or renewal of a plate issued on the
19 biennial basis for the special group specified under par. (f) 59. if the plate is issued
20 or renewed during the first year of the biennial registration period or \$15 for the
21 issuance or renewal if the plate is issued or renewed during the 2nd year of the
22 biennial registration period. All moneys received under this subdivision shall be
23 deposited in the conservation fund to be used by the department of natural resources
24 for the management of the fish and wildlife resources of this state. To the extent

SENATE BILL 61

1 permitted under ch. 71, the fee under this subdivision is deductible as a charitable
2 contribution for purposes of the taxes under ch. 71.

3 **SECTION 7.** 341.14 (6r) (c) of the statutes is renumbered 341.14 (6r) (c) 1. and
4 amended to read:

5 341.14 **(6r)** (c) 1. Special group plates shall display the word "Wisconsin", the
6 name of the applicable authorized special group, a symbol representing the special
7 group, not exceeding one position, and identifying letters or numbers or both, not
8 exceeding 6 positions and not less than one position. The Subject to subd. 2., the
9 department shall specify the design for special group plates, but the department
10 shall consult the president of the University of Wisconsin System before specifying
11 the word or symbol used to identify the special groups under par. (f) 35. to 47., the
12 secretary of natural resources before specifying the word or symbol used to identify
13 the special group under par. (f) 50., the chief executive officer of the professional
14 football team and an authorized representative of the league of professional football
15 teams described in s. 229.823 to which that team belongs before specifying the design
16 for the applicable special group plate under par. (f) 55., the department of veterans
17 affairs before specifying the design for the special group plates under par. (f) 49d.,
18 49h., and 49s., and the department of tourism and chief executive officer of the
19 organization specified in par. (f) 55m. before specifying the design and word or
20 symbol used to identify the special group name for special group plates under par.
21 (f) 55m. Special group plates under par. (f) 50. shall be as similar as possible to
22 regular registration plates in color and design.

23 **SECTION 8.** 341.14 (6r) (c) 2. of the statutes is created to read:

24 341.14 **(6r)** (c) 2. Special group plates under par. (f) 59. shall have a nature
25 scene with a small body of water bordered by rock and vegetation in the background

SENATE BILL 61**SECTION 8**

1 and the identifying letters or numbers shown on the plates shall be colored black,
2 with the background slightly dimmed where the identifying letters or numbers
3 appear. On the left side of these plates, to the left of the identifying letters or
4 numbers, there shall be a picture of a male white-tailed deer from shoulder to head.
5 The word “Wisconsin” shall be displayed on the top center of these plates, colored in
6 yellow.

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

8 341.14 (6r) (e) The Subject to par. (c) 2., the department shall specify one
9 combination of colors for special group plates for groups or organizations which are
10 not military in nature and not special group plates under par. (f) 35. to 47. and 50.
11 and for each professional football team under par. (f) 55. The Subject to par. (c) 2.,
12 the department shall specify one combination of colors for special group plates under
13 par. (f) 35. to 47. Subject to par. (c), the department shall specify the word or words
14 comprising the special group name and the symbol to be displayed upon special group
15 plates for a group or organization which is not military in nature after consultation
16 with the chief executive officer in this state of the group or organization. The
17 department shall require that the word or words and symbol for a university
18 specified under par. (f) 35. to 47. be a registration decal or tag and affixed to the
19 special group plate and be of the colors for a university specified under par. (f) 35. to
20 47. that the president of the University of Wisconsin System specifies.

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

22 341.14 (6r) (f) (intro.) The Subject to par. (b) 1. and 1m., the department shall
23 issue special group plates under this subsection for the following authorized special
24 groups:

25 **SECTION 11.** 341.14 (6r) (f) 59. of the statutes is created to read:

