



1997 Assembly Bill 119

Date of enactment: **June 4, 1998**  
Date of publication\*: **June 18, 1998**

# 1997 WISCONSIN ACT 255

AN ACT to amend 341.14 (6r) (a) and (b) 3. and 341.14 (6r) (f) (intro.); and to create 20.395 (5) (cj), 25.40 (1) (a) 13. and 341.14 (6r) (fm) of the statutes; relating to: special distinguishing registration plates, payments to authorized special groups, granting rule-making authority and making an appropriation.

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

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

20.395 (5) (cj) *Vehicle registration, special group plates, state funds.* From the general fund, all moneys deposited under s. 341.14 (6r) (b) 3. and (fm) 2., for the purpose of producing and issuing special group plates under s. 341.14 (6r) and making payments under s. 341.14 (6r) (fm) 2.

**SECTION 2.** 25.40 (1) (a) 13. of the statutes is created to read:

25.40 (1) (a) 13. Moneys received under s. 341.14 (6r) (b) 3. or (fm) 2. that are deposited in the general fund and credited to the appropriation under s. 20.395 (5) (cj).

**SECTION 3.** 341.14 (6r) (a) and (b) 3. of the statutes are amended to read:

341.14 (6r) (a) In this subsection and s. 341.145 (1) (c), "authorized special group" means a special group enumerated in par. (f) or designated by the department under par. (fm).

(b) 3. An additional fee of \$15 shall be charged for the issuance or reissuance of a plate issued on an annual basis for a special group specified under par. (f) 35. to 47. or designated by the department under par. (fm). An additional fee of \$15 shall be charged for the issuance or

reissuance of a plate issued on a biennial basis for a special group specified under par. (f) 35. to 47. or designated by the department under par. (fm) if the plate is issued during the first year of the biennial registration period or \$15 for the issuance or reissuance if the plate is issued during the 2nd year of the biennial registration period. The department shall deposit in the general fund and credit to the appropriation account under s. 20.395 (5) (cj) all fees collected under this subdivision for the issuance or reissuance of a plate for a special group designated by the department under par. (fm).

**SECTION 4.** 341.14 (6r) (f) (intro.) of the statutes is amended to read:

341.14 (6r) (f) (intro.) The department shall issue special group plates under this subsection ~~only~~ for the following authorized special groups:

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

341.14 (6r) (fm) 1. In addition to the special groups specified under par. (f), any group or organization may apply to the department for designation as an authorized special group. The department shall designate any group or organization that meets all of the following criteria as an authorized special group:

a. The group or organization is not organized or operated for profit.

\* Section 991.11, WISCONSIN STATUTES 1995-96: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

b. The group or organization is not a political committee, as defined in s. 11.01 (4), or a political group, as defined in s. 11.01 (10).

c. The group or organization is not a church, a synagogue, a mosque or any organization, whether or not organized under ch. 187, that operates under a creed.

d. The group or organization does not promote, practice or encourage hatred or any form of discrimination.

e. The group or organization does not carry connotations offensive to good taste or decency, or that would be misleading, or in conflict with the enumeration or designation of any other authorized special group.

2. The application for designation as an authorized special group shall include all of the following:

a. A deposit of \$15,500 that shall be returned to the group or organization if the application is denied or, if the application is approved, \$15 times the number of special group plates issued to members of the authorized special group in the first year of issuance of the special group plate shall be returned to the group or organization, up to a maximum of \$12,000.

b. A certification by the group or organization that any approvals required for use of any logo, trademark, trade name or other commercial symbol related to the group or organization have been obtained and that the group or organization shall be responsible for any licensing fees related to the word or words or the symbol on special group plates for the group or organization.

c. Any other information that the department reasonably requires to determine whether the group or organization is entitled by law to designation as an authorized special group.

4. If the application for designation as an authorized special group is denied, the department shall promptly return the application to the group or organization, together with a notice stating the reason for the denial. All decisions of the department with respect to applications under this paragraph shall be final and not subject to judicial review under ch. 227.

5. The department may not assist any group or organization in the use of special group plates in any fund-raising effort by the group or organization.

6. The department shall establish by rule procedures for the designation of authorized special groups under this paragraph and for the issuance or the discontinuation of issuance of special group plates under this subsection to members of an authorized special group.

7. After the effective date of this subd. 7. .... [revisor inserts date], 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 the effective date of this subd. 7. .... [revisor inserts date].

**SECTION 6. Effective date.**

(1) This act takes effect on the first day of the 4th month beginning after publication.