

HOUSE BILL No. 4352

February 27, 2001, Introduced by Reps. Richner, Richardville, Kolb, Patterson, Anderson, Spade, Adamini, Vear, Minore, Woronchak, Newell, Gilbert, Hager, Bishop, Julian, Gosselin, Pappageorge, Allen, Stamas and Cameron Brown and referred to the Committee on Transportation.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 811e (MCL 257.811e), as added by 2000 PA 77,
and by adding section 811o.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 811e. (1) The secretary of state may develop a
2 Michigan university fund-raising registration plate as described
3 in this section, and a matching Michigan university collector
4 plate as described in section 811g.

5 (2) The secretary of state may develop 1 or more limited
6 term registration plates to recognize a state-sponsored event, a
7 Michigan university, or an accomplishment or occasion of a
8 Michigan university.

9 (3) The secretary of state may, at any 1 time, develop not
10 more than ~~6~~ 7 different state-sponsored fund-raising

1 registration plates as described in this section, and matching
2 state-sponsored collector plates as described in section 811g.
3 As used in this section, "state-sponsored fund-raising registra-
4 tion plate" means a fund-raising registration plate authorized by
5 a public act to raise funds for a state-sponsored goal. The
6 public act shall, at a minimum, do all of the following:

7 (a) Identify the purpose of the state-sponsored fund-raising
8 registration plate.

9 (b) Create a fund or designate an existing fund to receive
10 the money raised through the sale of state-sponsored fund-raising
11 registration plates and matching collector plates.

12 (c) If a fund is created, name the person or entity respon-
13 sible for administering the fund.

14 (4) The secretary of state may develop, promote, and market
15 the fund-raising registration plates and matching collector
16 plates issued under this section with the funds available through
17 service fees.

18 (5) If the design or logo of a Michigan university
19 fund-raising registration plate or a state-sponsored fund-raising
20 registration plate uses 1 or more designs, trade names, trade-
21 marks, service marks, emblems, symbols, or other images that are
22 owned by the Michigan university that is requesting the Michigan
23 university fund-raising plate, the person or entity that is spon-
24 soring a state-sponsored fund-raising plate, or any other person
25 or entity, the Michigan university or sponsoring person or entity
26 shall grant to or obtain for the secretary of state both of the
27 following pursuant to a written agreement between the parties:

1 (a) A nonexclusive worldwide license to use those designs,
2 trade names, trademarks, service marks, emblems, symbols, or
3 other images on and in conjunction with the marketing, promotion,
4 sale, or copyrighting of the registration plate or image of the
5 registration plate.

6 (b) The authority to merchandise the registration plate or
7 an image of the registration plate.

8 (6) In using or employing a design, trade name, trademark,
9 service mark, emblem, symbol, logo, or other image on and in con-
10 junction with the marketing, promotion, sale, copyrighting, or
11 merchandising of a registration plate or image of the registra-
12 tion plate, the secretary of state may alter the size of the
13 design, trade name, trademark, service mark, emblem, symbol,
14 logo, or other image but shall not change the color or design of
15 the design, trade name, trademark, service mark, emblem, symbol,
16 logo, or other image without the prior written consent of the
17 respective Michigan university or sponsoring person or entity.
18 The secretary of state shall not use or employ a design, trade
19 name, trademark, service mark, emblem, symbol, logo, or other
20 image on and in conjunction with the marketing, promotion, sale,
21 copyrighting, or merchandising of a registration plate or an
22 image of the registration plate in any manner that is offensive
23 to the Michigan university or sponsoring person or entity that
24 complies with subsection (5).

25 (7) As used in this section, "Michigan university
26 fund-raising registration plate" means a fund-raising

1 registration plate that is issued under this section at the
2 request of a Michigan university.

3 SEC. 811o. (1) THE SECRETARY OF STATE SHALL DEVELOP AND,
4 UPON APPLICATION, MAY ISSUE A DUCKS UNLIMITED REGISTRATION PLATE
5 TO AN APPLICANT FOR USE ON THE PASSENGER MOTOR VEHICLE, PICKUP
6 TRUCK, VAN, MOTOR HOME, HEARSE, BUS, TRAILER COACH, OR TRAILER
7 FOR WHICH THE REGISTRATION PLATE IS ISSUED INSTEAD OF A STANDARD
8 REGISTRATION PLATE. DUCKS UNLIMITED REGISTRATION PLATES SHALL
9 BEAR LETTERS AND NUMBERS THAT THE SECRETARY OF STATE PRESCRIBES.
10 THE PLATE SHALL BE OF A DESIGN AS DETERMINED BY THE SECRETARY OF
11 STATE. THE WORD "MICHIGAN" SHALL APPEAR ON EACH DUCKS UNLIMITED
12 REGISTRATION PLATE.

13 (2) AN APPLICATION FOR A DUCKS UNLIMITED REGISTRATION PLATE
14 SHALL BE SUBMITTED TO THE SECRETARY OF STATE PURSUANT TO THE PRO-
15 CEDURES PRESCRIBED IN SECTION 217. APPLICATION FOR AN ORIGINAL
16 OR RENEWAL DUCKS UNLIMITED REGISTRATION PLATE SHALL BE ACCOM-
17 PANIED WITH PAYMENT OF THE REGULAR VEHICLE REGISTRATION TAX IN
18 ADDITION TO A SERVICE FEE AS FOLLOWS:

19 (A) FOR AN ORIGINAL DUCKS UNLIMITED REGISTRATION PLATE,
20 \$3.00 FOR THE FIRST MONTH AND \$2.00 PER MONTH FOR EACH ADDITIONAL
21 MONTH OF THE REGISTRATION PERIOD.

22 (B) FOR A RENEWAL DUCKS UNLIMITED REGISTRATION PLATE,
23 \$10.00.

24 (3) A DUCKS UNLIMITED REGISTRATION PLATE SHALL EXPIRE AS
25 DESCRIBED IN SECTION 226. UPON THE ISSUANCE OR RENEWAL OF A
26 DUCKS UNLIMITED REGISTRATION PLATE, THE SECRETARY OF STATE MAY

1 ISSUE A TAB OR TABS DESIGNATING THE MONTH AND YEAR OF
2 EXPIRATION.

3 (4) THE SECRETARY OF STATE MAY ISSUE A TEMPORARY REGISTRA-
4 TION PERMIT TO A PERSON WHO SUBMITS AN APPLICATION AND THE PROPER
5 PAYMENTS FOR A DUCKS UNLIMITED REGISTRATION PLATE IF THE
6 APPLICANT'S CURRENT VEHICLE REGISTRATION WILL EXPIRE BEFORE HIS
7 OR HER RECEIPT OF A DUCKS UNLIMITED REGISTRATION PLATE. THE TEM-
8 PORARY REGISTRATION SHALL EXPIRE UPON RECEIPT OF A DUCKS UNLIM-
9 ITED REGISTRATION PLATE OR 60 DAYS AFTER THE ISSUANCE OF A DUCKS
10 UNLIMITED REGISTRATION PLATE, WHICHEVER OCCURS FIRST. THE TEMPO-
11 RARY PERMIT SHALL BE ISSUED WITHOUT A SEPARATE FEE.

12 (5) DUCKS UNLIMITED REGISTRATION PLATE SERVICE FEES COL-
13 LECTED UNDER THIS SECTION BY THE SECRETARY OF STATE SHALL BE
14 IDENTIFIED AND SEGREGATED BY THE SECRETARY OF STATE INTO A SEPA-
15 RATE ACCOUNT. AFTER DEDUCTING THE MANUFACTURING AND ADMINISTRA-
16 TIVE COSTS OF THE SECRETARY OF STATE, INCLUDING ADMINISTRATIVE
17 COSTS ASSOCIATED WITH ISSUING, REPLACING, AND SUBSTITUTING
18 PLATES, THE SECRETARY OF STATE SHALL ON A QUARTERLY BASIS TRANS-
19 FER THE BALANCE OF THE DUCKS UNLIMITED REGISTRATION PLATE SERVICE
20 FEES TO THE STATE TREASURER, WHO SHALL CREDIT THE FEE MONEY TO
21 THE MICHIGAN CHAPTER OF DUCKS UNLIMITED, INCORPORATED.