

HOUSE BILL No. 5370

October 25, 2007, Introduced by Reps. Amos, Booher, Nitz, Garfield, Emmons, David Law, Hansen, Gaffney, Nofs, Hune, Meltzer, Hildenbrand, Shaffer, Moss, Ward, DeRoche, Pastor, Angerer, Accavitti, Condino, Vagnozzi, Constan, Clack, Alma Smith, Bauer, Leland, Valentine, Sheltroun, Casperson, Stahl and Stakoe 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 amended by 2006 PA 562, and by adding section 811r.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 811e. (1) ~~Beginning January 1, 2007, the~~ **THE** secretary of
2 state may develop a fund-raising plate as provided in this section.

3 (2) A start-up fee of \$15,000.00 shall be paid for any new
4 fund-raising plate authorized under this section, which fee shall
5 be deposited in the transportation administration collection fund
6 to be used for the cost of creating, producing, and issuing fund-
7 raising plates. If the fee described in this subsection is not paid
8 within 18 months ~~of~~ **AFTER** the effective date of the public act that
9 authorizes the development and issuance of a fund-raising plate,

1 ~~then~~ the related fund-raising plate shall not be created, produced,
2 or issued. A start-up fee paid under this subsection is
3 nonrefundable.

4 (3) Not less than 3 years after the secretary of state first
5 issues 1 of the fund-raising plates as described in subsection (1)
6 and upon payment of \$2,000.00, the Michigan university or other
7 person sponsoring that fund-raising plate may redesign it as
8 approved by the secretary of state. The payment required under this
9 subsection shall be deposited in the transportation administration
10 collection fund to be used for the cost of creating, producing, and
11 issuing fund-raising plates. A payment under this subsection is
12 nonrefundable.

13 (4) The secretary of state may develop 1 or more limited term
14 registration plates to recognize a Michigan university or an
15 accomplishment or occasion of a Michigan university.

16 (5) The secretary of state may ~~, at any 1 time,~~ develop ~~not~~
17 ~~more than 8~~ different state sponsored fund-raising ~~registration~~
18 plates as described in this section, and matching state-sponsored
19 collector plates as described in section 811g.

20 (6) The secretary of state shall not develop or issue a fund-
21 raising plate unless a public act authorizing the fund-raising
22 plate, at a minimum, does all of the following:

23 (a) Identifies the purpose of the fund-raising plate.

24 (b) Creates a nonprofit fund or designates an existing
25 nonprofit fund to receive the money raised through the sale of
26 fund-raising plates and matching collector plates.

27 (c) If a fund is created, names the person or entity

1 responsible for administering the fund.

2 SEC. 811R. (1) THE SECRETARY OF STATE SHALL DEVELOP UNDER
3 SECTION 811E AND ISSUE UNDER SECTION 811F A FUND-RAISING PLATE
4 RECOGNIZING THE MICHIGAN COUNCIL FOR ARTS AND CULTURAL AFFAIRS. THE
5 SECRETARY OF STATE IN CONJUNCTION WITH THE MICHIGAN COUNCIL FOR
6 ARTS AND CULTURAL AFFAIRS SHALL DESIGN THE FUND-RAISING PLATES
7 AUTHORIZED IN THIS SECTION.

8 (2) THE MICHIGAN COUNCIL FOR ARTS AND CULTURAL AFFAIRS FUND IS
9 CREATED WITHIN THE STATE TREASURY. THE STATE TREASURER MAY RECEIVE
10 MONEY OR OTHER ASSETS FROM ANY SOURCE FOR DEPOSIT INTO THE FUND.
11 THE STATE TREASURER SHALL DIRECT THE INVESTMENT OF THE FUND. THE
12 STATE TREASURER SHALL CREDIT TO THE FUND INTEREST AND EARNINGS FROM
13 FUND INVESTMENTS. MONEY IN THE FUND AT THE CLOSE OF THE FISCAL YEAR
14 SHALL REMAIN IN THE FUND AND SHALL NOT LAPSE TO THE GENERAL FUND.

15 (3) THE SECRETARY OF STATE SHALL TRANSFER THE DONATION MONEY
16 FROM THE SALE OF FUND-RAISING PLATES RECOGNIZING THE MICHIGAN
17 COUNCIL FOR ARTS AND CULTURAL AFFAIRS TO THE STATE TREASURER, WHO
18 SHALL CREDIT THE DONATION MONEY TO THE MICHIGAN COUNCIL FOR ARTS
19 AND CULTURAL AFFAIRS FUND ESTABLISHED UNDER SUBSECTION (2).

20 (4) THE STATE TREASURER SHALL DISBURSE MONEY IN THE FUND
21 ESTABLISHED UNDER SUBSECTION (2) ON A QUARTERLY BASIS TO MICHIGAN
22 COUNCIL FOR ARTS AND CULTURAL AFFAIRS. BEGINNING NOT LATER THAN
23 FEBRUARY 1, 2009, THE MICHIGAN COUNCIL FOR ARTS AND CULTURAL
24 AFFAIRS SHALL SUBMIT TO THE STATE TREASURER A SUMMARY OF THE
25 EXPENDITURES DURING THE PRECEDING YEAR OF THE MONEY RECEIVED UNDER
26 THIS SECTION.

27 (5) THE SECRETARY OF STATE SHALL BE THE ADMINISTRATOR OF THE

1 FUND FOR AUDITING PURPOSES.