

# HOUSE BILL No. 4533

March 22, 2005, Introduced by Reps. Vander Veen, Taub, Gosselin, Nofs, Robertson, Jones, Kahn, Stewart, Stahl, Huizenga and Shaffer 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 2001 PA 124, and by adding section 811m; and to repeal acts and parts of acts.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

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

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

1           (3) The secretary of state may ~~—, at any 1 time, develop not~~  
2 ~~more than 7 different~~ **DEVELOP** state-sponsored fund-raising  
3 registration plates as described in this section, and matching  
4 state-sponsored collector plates as described in section 811g. As  
5 used in this section, "state-sponsored fund-raising registration  
6 plate" means a fund-raising registration plate authorized by a  
7 public act to raise funds for a state-sponsored goal. The public  
8 act shall, at a minimum, do all of the following:

9           (a) Identify the purpose of the state-sponsored fund-raising  
10 registration plate.

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

14           (c) If a fund is created, name the person or entity  
15 responsible for administering the fund.

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

20           (5) If the design or logo of a Michigan university fund-  
21 raising registration plate or a state-sponsored fund-raising  
22 registration plate uses 1 or more designs, trade names, trademarks,  
23 service marks, emblems, symbols, or other images that are owned by  
24 the Michigan university that is requesting the Michigan university  
25 fund-raising plate, the person or entity that is sponsoring a  
26 state-sponsored fund-raising plate, or any other person or entity,  
27 the Michigan university or sponsoring person or entity shall grant

1 to or obtain for the secretary of state both of the following  
2 pursuant to a written agreement between the parties:

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

8 (b) The authority to merchandise the registration plate or an  
9 image of the registration plate.

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

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

1 issued under this section at the request of a Michigan university.

2 SEC. 811M. (1) THE SECRETARY OF STATE SHALL DEVELOP UNDER  
3 SECTION 811E AND MAY ISSUE UNDER SECTION 811F A STATE-SPONSORED  
4 FUND-RAISING REGISTRATION PLATE HONORING MICHIGAN NURSES AND A  
5 MATCHING MICHIGAN NURSES COLLECTOR PLATE AS PROVIDED UNDER SECTION  
6 811G. THE SECRETARY OF STATE SHALL DESIGN THE PLATES IN COOPERATION  
7 WITH THE MICHIGAN NURSES. FUND-RAISING DONATIONS FOR PLATES  
8 DESCRIBED IN THIS SUBSECTION THAT ARE COLLECTED UNDER SECTIONS 811F  
9 AND 811G SHALL BE TRANSFERRED UNDER SECTION 811H BY THE SECRETARY  
10 OF STATE TO THE STATE TREASURER TO BE CREDITED TO THE MICHIGAN  
11 NURSES FUND CREATED IN SUBSECTION (2).

12 (2) THE MICHIGAN NURSES FUND IS CREATED IN THE DEPARTMENT OF  
13 TREASURY. THE STATE TREASURER MAY RECEIVE MONEY OR OTHER ASSETS  
14 FROM ANY SOURCE FOR DEPOSIT INTO THE FUND. THE STATE TREASURER  
15 SHALL DIRECT THE INVESTMENT OF THE FUND AND SHALL CREDIT TO THE  
16 FUND INTEREST AND EARNINGS FROM FUND INVESTMENTS. MONEY IN THE FUND  
17 AT THE CLOSE OF THE FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL  
18 NOT LAPSE TO THE GENERAL FUND. THE STATE TREASURER SHALL DISBURSE  
19 MONEY IN THE FUND AS PROVIDED IN SECTION 811H TO THE MICHIGAN  
20 NURSES FOUNDATION, WHICH SHALL EXPEND THE MONEY FOR THE FOLLOWING  
21 PURPOSES:

22 (A) TO RETAIN LICENSED NURSES IN THE WORKFORCE OF THIS STATE  
23 BY PROVIDING FINANCIAL AID FOR NURSING PROFESSIONALS RECOVERING  
24 FROM SUBSTANCE ABUSE WHO REQUIRE MEDICAL HEALTH TREATMENT, OR  
25 BEHAVIORAL HEALTH TREATMENT, OR BOTH, THROUGH A QUALIFIED TREATMENT  
26 PROGRAM.

27 (B) TO RECRUIT AND ADVANCE THE NEXT GENERATION OF LICENSED

1 NURSES IN THE WORKFORCE OF THIS STATE BY AWARDED EDUCATIONAL  
2 SCHOLARSHIPS AND RESEARCH GRANTS AND PROVIDING FINANCIAL AID FOR  
3 CONTINUED EDUCATION REQUIRED FOR MAINTAINING NURSING LICENSURE.

4 (3) THE MICHIGAN NURSES FUND-RAISING REGISTRATION PLATE SHALL  
5 NOT BE DEVELOPED UNTIL A START-UP FEE OF \$15,000.00 IS PAID TO THE  
6 DEPARTMENT TO COVER THE COSTS OF DEVELOPING AND PRODUCING THE  
7 MICHIGAN NURSES FUND-RAISING REGISTRATION PLATE. THIS START-UP FEE  
8 SHALL BE DEPOSITED INTO THE TRANSPORTATION ADMINISTRATION  
9 COLLECTION FUND ESTABLISHED IN SECTION 810B AND IS NONREFUNDABLE.

10 (4) SUBJECT TO SUBSECTION (5), THE MICHIGAN NURSES FUND-  
11 RAISING REGISTRATION PLATE SHALL MEET OR EXCEED THE FOLLOWING SALES  
12 GOALS:

13 (A) IN THE FIRST YEAR, 2,000 PLATES.

14 (B) IN THE SECOND AND EACH SUBSEQUENT YEAR, 500 ORIGINAL  
15 PLATES.

16 (5) IF SALES OF THE MICHIGAN NURSES FUND-RAISING REGISTRATION  
17 PLATE FAIL TO SATISFY THE REQUIREMENTS OF SUBSECTION (4), THE  
18 DEPARTMENT SHALL DISCONTINUE THE SALE OF ORIGINAL MICHIGAN NURSES  
19 FUND-RAISING REGISTRATION PLATES. THIS SUBSECTION DOES NOT PROHIBIT  
20 THE RENEWAL OF A MICHIGAN NURSES FUND-RAISING REGISTRATION PLATE.

21 Enacting section 1. Enacting section 1 of 2000 PA 77, is  
22 repealed.