

**SUBSTITUTE FOR  
HOUSE BILL NO. 4352**

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; 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  
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.

1       (3) The secretary of state may, at any 1 time, develop not  
2 more than ~~6~~ 7 different state-sponsored fund-raising  
3 registration plates as described in this section, and matching  
4 state-sponsored collector plates as described in section 811g.  
5 As used in this section, "state-sponsored fund-raising registra-  
6 tion plate" means a fund-raising registration plate authorized by  
7 a public act to raise funds for a state-sponsored goal. The  
8 public 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  
12 the 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 respon-  
15 sible for administering the fund.

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

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

1 shall grant to or obtain for the secretary of state both of the  
2 following 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  
5 other images on and in conjunction with the marketing, promotion,  
6 sale, or copyrighting of the registration plate or image of the  
7 registration plate.

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

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1       (7) As used in this section, "Michigan university  
2 fund-raising registration plate" means a fund-raising  
3 registration plate that is issued under this section at the  
4 request of a Michigan university.

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

16       (2) AN APPLICATION FOR A STATE SPONSORED DUCKS UNLIMITED  
17 FUND-RAISING REGISTRATION PLATE SHALL BE SUBMITTED TO THE SECRE-  
18 TARY OF STATE PURSUANT TO THE PROCEDURES PRESCRIBED IN  
19 SECTION 217. APPLICATION FOR AN ORIGINAL OR RENEWAL STATE SPON-  
20 SORED DUCKS UNLIMITED FUND-RAISING REGISTRATION PLATE SHALL BE  
21 ACCOMPANIED WITH PAYMENT OF THE REGULAR VEHICLE REGISTRATION TAX  
22 IN ADDITION TO A SERVICE FEE AS PROVIDED IN SECTION 811F.

23       (3) A STATE SPONSORED DUCKS UNLIMITED FUND-RAISING REGISTRA-  
24 TION PLATE SHALL EXPIRE AS DESCRIBED IN SECTION 226. UPON THE  
25 ISSUANCE OR RENEWAL OF A STATE SPONSORED DUCKS UNLIMITED  
26 FUND-RAISING REGISTRATION PLATE, THE SECRETARY OF STATE MAY ISSUE  
27 A TAB OR TABS DESIGNATING THE MONTH AND YEAR OF EXPIRATION.

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1       (4) THE SECRETARY OF STATE MAY ISSUE A TEMPORARY  
2 REGISTRATION PERMIT TO A PERSON WHO SUBMITS AN APPLICATION AND  
3 THE PROPER PAYMENTS FOR A STATE SPONSORED DUCKS UNLIMITED  
4 FUND-RAISING REGISTRATION PLATE IF THE APPLICANT'S CURRENT VEHI-  
5 CLE REGISTRATION WILL EXPIRE BEFORE HIS OR HER RECEIPT OF A STATE  
6 SPONSORED DUCKS UNLIMITED FUND-RAISING REGISTRATION PLATE. THE  
7 TEMPORARY REGISTRATION SHALL EXPIRE UPON RECEIPT OF A STATE SPON-  
8 SORED DUCKS UNLIMITED FUND-RAISING REGISTRATION PLATE OR 60 DAYS  
9 AFTER THE ISSUANCE OF A STATE SPONSORED DUCKS UNLIMITED  
10 FUND-RAISING REGISTRATION PLATE, WHICHEVER OCCURS FIRST. THE  
11 TEMPORARY PERMIT SHALL BE ISSUED WITHOUT A SEPARATE FEE.

12       (5) STATE SPONSORED DUCKS UNLIMITED FUND-RAISING REGISTRA-  
13 TION PLATE SERVICE FEES COLLECTED UNDER THIS SECTION BY THE SEC-  
14 RETARY OF STATE SHALL BE IDENTIFIED AND SEGREGATED BY THE SECRE-  
15 TARY OF STATE INTO A SEPARATE ACCOUNT. AFTER DEDUCTING THE MANU-  
16 FACTURING AND ADMINISTRATIVE COSTS OF THE SECRETARY OF STATE,  
17 INCLUDING ADMINISTRATIVE COSTS ASSOCIATED WITH ISSUING, REPLAC-  
18 ING, AND SUBSTITUTING PLATES, THE SECRETARY OF STATE SHALL ON A  
19 QUARTERLY BASIS TRANSFER THE BALANCE OF THE STATE SPONSORED DUCKS  
20 UNLIMITED FUND-RAISING REGISTRATION PLATE SERVICE FEES TO THE  
21 STATE TREASURER, WHO SHALL CREDIT THE FEE MONEY TO THE MICHIGAN  
22 CHAPTER OF DUCKS UNLIMITED, INCORPORATED. THE MONEY CREDITED TO  
23 THE MICHIGAN CHAPTER OF DUCKS UNLIMITED, INCORPORATED SHALL ONLY  
24 BE EXPENDED TO PROTECT, ENHANCE, RESTORE, MANAGE, AND ACQUIRE  
25 WETLANDS AND ASSOCIATED UPLANDS IN THIS STATE.

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1       (6) THE MICHIGAN CHAPTER OF DUCKS UNLIMITED, INCORPORATED  
2 SHALL ANNUALLY REPORT TO THE DEPARTMENT OF TREASURY AN ACCOUNTING  
3 OF MONEY RECEIVED AND USED UNDER SUBSECTION (5).

4       (7) THIS SECTION IS REPEALED SEPTEMBER 30, 2005.

5       Enacting section 1. This amendatory act takes effect  
6 October 1, 2001.