

# SENATE BILL No. 389

May 19, 2011, Introduced by Senators ANDERSON, HOPGOOD, BOOHER, CASPERSON, PAPPAGEORGE, GREGORY, SMITH, JOHNSON, MARLEAU, PROOS, SCHUITMAKER, KOWALL, YOUNG, WHITMER, MEEKHOF, COLBECK, JONES, BRANDENBURG, HANSEN, EMMONS, HUNTER, GLEASON, ROCCA, BIEDA, HILDENBRAND, WALKER, CASWELL, ROBERTSON, GREEN, NOFS, JANSEN, KAHN, MOOLENAAR, PAVLOV, RICHARDVILLE, HUNE, HOOD and WARREN 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 2009 PA 99,  
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. The fee shall be  
5       deposited in the transportation administration collection fund  
6       through October 1, 2011 to be used for the cost of creating,  
7       producing, and issuing fund-raising plates. If the fee described in  
8       this subsection is not paid within 18 months ~~of~~ **AFTER** the effective  
9       date of the public act that authorizes the development and issuance

1 of a fund-raising plate, ~~then~~ the related fund-raising plate shall  
2 not be created, produced, or issued. A start-up fee paid under this  
3 subsection is 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 through October 1, 2011 to be used for the cost of  
11 creating, producing, and issuing fund-raising plates. A payment  
12 under this subsection is 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 BREAST AND CERVICAL CANCER CONTROL  
5 PROGRAM. THE SECRETARY OF STATE IN CONJUNCTION WITH THE MICHIGAN  
6 BREAST AND CERVICAL CANCER CONTROL PROGRAM SHALL DESIGN THE FUND-  
7 RAISING PLATES AUTHORIZED IN THIS SECTION.

8 (2) THE BREAST CANCER AWARENESS FUND IS CREATED WITHIN THE  
9 STATE TREASURY. THE STATE TREASURER MAY RECEIVE MONEY OR OTHER  
10 ASSETS FROM ANY SOURCE FOR DEPOSIT INTO THE FUND. THE STATE  
11 TREASURER SHALL DIRECT THE INVESTMENT OF THE FUND. THE STATE  
12 TREASURER SHALL CREDIT TO THE FUND INTEREST AND EARNINGS FROM FUND  
13 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 BREAST AND CERVICAL CANCER CONTROL PROGRAM TO THE STATE TREASURER,  
18 WHO SHALL CREDIT THE DONATION MONEY TO THE BREAST CANCER AWARENESS  
19 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 THE  
22 MICHIGAN BREAST AND CERVICAL CANCER CONTROL PROGRAM.

23 (5) BEGINNING NOT LATER THAN FEBRUARY 1, 2013, THE MICHIGAN  
24 BREAST AND CERVICAL CANCER CONTROL PROGRAM SHALL SUBMIT TO THE  
25 STATE TREASURER A SUMMARY OF THE EXPENDITURES DURING THE PRECEDING  
26 YEAR OF THE MONEY RECEIVED UNDER THIS SECTION.

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

1 FUND FOR AUDITING PURPOSES.