

# HOUSE BILL No. 5511

December 14, 2005, Introduced by Reps. Ward, Farhat, Elsenheimer, Gillard, Accavitti, Sheltrown, Espinoza, Stakoe, Miller, Pavlov, Green, Sak, Vagnozzi, Schuitmaker, Taub, Jones, Baxter, Kahn, Gaffney and Waters 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 811o.

**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~~ state-sponsored fund-raising registration  
3 plates as described in this section, and matching state-sponsored  
4 collector plates as described in section 811g. As used in this  
5 section, "state-sponsored fund-raising registration plate" means a  
6 fund-raising registration plate authorized by a public act to raise  
7 funds for a state-sponsored goal. The public act shall, at a  
8 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~~ **ACCORDING** 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. 8110. (1) THE SECRETARY OF STATE SHALL DEVELOP UNDER  
3 SECTION 811E AND ISSUE A THIN BLUE LINE FUND-RAISING PLATE UNDER  
4 SECTION 811F AND A MATCHING THIN BLUE LINE COLLECTOR PLATE AS  
5 PROVIDED UNDER SECTION 811G. THE SECRETARY OF STATE IN CONJUNCTION  
6 WITH THE THIN BLUE LINE OF MICHIGAN SHALL DESIGN THE PLATES, HAVING  
7 THE WORDS "THIN BLUE LINE" AND "MICHIGAN" ON THE PLATES.

8 (2) THE OWNER OF A VEHICLE REQUIRED TO BE REGISTERED UNDER  
9 THIS ACT MAY APPLY, ON A FORM PRESCRIBED BY THE SECRETARY OF STATE,  
10 FOR A THIN BLUE LINE FUND-RAISING PLATE AS PRESCRIBED IN SECTION  
11 811F INSTEAD OF A STANDARD REGISTRATION PLATE.

12 (3) THE SECRETARY OF STATE SHALL TRANSFER THE DONATION MONEY  
13 FROM THE SALE OF THIN BLUE LINE FUND-RAISING AND COLLECTOR PLATES  
14 TO THE STATE TREASURER, WHO SHALL CREDIT THE DONATION MONEY AS  
15 FOLLOWS:

16 (A) \$15.00 TO THE THIN BLUE LINE FUND ESTABLISHED UNDER  
17 SUBSECTION (4).

18 (B) \$5.00 TO THE POLICE OFFICER'S AND FIRE FIGHTER'S SURVIVOR  
19 TUITION FUND ESTABLISHED UNDER SUBSECTION (7).

20 (C) \$5.00 TO THE CRIME VICTIM'S RIGHTS FUND CREATED IN SECTION  
21 4 OF 1989 PA 196, MCL 780.904.

22 (4) THE THIN BLUE LINE FUND IS CREATED WITHIN THE STATE  
23 TREASURY. THE STATE TREASURER MAY RECEIVE MONEY OR OTHER ASSETS  
24 FROM ANY SOURCE FOR DEPOSIT INTO THE FUND. THE STATE TREASURER  
25 SHALL DIRECT THE INVESTMENT OF THE FUND. THE STATE TREASURER SHALL  
26 CREDIT TO THE FUND INTEREST AND EARNINGS FROM FUND INVESTMENTS.  
27 MONEY IN THE FUND AT THE CLOSE OF THE FISCAL YEAR SHALL REMAIN IN

1 THE FUND AND SHALL NOT LAPSE TO THE GENERAL FUND.

2 (5) THE STATE TREASURER SHALL DISBURSE MONEY IN THE FUND ON A  
3 QUARTERLY BASIS TO THE THIN BLUE LINE OF MICHIGAN, P.O. BOX 415,  
4 HOWELL, MICHIGAN 48844-0415 OR A SUCCESSOR ADDRESS. BEGINNING NOT  
5 LATER THAN FEBRUARY 1, 2007, AND ANNUALLY AFTER THAT, AN  
6 ORGANIZATION RECEIVING MONEY UNDER THIS SECTION SHALL REPORT TO THE  
7 STATE TREASURER. A REPORT UNDER THIS SUBSECTION SHALL INCLUDE A  
8 SUMMARY OF EXPENDITURES DURING THE PRECEDING YEAR OF THE MONEY  
9 RECEIVED UNDER THIS SECTION.

10 (6) THE THIN BLUE LINE OF MICHIGAN SHALL EXPEND THE MONEY  
11 RECEIVED UNDER THIS SECTION SOLELY TO ASSIST AND SUPPORT THE  
12 FAMILIES OF INJURED OR DECEASED OFFICERS OF LAW ENFORCEMENT  
13 AGENCIES WITHIN THIS STATE.

14 (7) THE POLICE OFFICER'S AND FIRE FIGHTER'S SURVIVOR TUITION  
15 FUND IS ESTABLISHED WITHIN THE STATE TREASURY. THE STATE TREASURER  
16 MAY RECEIVE MONEY OR OTHER ASSETS FROM ANY SOURCE FOR DEPOSIT INTO  
17 THE FUND. THE STATE TREASURER SHALL DIRECT THE INVESTMENT OF THE  
18 FUND. THE STATE TREASURER SHALL CREDIT TO THE FUND INTEREST AND  
19 EARNINGS FROM FUND INVESTMENTS. MONEY IN THE FUND AT THE CLOSE OF  
20 THE FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL NOT LAPSE TO THE  
21 GENERAL FUND.

22 (8) THE STATE TREASURER SHALL DISBURSE MONEY IN THE FUND ON A  
23 QUARTERLY BASIS TO THE DEPARTMENT OF STATE POLICE. BEGINNING NOT  
24 LATER THAN FEBRUARY 1, 2007, THE DEPARTMENT OF STATE POLICE SHALL  
25 SUBMIT TO THE STATE TREASURER A SUMMARY OF THE EXPENDITURES DURING  
26 THE PRECEDING YEAR OF THE MONEY RECEIVED UNDER THIS SECTION.

27 (9) THE DEPARTMENT OF STATE POLICE SHALL EXPEND THE MONEY

1 RECEIVED UNDER THIS SECTION SOLELY TO ASSIST AND SUPPORT THE POLICE  
2 OFFICER'S AND FIRE FIGHTER'S SURVIVOR TUITION ACT, 1996 PA 195, MCL  
3 390.1241 TO 390.1246.