

Enrolled Senate Bill 789

Sponsored by Senator PROZANSKI; Senator ATKINSON, Representatives DINGFELDER,
MACPHERSON, READ (at the request of Thomas Jefferson in memory of Jane Higdon)

CHAPTER

AN ACT

Relating to share the road registration plate; amending ORS 805.205.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 805.205 is amended to read:

805.205. (1) The Department of Transportation by rule shall provide for issuance of registration plates described in [subsection] **subsections (3) and (7)** of this section for nonprofit groups meeting the qualifications for tax exempt status under section 501(c)(3) of the Internal Revenue Code, for institutions of higher education and for veterans' organizations. The department shall also provide, upon request from a veterans' group or the Director of Veterans' Affairs, for issuance of a veterans' recognition registration plate that may be issued only to veterans. Plates issued under this section may be issued to owners of motor vehicles registered under the provisions of ORS 803.420 (1). Plates issued under this section may not contain expressions of political opinion or religious belief. Rules adopted under this section shall include, but need not be limited to, rules that:

(a) Describe general qualifications to be met by any group in order to be eligible for plates issued under this section.

(b) Specify circumstances under which the department may cease to issue plates for any particular group.

(c) Require each group for which plates are issued, other than a group or the Director of Veterans' Affairs requesting a veterans' recognition plate, to file an annual statement on a form designed by the department showing that the group is a nonprofit group or an institution of higher education and otherwise meets the qualifications imposed for eligibility for plates issued under this section. The statement shall include names and addresses of current directors or officers of the group or of other persons authorized to speak for the group or institution on matters affecting plates issued under this section.

(d) Require proof of veteran status for issuance of a veterans' recognition plate and specify what constitutes proof.

(2)(a) Except as otherwise provided in [paragraph (b)] **paragraphs (b) and (c)** of this subsection, in addition to any other fee authorized by law, upon issuance of a plate under this section and upon renewal of registration for a vehicle that has plates issued under this section, the department shall collect a surcharge of \$2.50 per plate for each year of the registration period.

(b) In addition to any other fee authorized by law, upon issuance of a plate under this section that recognizes an institution of higher education in this state, and upon renewal of registration for a vehicle that has such plates, the department shall collect a surcharge of \$8 per plate for each year of the registration period.

(c) In addition to any other fee authorized by law, upon issuance of a Share the Road registration plate, as described in subsection (7) of this section, the department shall collect a surcharge of \$5 per year of registration.

(3) Plates issued under this section shall be from the current regular issue of plates except that:

(a) In consultation with the group or the Director of Veterans' Affairs requesting the plates, the department shall add words to the plate that name or describe the group or veterans recognized.

(b) If the group or the Director of Veterans' Affairs requesting the plates represents persons who have been awarded the Purple Heart medal, the plates shall contain an image of the medal.

(c) If the group requesting the plates is an institution of higher education, the plates shall, upon request, contain words that indicate the plates are issued to recognize the institution or shall contain the institution's logo or an image of the institution's mascot.

(4) Except as otherwise required by the design chosen, the plates shall comply with the requirements of ORS 803.535. The department shall determine how many sets of plates shall be manufactured for each group approved under this section or for the Director of Veterans' Affairs. If the department does not sell or issue renewal for 500 sets of plates for a particular group or for the Director of Veterans' Affairs in any one year, the department shall cease production of those plates.

(5) Except as otherwise provided in subsection (6) of this section, each group that is found by the department to be eligible for plates issued under this section may designate an account into which the net proceeds of the surcharge collected by the department under subsection (2) of this section are to be deposited. The department shall keep accurate records of the number of plates issued for each group that qualifies. After payment of administrative expenses of the department, moneys collected under this section for each group shall be deposited by the department into an account specified by that group. If any group does not specify an account for the moneys collected from the sale of plates issued under this section, the department shall deposit moneys collected for those plates into the Environmental Quality Information Account established under ORS 802.100 to be used as other moneys in the account are used. Deposits under this subsection shall be made at least quarterly.

(6)(a) Each institution of higher education that requests a plate under this section shall designate an account in the general fund of the institution, and the proceeds in the account shall be used for the purpose of academic enrichment at the institution.

(b) Net proceeds of the surcharge collected by the department for the veterans' recognition plate shall be deposited in the trust fund established under ORS 406.050 for paying the expenses of operating the Oregon Veterans' Home. Deposits under this paragraph shall be made at least quarterly.

(c) Net proceeds of the surcharge collected by the department for Share the Road registration plates shall be deposited into two accounts designated by the Bicycle Transportation Alliance and Cycle Oregon. The department shall evenly distribute the net proceeds to each account. Deposits under this paragraph shall be made at least quarterly. At any time that the department determines that the accounts designated by the Bicycle Transportation Alliance and Cycle Oregon cease to exist, the department may deposit the proceeds into the Environmental Quality Information Account established under ORS 802.100.

(7) Notwithstanding subsection (3) of this section, the department shall design a Share the Road registration plate in consultation with the Bicycle Transportation Alliance and Cycle Oregon.

Passed by Senate May 10, 2007

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Secretary of Senate

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President of Senate

Passed by House June 8, 2007

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Speaker of House

Received by Governor:

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Approved:

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Governor

Filed in Office of Secretary of State:

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Secretary of State