

# House Bill 2512

Sponsored by Representative WINGARD; Representatives BARKER, FREEMAN, GILLIAM, HANNA, MATTHEWS, SPRENGER, WEIDNER, Senator BOQUIST (at the request of Mary Nunnenkamp)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Directs Department of Transportation to issue Fallen Public Safety Officer registration plates. Imposes surcharge on registration plates and directs department to deposit net proceeds collected from surcharge to Public Safety Memorial Fund.

## A BILL FOR AN ACT

1  
2 Relating to Fallen Public Safety Officer registration plate; amending ORS 805.205.

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

4 **SECTION 1.** ORS 805.205 is amended to read:

5 805.205. (1) The Department of Transportation shall provide for issuance of registration plates  
6 described in subsections (3) and (7) of this section for nonprofit groups meeting the qualifications for  
7 tax exempt status under section 501(c)(3) of the Internal Revenue Code and for institutions of higher  
8 education. Plates issued under this section may be issued to owners of motor vehicles registered  
9 under the provisions of ORS 803.420 (1). Plates issued under this section may not contain expressions  
10 of political opinion or religious belief. Rules adopted under this section shall include, but need not  
11 be limited to, rules that:

12 (a) Describe general qualifications to be met by any group in order to be eligible for plates is-  
13 sued under this section.

14 (b) Specify circumstances under which the department may cease to issue plates for any partic-  
15 ular group.

16 (c) Require each group for which plates are issued to file an annual statement on a form de-  
17 signed by the department showing that the group is a nonprofit group or an institution of higher  
18 education and otherwise meets the qualifications imposed for eligibility for plates issued under this  
19 section. The statement shall include names and addresses of current directors or officers of the  
20 group or of other persons authorized to speak for the group or institution on matters affecting plates  
21 issued under this section.

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

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

30 (c) In addition to any other fee authorized by law, upon issuance of a Share the Road registra-

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 tion plate, as described in subsection (7) of this section, the department shall collect a surcharge  
 2 of \$5 per year of registration.

3 **(d) In addition to any other fee authorized by law, upon issuance of a Fallen Public Safety**  
 4 **Officer registration plate, the department shall collect a surcharge of \$8 per plate for each**  
 5 **year of the registration period.**

6 (3) Plates issued under this section shall be from the current regular issue of plates except that  
 7 if the group requesting the plates is an institution of higher education, the plates shall, upon re-  
 8 quest, contain words that indicate the plates are issued to recognize the institution or shall contain  
 9 the institution's logo or an image of the institution's mascot.

10 (4) Except as otherwise required by the design chosen, the plates shall comply with the re-  
 11 quirements of ORS 803.535. The department shall determine how many sets of plates shall be man-  
 12 ufactured for each group approved under this section. If the department does not sell or issue  
 13 renewal for 500 sets of plates for a particular group in any one year, the department shall cease  
 14 production of those plates.

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

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

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

36 **(c) Net proceeds of the surcharge collected by the department for Fallen Public Safety**  
 37 **Officer registration plates shall be deposited into the Public Safety Memorial Fund estab-**  
 38 **lished under ORS 243.950.**

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