

Senate Bill 593

Sponsored by Senator FERRIOLI (at the request of Ruthie Boyd)

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 establish horse registration plate program. Imposes \$10 surcharge for each plate. Directs that moneys from surcharge on registration plate be transferred to Oregon Humane Society for investigation of animal abuse and neglect.

Appropriates moneys from General Fund to department for purpose of initiating horse registration plate program.

Increases to four number of special registration plates department may be required to offer at one time.

A BILL FOR AN ACT

1
2 Relating to horse registration plates; creating new provisions; amending ORS 805.202; and appro-
3 priating money.

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

5 **SECTION 1. Sections 2 and 3 of this 2009 Act are added to and made a part of the Oregon**
6 **Vehicle Code.**

7 **SECTION 2. (1) The Department of Transportation shall establish a horse registration**
8 **plate program to issue special registration plates called horse registration plates upon re-**
9 **quest to owners of motor vehicles registered under ORS 803.420 (1) to observe the importance**
10 **of horses to Oregon. In addition, the department may adopt rules for issuance of horse reg-**
11 **istration plates for vehicles not registered under ORS 803.420 (1).**

12 **(2) In addition to any other fee authorized by law, for each horse registration plate issued**
13 **under subsection (1) of this section, the department shall collect a surcharge of \$10 payable**
14 **when the plate is issued and upon each subsequent renewal of registration of a vehicle**
15 **bearing the plate. The department shall distribute the surcharge as provided in section 3 of**
16 **this 2009 Act.**

17 **(3) Notwithstanding ORS 803.530, horse registration plates may be transferred from ve-**
18 **hicle to vehicle if the department stops issuing the plates, as long as the plates are not so**
19 **old, damaged, mutilated or otherwise rendered illegible as to be useful for purposes of iden-**
20 **tification.**

21 **SECTION 3. (1) As used in this section, "cost of administration of the horse registration**
22 **plate program" means the sum of all Department of Transportation expenses for the issu-**
23 **ance or transfer of horse registration plates under section 2 of this 2009 Act, including, but**
24 **not limited to, the costs of collecting the horse registration plate surcharge and transferring**
25 **horse registration plates that are above the normal costs of issuing, renewing and trans-**
26 **ferring registration plates in the normal course of the business of the department.**

27 **(2) After deduction of the cost of administration of the horse registration plate program,**
28 **moneys from the surcharge imposed by section 2 of this 2009 Act shall be transferred and**

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 distributed to an account designated by the Oregon Humane Society to be used for the soci-
 2 ety's animal abuse and neglect investigation program. At any time that the department de-
 3 termines that the account designated by the Oregon Humane Society ceases to exist, the
 4 department may deposit the proceeds into the Passenger Rail Transportation Account es-
 5 tablished under ORS 802.100.

6 **SECTION 4.** (1) The Department of Transportation shall design the horse registration
 7 plate issued under section 2 of this 2009 Act.

8 (2) Except as otherwise required by the design chosen, horse registration plates shall
 9 comply with the requirements of ORS 803.535.

10 **SECTION 5.** (1) There is appropriated to the Department of Transportation, for the
 11 biennium beginning July 1, 2009, out of the General Fund, the amount of \$_____ for the
 12 purpose of initiating the horse registration plate program established under section 2 of this
 13 2009 Act, including, but not limited to, the horse registration plate design, computer pro-
 14 gramming and horse registration plate production setup. Any portion of the appropriation
 15 not used for initiating the horse registration plate program shall be transferred to the ac-
 16 count described in subsection (2) of this section.

17 (2) Notwithstanding section 3 of this 2009 Act, after deduction of the cost of adminis-
 18 tration of the horse registration plate program, as defined in section 3 of this 2009 Act, the
 19 department shall transfer the moneys from the surcharge imposed by section 2 of this 2009
 20 Act to a special account in the General Fund until sufficient funds have accumulated for the
 21 purpose of subsection (3) of this section.

22 (3) When the department determines that moneys in sufficient amount are available in
 23 the account described in subsection (2) of this section, but no later than June 30, 2011, the
 24 department shall reimburse the General Fund, without interest, in an amount equal to the
 25 amount appropriated from the General Fund under subsection (1) of this section. The moneys
 26 used to reimburse the General Fund under this subsection may not be considered a budget
 27 item on which a limitation is otherwise fixed by law, but shall be in addition to any specific
 28 biennial appropriation or amount authorized to be expended from continuously appropriated
 29 moneys for any biennial period.

30 (4) Any moneys remaining in the account described in subsection (2) of this section after
 31 the reimbursement required under subsection (3) of this section shall be transferred to the
 32 Oregon Humane Society as provided in section 3 of this 2009 Act.

33 **SECTION 6.** ORS 805.202 is amended to read:

34 805.202. (1) As used in this section, "special registration plate" means a registration plate issued
 35 by the Department of Transportation:

36 (a) For which a surcharge is imposed in order to raise money for an entity other than the de-
 37 partment;

38 (b) That is not a plate issued under ORS 805.105 or 805.205;

39 (c) That is not an elected official plate issued under ORS 805.220; and

40 (d) That is not a customized plate issued under ORS 805.240.

41 (2) The Legislative Assembly may not require the Department of Transportation to offer more
 42 than [*three*] **four** kinds of special registration plates at any one time. At any time the department
 43 is offering [*three*] **four** kinds of special registration plates, any bill enacted by the Legislative As-
 44 sembly that requires the department to issue a new kind of special registration plate shall include
 45 a provision requiring the department to eliminate at least one kind of special registration plate.

1 (3) When the department eliminates a kind of special registration plate in accordance with the
2 provisions of a law described in subsection (2) of this section, the department shall continue to issue
3 the plate until the new plate is available. When the new plate is available, the department shall
4 destroy the remaining stock of the eliminated plate.

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