

# House Bill 2738

Sponsored by Representative BOONE (Pre-session filed.)

## 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 consult with Oregon State University Marine Mammal Institute when designing Gray Whale registration plate.

## A BILL FOR AN ACT

1  
2 Relating to group registration plates; 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 is an institution of higher  
18 education and that the group or institution otherwise meets the qualifications imposed for eligibility  
19 for plates issued under this section. The statement shall include names and addresses of current  
20 directors or officers of the group or institution or of other persons authorized to speak for the group  
21 or institution on matters affecting plates issued under this section.

22 (2)(a) Except as otherwise provided in paragraphs (b) and (c) of this subsection, in addition to  
23 any other fee authorized by law, upon issuance of a plate under this section and upon renewal of  
24 registration for a vehicle that has plates issued under this section, the department shall collect a  
25 surcharge for each year of the registration period. The surcharge shall be determined by the de-  
26 partment by rule and may not be less than \$2.50 per plate and not more than \$16 per plate. In set-  
27 ting the amount of the surcharge, the department shall consult with the nonprofit group for which  
28 the plates are issued.

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

**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 of the registration period.

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

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

6 (a) If the group requesting the plates is an institution of higher education, the plates shall, upon  
 7 request, contain words that indicate the plates are issued to recognize the institution or shall con-  
 8 tain the institution's logo or an image of the institution's mascot; or

9 (b) If the group requesting the plates is a group that recognizes fallen public safety officers, the  
 10 plates shall, upon request, contain a decal that indicates the plates are issued to recognize fallen  
 11 public safety officers.

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

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

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

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

38 (7) Notwithstanding subsection (3) of this section, the department shall design:

39 (a) A Share the Road registration plate in consultation with the Bicycle Transportation Alliance  
 40 and Cycle Oregon.

41 (b) **A Gray Whale registration plate in consultation with the Oregon State University**  
 42 **Marine Mammal Institute.**

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