

House Bill 2180

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, as amended by section 68, chapter 37, Oregon Laws 2012, is amended
5 to read:

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

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

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

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

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

30 (b) In addition to any other fee authorized by law, upon issuance of a plate under this section
31 that recognizes an institution of higher education in this state, and upon renewal of registration for

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 a vehicle that has such plates, the department shall collect a surcharge of \$8 per plate for each year
 2 of the registration period.

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

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

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

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

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

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

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

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

39 (c) Net proceeds of the surcharge collected by the department for Keep Kids Safe registration
 40 plates shall be deposited into an account designated by the Children's Trust Fund of Oregon Foun-
 41 dation to fund strategies and approaches shown to prevent or reduce child abuse. Deposits made
 42 under this paragraph shall be made at least quarterly. At any time that the department determines
 43 that the account designated by the Children's Trust Fund of Oregon Foundation ceases to exist, the
 44 department may deposit the proceeds into the Passenger Rail Transportation Account established
 45 under ORS 802.100 to be used as other moneys in the account are used.

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

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

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

6 (c) **A Keep Kids Safe registration plate in consultation with the Children's Trust Fund
7 of Oregon Foundation and the regional entity that provides services to children and families
8 in Deschutes County.**

9 *[(8) Notwithstanding subsection (3) of this section, the department shall design a Keep Kids Safe
10 registration plate in consultation with the Children's Trust Fund of Oregon Foundation and the re-
11 gional entity that provides services to children and families in Deschutes County.]*

12 **SECTION 2.** ORS 805.205, as amended by sections 68 and 68a, chapter 37, Oregon Laws 2012,
13 is amended to read:

14 805.205. (1) The Department of Transportation shall provide for issuance of registration plates
15 described in subsections (3)[, (7) and (8)] **and (7)** of this section for nonprofit groups meeting the
16 qualifications for tax exempt status under section 501(c)(3) of the Internal Revenue Code and for
17 institutions of higher education. Plates issued under this section may be issued to owners of motor
18 vehicles registered under the provisions of ORS 803.420 (1). Plates issued under this section may not
19 contain expressions of political opinion or religious belief. Rules adopted under this section shall
20 include, but need not be limited to, rules that:

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

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

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

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

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

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

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

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

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

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

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

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

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

33 (c) Net proceeds of the surcharge collected by the department for Keep Kids Safe registration
34 plates shall be deposited into an account designated by the Children's Trust Fund of Oregon Foun-
35 dation to fund strategies and approaches shown to prevent or reduce child abuse. Deposits made
36 under this paragraph shall be made at least quarterly. At any time that the department determines
37 that the account designated by the Children's Trust Fund of Oregon Foundation ceases to exist, the
38 department shall deposit the proceeds into the Keep Kids Safe Registration Plate Account estab-
39 lished in section 68b, chapter 37, Oregon Laws 2012. At the beginning of each biennium, the Early
40 Learning Council shall evenly distribute the moneys in the Keep Kids Safe Registration Plate Ac-
41 count to the counties in this state, until each county receives \$1,000. After each county has received
42 \$1,000, the council shall distribute any remaining moneys to each county in an amount equal to the
43 percentage of Keep Kids Safe registration plates sold in that county. Each county shall use the
44 moneys received under this paragraph solely for the purpose of funding strategies and approaches
45 shown to prevent or reduce child abuse.

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

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

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

6 (c) **A Keep Kids Safe registration plate in consultation with the Children's Trust Fund
7 of Oregon Foundation and the regional entity that provides services to children and families
8 in Deschutes County.**

9 *[(8) Notwithstanding subsection (3) of this section, the department shall design a Keep Kids Safe
10 registration plate in consultation with the Children's Trust Fund of Oregon Foundation and the re-
11 gional entity that provides services to children and families in Deschutes County.]*

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