# House Bill 3232

Sponsored by Representatives KENNEMER, MCLAIN; Representative REARDON, Senator THOMSEN

### 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 breast cancer awareness registration plate program for issuance of special registration plate.

Imposes surcharge per year of registration and directs department to transfer net proceeds from surcharge to Oregon Health Authority Fund. Appropriates moneys from General Fund to Department of Transportation for purpose of initi-

Appropriates moneys from General Fund to Department of Transportation for purpose of initating program. Repeals limitation on number of special registration plates department may issue at one time.

Repeals limitation on number of special registration plates department may issue at one time. Declares emergency, effective on passage.

1	A BILL FOR AN ACT
<b>2</b>	Relating to the breast cancer awareness registration plate program; creating new provisions;
3	amending section 2, chapter 823, Oregon Laws 2009; repealing ORS 805.202; and declaring an
4	emergency.
5	Be It Enacted by the People of the State of Oregon:
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7	BREAST CANCER AWARENESS
8	<b>REGISTRATION PLATE PROGRAM</b>
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10	SECTION 1. Sections 2 and 3 of this 2015 Act are added to and made a part of the Oregon
11	Vehicle Code.
12	SECTION 2. (1) The Department of Transportation shall establish a breast cancer
13	awareness registration plate program to issue special registration plates called "breast can-
14	cer awareness registration plates" upon request to owners of motor vehicles registered un-
15	der ORS 803.420 (1). In addition, the department may adopt rules for issuance of breast
16	cancer awareness registration plates for vehicles not registered under ORS 803.420 (1).
17	(2) In addition to any other fee authorized by law, for each breast cancer awareness
18	registration plate issued under subsection (1) of this section, the department shall collect a
19	surcharge of \$30 per year of registration, payable when the plate is issued and upon each
20	subsequent renewal of registration of a vehicle bearing the plate. The department shall dis-
21	tribute the surcharge as provided in section 3 of this 2015 Act.
22	(3) Notwithstanding ORS 803.530, the breast cancer awareness registration plates may
23	be transferred from vehicle to vehicle if the department stops issuing the plates, as long as
24	the plates are not so old, damaged, mutilated or otherwise rendered illegible as to be not
25	useful for purposes of identification.
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27	FUNDING FOR BREAST AND CERVICAL CANCER AWARENESS PROGRAM
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<u>SECTION 3.</u> (1) Moneys from the surcharge imposed by section 2 of this 2015 Act shall be transferred to the Oregon Health Authority Fund established by ORS 413.101 after deduction of the cost of administration of the breast cancer awareness registration plate program, including but not limited to the costs of collecting the breast cancer awareness registration plate surcharge and transferring breast cancer awareness registration plates that are above the normal costs of issuing, renewing and transferring registration plates in the normal course of business of the Department of Transportation.

8 (2) Moneys deposited under subsection (1) of this section are continuously appropriated 9 to the Oregon Health Authority for activities under ORS 414.534 related to early detection 10 of breast and cervical cancers as part of the Oregon Breast and Cervical Cancer Program.

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## DESIGN

14 <u>SECTION 4.</u> (1) The Department of Transportation shall design the breast cancer 15 awareness registration plates issued under section 2 of this 2015 Act and shall ensure that 16 the design includes a symbol or artwork recognizing breast cancer awareness.

17 (2) Except as otherwise required by subsection (1) of this section, breast cancer aware 18 ness registration plates must comply with the requirements of ORS 803.535.

#### APPROPRIATION

<u>SECTION 5.</u> (1) There is appropriated to the Department of Transportation, for the biennium beginning July 1, 2015, out of the General Fund, the amount of <u>s</u> for the purpose of initiating the breast cancer awareness registration plate program established under section 2 of this 2015 Act, including but not limited to the breast cancer awareness registration plate design, computer programming and production setup. Any portion of the appropriation not used for initiating the breast cancer awareness registration plate program shall be transferred to the account described in subsection (2) of this section.

(2) Notwithstanding section 3 of this 2015 Act, after deduction of the cost of administration of the breast cancer awareness registration plate program, as described in section 3
of this 2015 Act, the department shall transfer the moneys from the surcharge imposed by
section 2 of this 2015 Act to an account in the General Fund until sufficient funds have accumulated for the purpose described in subsection (3) of this section.

34 (3) When the department determines that moneys in sufficient amount are available in 35the account described in subsection (2) of this section, but no later than June 30, 2017, the department shall reimburse the General Fund, without interest, in an amount equal to the 36 37 amount appropriated from the General Fund under subsection (1) of this section. The moneys 38 used to reimburse the General Fund under this subsection may not be considered a budget item on which a limitation is otherwise fixed by law, but shall be in addition to any specific 39 40 biennial appropriation or amount authorized to be expended from continuously appropriated moneys for any biennial period. 41

(4) Any moneys remaining in the account described in subsection (2) of this section after
the reimbursement required under subsection (3) of this section shall be transferred to the
Oregon Health Authority Fund as provided in section 3 of this 2015 Act.

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1	REPEAL
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3	SECTION 6. ORS 805.202 is repealed.
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5	CONFORMING AMENDMENTS
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7	SECTION 7. Section 2, chapter 823, Oregon Laws 2009, as amended by section 8, chapter 709,
8	Oregon Laws 2011, is amended to read:
9	Sec. 2. (1) The Department of Transportation shall establish a Pacific Wonderland registration
10	plate program to issue special registration plates called "Pacific Wonderland registration plates"
11	upon request to owners of motor vehicles registered under the provisions of ORS 803.420 (1). In ad-
12	dition, the department may adopt rules for issuance of Pacific Wonderland registration plates for
13	vehicles not registered under the provisions of ORS 803.420 (1).
14	(2) In addition to any other fee authorized by law, for each set of Pacific Wonderland registra-
15	tion plates issued under subsection (1) of this section, the department shall collect a surcharge of
16	\$100 payable when the plates are issued. The department shall transfer the moneys from the sur-
17	charge as provided in section 3, chapter 823, Oregon Laws 2009.
18	(3) Notwithstanding ORS 803.530, Pacific Wonderland registration plates may be transferred
19	from vehicle to vehicle if the department stops issuing the plates, as long as the plates are not so
20	old, damaged, mutilated or otherwise rendered illegible as to be not useful for purposes of identifi-
21	cation.
22	(4) The department shall limit the total number of Pacific Wonderland registration plates to
23	40,000 sets of plates.
24	[(5) Notwithstanding ORS 805.202, until the department has issued 40,000 sets of plates under this
25	section, the department may issue five kinds of special registration plates at any one time.]
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27	CAPTIONS
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29	SECTION 8. The unit captions used in this 2015 Act are provided only for the convenience
30	of the reader and do not become part of the statutory law of this state or express any leg-
31	islative intent in the enactment of this 2015 Act.
32 22	EMERGENCY CLAUSE
33 34	EMERGENCI CLAUSE
34 35	SECTION 9. This 2015 Act being necessary for the immediate preservation of the public
36	peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect
37	on its passage.
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