

House Bill 3121

Sponsored by Representative WHISNANT, Senator TELFER; Representatives BAILEY, BARKER, BARTON, BENTZ, BERGER, BOONE, BRUUN, BUCKLEY, CAMERON, CLEM, C EDWARDS, ESQUIVEL, FREEMAN, GARRARD, GARRETT, GILLIAM, HANNA, HARKER, HUFFMAN, JENSON, KENNEMER, KOMP, KRIEGER, MATTHEWS, MAURER, OLSON, RICHARDSON, ROBLAN, SCHAUFLE, SHIELDS, G SMITH, SPRENGER, STIEGLER, THATCHER, THOMPSON, VANORMAN, WEIDNER, WINGARD, Senators BOQUIST, FERRIOLI, GIROD, KRUSE, SCHRADER, WHITSETT, WINTERS

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 Keep Kids Safe registration plates. Imposes surcharge on registration plates and directs department to deposit net proceeds collected from surcharge to State Commission on Children and Families Account for child abuse prevention programs.

A BILL FOR AN ACT

1
2 Relating to Keep Kids Safe registration plate; amending ORS 805.205 and 805.206.

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)*] **(7) and (8)** of this section for nonprofit groups meeting the
7 qualifications for tax exempt status under section 501(c)(3) of the Internal Revenue Code, [*and*] for
8 institutions of higher education **and for the State Commission on Children and Families**. Plates
9 issued under this section may be issued to owners of motor vehicles registered under the provisions
10 of ORS 803.420 (1). Plates issued under this section may not contain expressions of political opinion
11 or religious belief. Rules adopted under this section shall include, but need not be limited to, rules
12 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, **other than the State Commission on**
18 **Children and Families**, to file an annual statement on a form designed by the department showing
19 that the group is a nonprofit group or **is** an institution of higher education and **that the group or**
20 **institution** otherwise meets the qualifications imposed for eligibility for plates issued under this
21 section. The statement shall include names and addresses of current directors or officers of the
22 group or **institution or** of other persons authorized to speak for the group or institution on matters
23 affecting plates issued under this section.

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

28 (b) In addition to any other fee authorized by law, upon issuance of a plate under this section

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 that recognizes an institution of higher education in this state, and upon renewal of registration for
 2 a vehicle that has such plates, the department shall collect a surcharge of \$8 per plate for each year
 3 of the registration period.

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

7 **(d) In addition to any other fee authorized by law, upon issuance of a Keep Kids Safe**
 8 **registration plate, as described in subsection (8) of this section, and upon renewal of regis-**
 9 **tration for a vehicle that has such plates, the department shall collect a surcharge of \$16**
 10 **per year of registration.**

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

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

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

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

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

41 **(c) Net proceeds of the surcharge collected by the department for Keep Kids Safe regis-**
 42 **tration plates shall be deposited in the State Commission on Children and Families Account**
 43 **established under ORS 417.733 for child abuse prevention programs. Deposits made under this**
 44 **paragraph shall be made at least quarterly.**

45 (7) Notwithstanding subsection (3) of this section, the department shall design a Share the Road

1 registration plate in consultation with the Bicycle Transportation Alliance and Cycle Oregon.

2 **(8) Notwithstanding subsection (3) of this section, the department shall design a Keep**
3 **Kids Safe registration plate in consultation with the State Commission on Children and**
4 **Families.**

5 **SECTION 2.** ORS 805.206 is amended to read:

6 805.206. A group, institution, [*or*] organization **or the State Commission on Children and**
7 **Families, [*that requests*] upon requesting** issuance of a plate under ORS 805.205, shall pay to the
8 Department of Transportation an application fee of \$10,000 in addition to all of the department's
9 anticipated costs of adding the group to the program. The department may not begin creating or
10 issuing the plates until the application fee and anticipated costs are paid. If 1,000 sets of the plates
11 are purchased in the first 12 months that the plates are available, the department shall refund the
12 application fee. For purposes of this section, costs of adding a new group include, but are not limited
13 to, computer programming costs and vendor set-up fees.

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