

# House Bill 3355

Sponsored by Representatives BARTON, RAYFIELD; Representatives EVANS, READ, Senator DEMBROW

## 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 Portland Trail Blazers license plate program for issuance of special registration plate.

Imposes surcharge per year of registration. Directs that moneys from surcharge on registration plate be transferred to Trail Blazers Foundation established by Portland Trail Blazers.

Repeals limitation on number of special registration plates department may issue at one time.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

Relating to special registration plates; creating new provisions; amending section 2, chapter 823, Oregon Laws 2009; repealing ORS 805.202; and declaring an emergency.

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

### PORTLAND TRAIL BLAZERS REGISTRATION PLATE PROGRAM

**SECTION 1.** Sections 2 and 3 of this 2015 Act are added to and made a part of the Oregon Vehicle Code.

**SECTION 2.** (1) The Department of Transportation shall establish a Portland Trail Blazers registration plate program to issue special registration plates to support charitable initiatives through the Trail Blazers Foundation established by the Portland Trail Blazers. The special registration plates shall be issued upon request to owners of motor vehicles registered under ORS 803.420 (1). In addition, the department may adopt rules for issuance of Portland Trail Blazers registration plates for vehicles not registered under ORS 803.420 (1).

(2) In addition to any other fee authorized by law, for each set of Portland Trail Blazers registration plates issued under subsection (1) of this section, the department shall collect a surcharge of \$\_\_\_\_\_ per year of registration, payable when the plates are issued and upon each subsequent renewal of registration of a vehicle bearing the plates. The department shall distribute the moneys from the surcharge as provided in section 3 of this 2015 Act.

(3) Notwithstanding ORS 803.530, Portland Trail Blazers registration plates may be transferred from vehicle to vehicle if the department stops issuing the plates, as long as the plates are not too old, damaged, mutilated or otherwise rendered illegible to be useful for purposes of identification.

(4) Portland Trail Blazers registration plate must include the name or logo of the Portland Trail Blazers basketball team. The department shall design each plate in consultation with the Portland Trail Blazers. The final design of the plate is subject to approval by the Portland Trail Blazers. The department may enter into agreements for the use of the logo, name, marks or slogans associated with the Portland Trail Blazers or the National

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 **Basketball Association, as necessary for the use of the design.**

2 (5) **Except as otherwise required by the design approved by the department, Portland**  
 3 **Trail Blazers registration plates must comply with the requirements of ORS 803.535.**

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 5 **FUNDS TO THE TRAIL BLAZERS FOUNDATION**

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 7 **SECTION 3. Moneys from the surcharge imposed by section 2 of this 2015 Act must be**  
 8 **transferred to the Trail Blazers Foundation established by the Portland Trail Blazers after**  
 9 **deduction of the cost of administration of the Portland Trail Blazers registration plate pro-**  
 10 **gram, including but not limited to the costs of collecting the Portland Trail Blazers regis-**  
 11 **tration plate surcharge and transferring Portland Trail Blazers registration plates that are**  
 12 **above the normal costs of issuing, renewing and transferring registration plates in the**  
 13 **normal course of the business of the Department of Transportation. Any necessary royalties**  
 14 **due to the National Basketball Association are the responsibility of the Portland Trail**  
 15 **Blazers.**

16 **SECTION 4. (1) The Department of Transportation may not begin creating or issuing the**  
 17 **Portland Trail Blazers registration plate until the department receives the amount necessary**  
 18 **to cover the department's anticipated costs of initiating the Portland Trail Blazers registra-**  
 19 **tion plate program established under section 2 of this 2015 Act. The anticipated costs under**  
 20 **this section shall include, but are not limited to, the Portland Trail Blazers registration plate**  
 21 **design, computer programming and production setup. Any portion of amounts received and**  
 22 **not used for initiating the Portland Trail Blazers registration plate program must be trans-**  
 23 **ferred to the Trail Blazers Foundation established by the Portland Trail Blazers.**

24 (2) **If the initial costs are not provided by the Portland Trail Blazers, the department**  
 25 **may accept donations, gifts, grants or contributions from any public or private source for**  
 26 **the purpose of carrying out this section.**

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 28 **CONFORMING AMENDMENTS**

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 30 **SECTION 5. ORS 805.202 is repealed.**

31 **SECTION 6. Section 2, chapter 823, Oregon Laws 2009, as amended by section 8, chapter 709,**  
 32 **Oregon Laws 2011, is amended to read:**

33 **Sec. 2. (1) The Department of Transportation shall establish a Pacific Wonderland registration**  
 34 **plate program to issue special registration plates called "Pacific Wonderland registration plates"**  
 35 **upon request to owners of motor vehicles registered under the provisions of ORS 803.420 (1). In ad-**  
 36 **dition, the department may adopt rules for issuance of Pacific Wonderland registration plates for**  
 37 **vehicles not registered under the provisions of ORS 803.420 (1).**

38 (2) **In addition to any other fee authorized by law, for each set of Pacific Wonderland registra-**  
 39 **tion plates issued under subsection (1) of this section, the department shall collect a surcharge of**  
 40 **\$100 payable when the plates are issued. The department shall transfer the moneys from the sur-**  
 41 **charge as provided in section 3, chapter 823, Oregon Laws 2009.**

42 (3) **Notwithstanding ORS 803.530, Pacific Wonderland registration plates may be transferred**  
 43 **from vehicle to vehicle if the department stops issuing the plates, as long as the plates are not so**  
 44 **old, damaged, mutilated or otherwise rendered illegible as to be not useful for purposes of identifi-**  
 45 **cation.**

1 (4) The department shall limit the total number of Pacific Wonderland registration plates to  
2 40,000 sets of plates.

3 [(5) *Notwithstanding ORS 805.202, until the department has issued 40,000 sets of plates under this*  
4 *section, the department may issue five kinds of special registration plates at any one time.*]

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6 **CAPTIONS**

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8 **SECTION 7. The unit captions used in this 2015 Act are provided only for the convenience**  
9 **of the reader and do not become part of the statutory law of this state or express any leg-**  
10 **islative intent in the enactment of this 2015 Act.**

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12 **EMERGENCY CLAUSE**

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14 **SECTION 8. This 2015 Act being necessary for the immediate preservation of the public**  
15 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**  
16 **on its passage.**

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