



**COMMITTEE STATEMENT:**

**ASSEMBLY:** No

**SENATE:** Yes

Identical to Assembly Statement for A3235

**FLOOR AMENDMENT STATEMENTS:** No

**LEGISLATIVE FISCAL ESTIMATE:** No

**VETO MESSAGE:** No

**GOVERNOR'S PRESS RELEASE ON SIGNING:** Yes

**FOLLOWING WERE PRINTED:**

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**REPORTS:** No

**HEARINGS:** No

**NEWSPAPER ARTICLES:** No

# ASSEMBLY, No. 3235

## STATE OF NEW JERSEY 209th LEGISLATURE

INTRODUCED FEBRUARY 22, 2001

**Sponsored by:**

**Assemblyman ALEX DECROCE**

**District 26 (Essex, Morris and Passaic)**

**Assemblyman JOSEPH V. DORIA, JR.**

**District 31 (Hudson)**

**Co-Sponsored by:**

**Assemblyman Gear**

**SYNOPSIS**

Establishes organ donor license plate.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 3/9/2001)**

1 AN ACT concerning special license plates, amending P.L. 1999, c.386  
2 and supplementing chapter 3 of Title 39 of the Revised Statutes.

3  
4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

6  
7 1. (New section) a. The Director of the Division of Motor  
8 Vehicles may issue for a motor vehicle owned or leased and registered  
9 in the State special license plates bearing, in addition to the marking  
10 or identification otherwise required by law, the slogan "Be An Organ  
11 Donor." These plates shall be designed by the director, in consultation  
12 with the New Jersey Organ and Tissue Sharing Network, to educate  
13 the public about the urgent need for organ donation and the life saving  
14 benefits of organ transplants.

15 b. Application for issuance of "Be An Organ Donor" license plates  
16 shall be made to the director on such forms and in such manner as may  
17 be prescribed by the director. The director shall collect for each set  
18 of plates issued an application fee of \$50 and an annual renewal fee of  
19 \$10, in addition to the fees otherwise prescribed by law for the  
20 registration of motor vehicles.

21 c. Monies collected from the additional application and renewal  
22 fees for organ donor license plates shall be deposited in the Organ and  
23 Tissue Donor Awareness Education Fund established by P.L.1999,  
24 c.386 (C.54A:9-25.17 et seq.).

25 These monies shall be allocated from the fund in the following order  
26 of priority:

27 (1) to reimburse the amount of contributions provided pursuant to  
28 section 2 of this act;

29 (2) to reimburse the Division of Motor Vehicles for any additional  
30 costs, including computer programming changes, incurred in  
31 producing, issuing, reviewing and publicizing the availability of organ  
32 donor license plates; and

33 (3) for the purposes of the fund as designated in section 2 of  
34 P.L.1999, c.386 (C.54A:9-25.18).

35  
36 2. (New section) The New Jersey Organ and Tissue Sharing  
37 Network shall contribute an amount to be determined by the director,  
38 not to exceed a total of \$50,000, to be used to offset the initial costs  
39 incurred by the division for producing, issuing, renewing, and  
40 publicizing the availability of special organ donor license plates. To  
41 help offset the initial costs incurred by the division for the special  
42 license plates authorized by this act, other concerned organizations  
43 and individual donors may assist by contributing monies to the

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.**

**Matter underlined thus is new matter.**

1 network for this purpose. Any amount remaining after the payment of  
2 the initial costs shall be returned to the contributors.

3  
4 3. (New section) a. The director shall notify eligible motorists of  
5 the opportunity to obtain organ donor license plates by including a  
6 notice with all motor vehicle registration renewals, and by posting  
7 appropriate posters or signs in all division facilities and offices. The  
8 notices, posters and signs shall be designed by the director after  
9 consulting with the New Jersey Organ and Tissue Sharing Network.

10 b. The Commissioner of Transportation, the State Treasurer, and  
11 the director shall develop and enter into an interagency memorandum  
12 of agreement setting forth the procedures to be followed by the  
13 departments and the division in carrying out their respective  
14 responsibilities under this act.

15  
16 4. (New section) a. The director shall annually certify to the  
17 Commissioner of Transportation the average cost per license plate  
18 incurred in the immediately preceding year by the Division of Motor  
19 Vehicles in producing, issuing, renewing and publicizing the  
20 availability of organ donor license plates. The annual certification of  
21 the average cost per license plate shall be approved by the Joint  
22 Budget Oversight Committee.

23 b. In the event that the average cost per license plate, as certified  
24 by the director and approved by the Joint Budget Oversight  
25 Committee, or its successor, is greater than the \$50 application fee  
26 established in section 1 of this act in two consecutive fiscal years, the  
27 director may discontinue the issuance of the organ donor license  
28 plates.

29  
30 5. Section 1 of P.L.1999, c.386 (C.54A:9-25.17) is amended to  
31 read as follows:

32 1. a. There is established in the Department of the Treasury a  
33 special fund to be known as the "Organ and Tissue Donor Awareness  
34 Education Fund."

35 b. Each taxpayer shall have the opportunity to indicate on the  
36 taxpayer's New Jersey gross income tax return that a portion of the  
37 taxpayer's tax refund or an enclosed contribution shall be deposited in  
38 the special fund.

39 c. Any costs incurred by the Division of Taxation for collection or  
40 administration attributable to this act may be deducted from receipts  
41 collected pursuant to this act, as determined by the Director of the  
42 Division of Budget and Accounting. The State Treasurer shall deposit  
43 net contributions collected pursuant to this act into the "Organ and  
44 Tissue Donor Awareness Education Fund."

45 d. Revenues derived from the issuance of special "Be An Organ  
46 Donor" license plates, pursuant to P.L. c. (C. ) (now pending

1 before the Legislature as this bill), shall be deposited in the fund and  
2 shall be allocated as provided in subsection c. of section 1 of P.L. c.  
3 (C. ) (now pending before the Legislature as this bill).  
4 (cf: P.L.1999, c.386, s.1)

5  
6 6. Section 2 of P.L.1999, c.386 (C.54A:9-25.18) is amended to  
7 read as follows:

8 2. **[The]** Except for those funds deposited and allocated pursuant  
9 to paragraphs (1) and (2) of subsection c. of section 1 of P.L. c.  
10 (C. ) (now pending before the Legislature as this bill), the  
11 Legislature shall annually appropriate all funds deposited in the "Organ  
12 and Tissue Donor Awareness Education Fund" established pursuant to  
13 this act to the organ procurement organizations designated by the  
14 federal government to provide services in this State. These funds shall  
15 be proportionally distributed to the organ procurement organizations,  
16 based upon the adjusted population base specified by the federal  
17 Health Care Financing Administration for these organizations, for  
18 expenses and educational materials concerning organ donor and tissue  
19 sharing Statewide.

20 (cf: P.L.1999, c.386, s.2)

21  
22 7. This act shall take effect on the first day of the third month after  
23 enactment; except the Director of the Division of Budget and  
24 Accounting, the State Treasurer, the Commissioner of Transportation  
25 and the Director of the Division of Motor Vehicles may take such  
26 action in advance of the effective date as may be necessary for the  
27 timely implementation of this act.

28  
29  
30 STATEMENT

31  
32 This bill provides for the issuance of special license plates to  
33 educate the public about the urgent need for the donation of body  
34 organs for medical and scientific purposes. These license plates would  
35 bear the words "Be An Organ Donor." They would be designed by the  
36 Division of Motor Vehicles in consultation with the New Jersey Organ  
37 and Tissue Sharing Network.

38 An application fee of \$50 would be charged for these special license  
39 plates, as well as an annual renewal fee of \$10, in addition to the fees  
40 otherwise prescribed for the issuance of license plates. These fees  
41 would be deposited in the Organ and Tissue Donor Awareness  
42 Education Fund. This fund was established by P.L.1999, c.386 to  
43 provide funding for organ procurement organizations. After  
44 reimbursement for the costs of producing and issuing the special  
45 plates, the remaining fee revenue would be allocated to support these  
46 organizations.

**A3235 DECROCE, DORIA**

5

1       The bill requires the New Jersey Organ and Tissue Sharing Network  
2 to contribute an amount, to be determined by the Director of the  
3 Division of Motor Vehicles, of up to \$50,000 to defray costs incurred  
4 by the division in producing, issuing, renewing, and publicizing organ  
5 donor license plates. This contribution would be reimbursed from the  
6 first proceeds derived from issuance of the license plates and deposited  
7 in the Organ and Tissue Donor Awareness Education Fund.

# ASSEMBLY TRANSPORTATION COMMITTEE

## STATEMENT TO

### **ASSEMBLY, No. 3235**

with committee amendments

# **STATE OF NEW JERSEY**

DATED: MARCH 22, 2001

The Assembly Transportation Committee reports favorably and with committee amendments Assembly Bill No. 3235.

This amended bill provides for the issuance of special organ donor license plates which would bear the words "Be An Organ Donor." The special plates would be designed by the Division of Motor Vehicles in consultation with the New Jersey Transplant Association. In addition, opportunity for comment on the design of the plates shall be afforded to the organ procurement organizations designated by the federal government to provide services in this State.

An application fee of \$50 would be charged for these special license plates, as well as an annual renewal fee of \$10, in addition to the fees otherwise prescribed for the issuance of license plates. These fees would be deposited in the Organ and Tissue Donor Awareness Education Fund. This fund was established by P.L.1999, c.386 to provide funding for organ procurement organizations. After reimbursement for the costs of producing and issuing the special plates, the remaining fee revenue would be allocated to support these organizations.

The amended bill requires the New Jersey Transplant Association to contribute an amount, to be determined by the Director of the Division of Motor Vehicles, of up to \$50,000 to defray costs incurred by the division in producing, issuing, renewing, and publicizing organ donor license plates. This contribution would be reimbursed from the first proceeds derived from issuance of the license plates.

The committee amended the bill to replace the previous reference to the New Jersey Organ and Tissue Sharing Network with the New Jersey Transplant Association. In addition, opportunity for comment on the design of the plates shall be afforded to the organ procurement organizations designated by the federal government to provide services in this State. The amendments also make a technical correction.



[First Reprint]

**ASSEMBLY, No. 3235**

**STATE OF NEW JERSEY**  
**209th LEGISLATURE**

INTRODUCED FEBRUARY 22, 2001

**Sponsored by:**

**Assemblyman ALEX DECROCE**

**District 26 (Essex, Morris and Passaic)**

**Assemblyman JOSEPH V. DORIA, JR.**

**District 31 (Hudson)**

**Co-Sponsored by:**

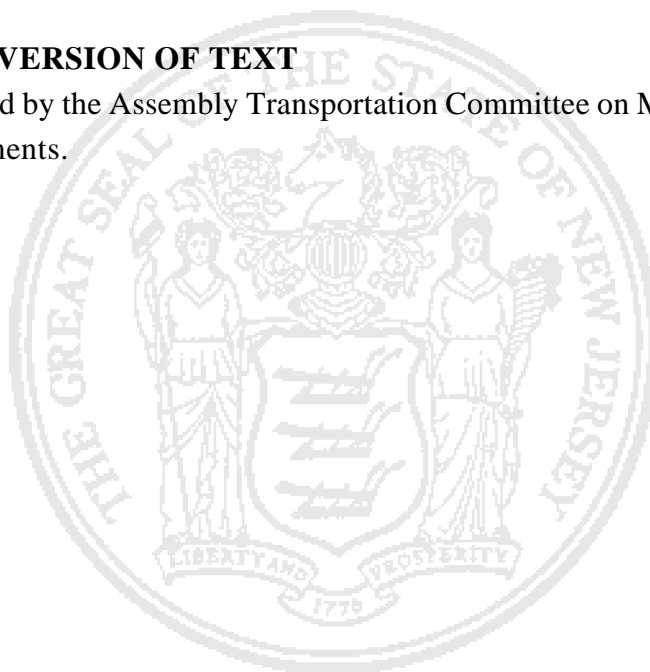
**Assemblyman Guear, Assemblywoman Greenstein, Senators Ciesla and Matheussen**

**SYNOPSIS**

Establishes organ donor license plate.

**CURRENT VERSION OF TEXT**

As reported by the Assembly Transportation Committee on March 22, 2001, with amendments.



**(Sponsorship Updated As Of: 6/29/2001)**

1 AN ACT concerning special license plates, amending P.L. 1999, c.386  
2 and supplementing chapter 3 of Title 39 of the Revised Statutes.

3  
4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

6  
7 1. (New section) a. The Director of the Division of Motor  
8 Vehicles may issue for a motor vehicle owned or leased and registered  
9 in the State special license plates bearing, in addition to the marking  
10 or identification otherwise required by law, the slogan "Be An Organ  
11 Donor." These plates shall be designed by the director, in consultation  
12 with the <sup>1</sup>[New Jersey Organ and Tissue Sharing Network] New  
13 Jersey Transplant Association<sup>1</sup>, to educate the public about the urgent  
14 need for organ donation and the life saving benefits of organ  
15 transplants. <sup>1</sup>Opportunity for comment on the design of the plates  
16 shall be afforded to the organ procurement organizations designated  
17 by the federal government to provide services in this State.<sup>1</sup>

18 b. Application for issuance of "Be An Organ Donor" license plates  
19 shall be made to the director on such forms and in such manner as may  
20 be prescribed by the director. The director shall collect for each set  
21 of plates issued an application fee of \$50 and an annual renewal fee of  
22 \$10, in addition to the fees otherwise prescribed by law for the  
23 registration of motor vehicles.

24 c. Monies collected from the additional application and renewal  
25 fees for organ donor license plates shall be deposited in the Organ and  
26 Tissue Donor Awareness Education Fund established by P.L.1999,  
27 c.386 (C.54A:9-25.17 et seq.).

28 These monies shall be allocated from the fund in the following order  
29 of priority:

30 (1) to reimburse the amount of contributions provided pursuant to  
31 section 2 of this act;

32 (2) to reimburse the Division of Motor Vehicles for any additional  
33 costs, including computer programming changes, incurred in  
34 producing, issuing, reviewing and publicizing the availability of organ  
35 donor license plates; and

36 (3) for the purposes of the fund as designated in section 2 of  
37 P.L.1999, c.386 (C.54A:9-25.18).

38  
39 2. (New section) The <sup>1</sup>[New Jersey Organ and Tissue Sharing  
40 Network] New Jersey Transplant Association<sup>1</sup> shall contribute an  
41 amount to be determined by the director, not to exceed a total of

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.**

**Matter underlined thus is new matter.**

**Matter enclosed in superscript numerals has been adopted as follows:**

<sup>1</sup> Assembly ATR committee amendments adopted March 22, 2001.

1 \$50,000, to be used to offset the initial costs incurred by the division  
2 for producing, issuing, renewing, and publicizing the availability of  
3 special organ donor license plates. To help offset the initial costs  
4 incurred by the division for the special license plates authorized by this  
5 act, other concerned organizations and individual donors may assist by  
6 contributing monies to the <sup>1</sup>[network] association<sup>1</sup> for this purpose.  
7 Any amount remaining after the payment of the initial costs shall be  
8 returned to the contributors.

9  
10 3. (New section) a. The director shall notify eligible motorists of  
11 the opportunity to obtain organ donor license plates by including a  
12 notice with all motor vehicle registration renewals, and by posting  
13 appropriate posters or signs in all division facilities and offices. The  
14 notices, posters and signs shall be designed <sup>1</sup>[be] by<sup>1</sup> the director  
15 after consulting with the <sup>1</sup>[New Jersey Organ and Tissue Sharing  
16 Network] New Jersey Transplant Association<sup>1</sup>.

17 b. The Commissioner of Transportation, the State Treasurer, and  
18 the director shall develop and enter into an interagency memorandum  
19 of agreement setting forth the procedures to be followed by the  
20 departments and the division in carrying out their respective  
21 responsibilities under this act.

22  
23 4. (New section) a. The director shall annually certify to the  
24 Commissioner of Transportation the average cost per license plate  
25 incurred in the immediately preceding year by the Division of Motor  
26 Vehicles in producing, issuing, renewing and publicizing the  
27 availability of organ donor license plates. The annual certification of  
28 the average cost per license plate shall be approved by the Joint  
29 Budget Oversight Committee.

30 b. In the event that the average cost per license plate, as certified  
31 by the director and approved by the Joint Budget Oversight  
32 Committee, or its successor, is greater than the \$50 application fee  
33 established in section 1 of this act in two consecutive fiscal years, the  
34 director may discontinue the issuance of the organ donor license  
35 plates.

36  
37 5. Section 1 of P.L.1999, c.386 (C.54A:9-25.17) is amended to  
38 read as follows:

39 1. a. There is established in the Department of the Treasury a  
40 special fund to be known as the "Organ and Tissue Donor Awareness  
41 Education Fund."

42 b. Each taxpayer shall have the opportunity to indicate on the  
43 taxpayer's New Jersey gross income tax return that a portion of the  
44 taxpayer's tax refund or an enclosed contribution shall be deposited in  
45 the special fund.

46 c. Any costs incurred by the Division of Taxation for collection or

1 administration attributable to this act may be deducted from receipts  
2 collected pursuant to this act, as determined by the Director of the  
3 Division of Budget and Accounting. The State Treasurer shall deposit  
4 net contributions collected pursuant to this act into the "Organ and  
5 Tissue Donor Awareness Education Fund."

6 d. Revenues derived from the issuance of special "Be An Organ  
7 Donor" license plates, pursuant to P.L. c. (C. ) (now pending  
8 before the Legislature as this bill), shall be deposited in the fund and  
9 shall be allocated as provided in subsection c. of section 1 of P.L. c.  
10 (C. ) (now pending before the Legislature as this bill).

11 (cf: P.L.1999, c.386, s.1)

12

13 6. Section 2 of P.L.1999, c.386 (C.54A:9-25.18) is amended to  
14 read as follows:

15 2. [The] Except for those funds deposited and allocated pursuant  
16 to paragraphs (1) and (2) of subsection c. of section 1 of P.L. c.  
17 (C. ) (now pending before the Legislature as this bill), the  
18 Legislature shall annually appropriate all funds deposited in the "Organ  
19 and Tissue Donor Awareness Education Fund" established pursuant to  
20 this act to the organ procurement organizations designated by the  
21 federal government to provide services in this State. These funds shall  
22 be proportionally distributed to the organ procurement organizations,  
23 based upon the adjusted population base specified by the federal  
24 Health Care Financing Administration for these organizations, for  
25 expenses and educational materials concerning organ donor and tissue  
26 sharing Statewide.

27 (cf: P.L.1999, c.386, s.2)

28

29 7. This act shall take effect on the first day of the third month after  
30 enactment; except the Director of the Division of Budget and  
31 Accounting, the State Treasurer, the Commissioner of Transportation  
32 and the Director of the Division of Motor Vehicles may take such  
33 action in advance of the effective date as may be necessary for the  
34 timely implementation of this act.

# LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

## ASSEMBLY, No. 3235

## STATE OF NEW JERSEY

## 209th LEGISLATURE

DATED: JUNE 1, 2001

### SUMMARY

**Synopsis:** Establishes organ donor license plates  
**Type of Impact:** New expenditure from General Fund offset by new revenue  
**Agencies Affected:** Division of Motor Vehicles, Department of Transportation

#### Office of Legislative Services Estimate

<b>Fiscal Impact</b>	<b><u>Year 1</u></b>	<b><u>Year 2</u></b>	<b><u>Year 3</u></b>
<b>State Cost</b>	\$50,000	Variable costs, revenue	Variable costs, revenue
<b>State Revenue</b>	\$50,000	See comments below	See comments below

- ! Authorizes issuance of special "Be An Organ Donor" license plates by the Division of Motor Vehicles (DMV).
- ! Special plate application fee of \$50, and an annual renewal fee of \$10; these fees are in addition to fees otherwise charged for vehicle registration.
- ! The \$50,000 in first year revenue would be contributed by the New Jersey Transplant Association. This contributed amount would be used to offset the initial DMV costs to produce, publicize and issue the special plates. The costs and revenues in the second and third years would be based on production runs needed to satisfy demand.
- ! Special license plate fees would be used to: (1) reimburse the New Jersey Transplant Association for contributing the first year revenue to cover DMV startup costs; (2) provide DMV with additional monies needed for further production and issuance of the special plates; and (3) deposit monies in the "Organ and Tissue Donor Awareness Education Fund" established pursuant to section 1 of P.L.1999, c.386 (C.54A:9-25.17) for expenses and educational materials concerning organ donor and tissue sharing Statewide.

## **BILL DESCRIPTION**

Assembly Bill No. 3235 (1R) of 2001 authorizes the Director of the Division of Motor Vehicles (DMV) to issue special "Be An Organ Donor" license plates. The New Jersey Transplant Association would contribute an amount, not to exceed \$50,000, to cover DMV startup costs associated with the production, issuance and advertisement of the availability of the special plates.

There would be an application fee of \$50 for the special plates and an annual renewal fee of \$10. These fees are in addition to fees otherwise charged for vehicle registration. The application and renewal fees would be used to: (1) reimburse the New Jersey Transplant Association for contributing the first year revenue to cover DMV startup costs; (2) provide DMV with additional monies needed for further production and issuance of the special plates; and (3) deposit monies in the "Organ and Tissue Donor Awareness Education Fund" established pursuant to section 1 of P.L.1999, c.386 (C.54A:9-25.17) for expenses and educational materials concerning organ donor and tissue sharing Statewide.

## **FISCAL ANALYSIS**

### ***EXECUTIVE BRANCH***

None received.

### ***OFFICE OF LEGISLATIVE SERVICES***

The Division of Motor Vehicles currently estimates that "cause" plates, e.g. Shore Protection, Animal Friendly, Cancer Research, etc., have the following costs: (1) about \$6 per set to produce; (2) about \$10,000 for marketing inserts and advertisements to alert drivers of the availability of new "cause" plates; and (3) about \$10,000 for one-time computer programming expenses. Therefore, given an initial production run of 5,000 plates costing about \$30,000 and expenses of \$20,000 for marketing and computer related activities, the Office of Legislative Services (OLS) estimates an initial first-year cost of \$50,000 to produce and issue these special organ donor license plates.

To offset these initial State costs, the division would receive the \$50,000 contribution from the New Jersey Transplant Association. In addition, the division would begin to receive revenues from the \$50 application fee, and the \$10 renewal fee. If an entire 5,000 initial license plate production run is issued in the first year, the State would receive \$250,000 in revenue. The subsequent allocation of \$50,000 from that revenue to reimburse the New Jersey Transplant Association for their contribution for DMV startup costs would make \$200,000 available for deposit in the "Organ and Tissue Donor Awareness Education Fund."

Future State costs and revenues would be dependent on the actual demand for these plates. However, OLS cannot estimate this demand.

Section: *Authorities, Utilities, Transportation and Communications*

Analyst: *Rusty Lachenauer*  
*Lead Fiscal Analyst*

Approved: *Alan R. Kooney*  
*Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67.

# SENATE LAW AND PUBLIC SAFETY COMMITTEE

## STATEMENT TO

[First Reprint]

### ASSEMBLY, No. 3235

# STATE OF NEW JERSEY

DATED: JUNE 14, 2001

The Senate Law and Public Safety Committee reports favorably Assembly Bill No. 3235 (1R).

This bill provides for the issuance of special organ donor license plates which would bear the words "Be An Organ Donor." The special plates would be designed by the Division of Motor Vehicles in consultation with the New Jersey Transplant Association. In addition, opportunity for comment on the design of the plates shall be afforded to the organ procurement organizations designated by the federal government to provide services in this State.

An application fee of \$50 would be charged for these special license plates, as well as an annual renewal fee of \$10, in addition to the fees otherwise prescribed for the issuance of license plates. These fees would be deposited in the Organ and Tissue Donor Awareness Education Fund. This fund was established by P.L.1999, c.386 to provide funding for organ procurement organizations. After reimbursement for the costs of producing and issuing the special plates, the remaining fee revenue would be allocated to support these organizations.

The bill requires the New Jersey Transplant Association to contribute an amount, to be determined by the Director of the Division of Motor Vehicles, of up to \$50,000 to defray costs incurred by the division in producing, issuing, renewing, and publicizing organ donor license plates. This contribution would be reimbursed from the first proceeds derived from issuance of the license plates.

The bill also provides opportunity for comment on the design of the plates to the organ procurement organizations designated by the federal government to provide services in this State.

As reported by the committee, this bill is identical to Senate Bill No. 2433.



**SENATE, No. 2433**

**STATE OF NEW JERSEY**  
**209th LEGISLATURE**

INTRODUCED MAY 31, 2001

**Sponsored by:**

**Senator ANDREW R. CIESLA**  
**District 10 (Monmouth and Ocean)**

**Co-Sponsored by:**

**Senator Matheussen**

**SYNOPSIS**

Establishes organ donor license plate.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 6/29/2001)**

1 AN ACT concerning special license plates, amending P.L. 1999, c.386  
2 and supplementing chapter 3 of Title 39 of the Revised Statutes.

3  
4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

6  
7 1. (New section) a. The Director of the Division of Motor  
8 Vehicles may issue for a motor vehicle owned or leased and registered  
9 in the State special license plates bearing, in addition to the marking  
10 or identification otherwise required by law, the slogan "Be An Organ  
11 Donor." These plates shall be designed by the director, in consultation  
12 with the New Jersey Transplant Association, to educate the public  
13 about the urgent need for organ donation and the life saving benefits  
14 of organ transplants. Opportunity for comment on the design of the  
15 plates shall be afforded to the organ procurement organizations  
16 designated by the federal government to provide services in this State.

17 b. Application for issuance of "Be An Organ Donor" license plates  
18 shall be made to the director on such forms and in such manner as may  
19 be prescribed by the director. The director shall collect for each set  
20 of plates issued an application fee of \$50 and an annual renewal fee of  
21 \$10, in addition to the fees otherwise prescribed by law for the  
22 registration of motor vehicles.

23 c. Monies collected from the additional application and renewal  
24 fees for organ donor license plates shall be deposited in the Organ and  
25 Tissue Donor Awareness Education Fund established by P.L.1999,  
26 c.386 (C.54A:9-25.17 et seq.).

27 These monies shall be allocated from the fund in the following order  
28 of priority:

29 (1) to reimburse the amount of contributions provided pursuant to  
30 section 2 of this act;

31 (2) to reimburse the Division of Motor Vehicles for any additional  
32 costs, including computer programming changes, incurred in  
33 producing, issuing, reviewing and publicizing the availability of organ  
34 donor license plates; and

35 (3) for the purposes of the fund as designated in section 2 of  
36 P.L.1999, c.386 (C.54A:9-25.18).

37  
38 2. (New section) The New Jersey Transplant Association shall  
39 contribute an amount to be determined by the director, not to exceed  
40 a total of \$50,000, to be used to offset the initial costs incurred by the  
41 division for producing, issuing, renewing, and publicizing the  
42 availability of special organ donor license plates. To help offset the  
43 initial costs incurred by the division for the special license plates

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.**

**Matter underlined thus is new matter.**

1 authorized by this act, other concerned organizations and individual  
2 donors may assist by contributing monies to the association for this  
3 purpose. Any amount remaining after the payment of the initial costs  
4 shall be returned to the contributors.

5  
6 3. (New section) a. The director shall notify eligible motorists of  
7 the opportunity to obtain organ donor license plates by including a  
8 notice with all motor vehicle registration renewals, and by posting  
9 appropriate posters or signs in all division facilities and offices. The  
10 notices, posters and signs shall be designed by the director after  
11 consulting with the New Jersey Transplant Association.

12 b. The Commissioner of Transportation, the State Treasurer, and  
13 the director shall develop and enter into an interagency memorandum  
14 of agreement setting forth the procedures to be followed by the  
15 departments and the division in carrying out their respective  
16 responsibilities under this act.

17  
18 4. (New section) a. The director shall annually certify to the  
19 Commissioner of Transportation the average cost per license plate  
20 incurred in the immediately preceding year by the Division of Motor  
21 Vehicles in producing, issuing, renewing and publicizing the  
22 availability of organ donor license plates. The annual certification of  
23 the average cost per license plate shall be approved by the Joint  
24 Budget Oversight Committee.

25 b. In the event that the average cost per license plate, as certified  
26 by the director and approved by the Joint Budget Oversight  
27 Committee, or its successor, is greater than the \$50 application fee  
28 established in section 1 of this act in two consecutive fiscal years, the  
29 director may discontinue the issuance of the organ donor license  
30 plates.

31  
32 5. Section 1 of P.L.1999, c.386 (C.54A:9-25.17) is amended to  
33 read as follows:

34 1. a. There is established in the Department of the Treasury a  
35 special fund to be known as the "Organ and Tissue Donor Awareness  
36 Education Fund."

37 b. Each taxpayer shall have the opportunity to indicate on the  
38 taxpayer's New Jersey gross income tax return that a portion of the  
39 taxpayer's tax refund or an enclosed contribution shall be deposited in  
40 the special fund.

41 c. Any costs incurred by the Division of Taxation for collection or  
42 administration attributable to this act may be deducted from receipts  
43 collected pursuant to this act, as determined by the Director of the  
44 Division of Budget and Accounting. The State Treasurer shall deposit  
45 net contributions collected pursuant to this act into the "Organ and  
46 Tissue Donor Awareness Education Fund."

1 d. Revenues derived from the issuance of special "Be An Organ  
2 Donor" license plates, pursuant to P.L. c. (C. ) (now pending  
3 before the Legislature as this bill), shall be deposited in the fund and  
4 shall be allocated as provided in subsection c. of section 1 of P.L. c.  
5 (C. ) (now pending before the Legislature as this bill).  
6 (cf: P.L.1999, c.386, s.1)

7  
8 6. Section 2 of P.L.1999, c.386 (C.54A:9-25.18) is amended to  
9 read as follows:

10 2. [The] Except for those funds deposited and allocated pursuant  
11 to paragraphs (1) and (2) of subsection c. of section 1 of P.L. c.  
12 (C. ) (now pending before the Legislature as this bill), the  
13 Legislature shall annually appropriate all funds deposited in the "Organ  
14 and Tissue Donor Awareness Education Fund" established pursuant to  
15 this act to the organ procurement organizations designated by the  
16 federal government to provide services in this State. These funds shall  
17 be proportionally distributed to the organ procurement organizations,  
18 based upon the adjusted population base specified by the federal  
19 Health Care Financing Administration for these organizations, for  
20 expenses and educational materials concerning organ donor and tissue  
21 sharing Statewide.  
22 (cf: P.L.1999, c.386, s.2)

23  
24 7. This act shall take effect on the first day of the third month after  
25 enactment; except the Director of the Division of Budget and  
26 Accounting, the State Treasurer, the Commissioner of Transportation  
27 and the Director of the Division of Motor Vehicles may take such  
28 action in advance of the effective date as may be necessary for the  
29 timely implementation of this act.

30  
31  
32 STATEMENT

33  
34 This bill provides for the issuance of special organ donor license  
35 plates which would bear the words "Be An Organ Donor." The special  
36 plates would be designed by the Division of Motor Vehicles in  
37 consultation with the New Jersey Transplant Association. In addition,  
38 opportunity for comment on the design of the plates would be afforded  
39 to the organ procurement organizations designated by the federal  
40 government to provide services in this State.

41 An application fee of \$50 would be charged for these special license  
42 plates, as well as an annual renewal fee of \$10, in addition to the fees  
43 otherwise prescribed for the issuance of license plates. These fees  
44 would be deposited in the Organ and Tissue Donor Awareness  
45 Education Fund. This fund was established by P.L.1999, c.386 to  
46 provide funding for organ procurement organizations. After

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5

1 reimbursement for the costs of producing and issuing the special  
2 plates, the remaining fee revenue would be allocated to support these  
3 organizations.

4 The bill requires the New Jersey Transplant Association to  
5 contribute an amount, to be determined by the Director of the Division  
6 of Motor Vehicles, of up to \$50,000 to defray costs incurred by the  
7 division in producing, issuing, renewing, and publicizing organ donor  
8 license plates. This contribution would be reimbursed from the first  
9 proceeds derived from issuance of the license plates.

# SENATE LAW AND PUBLIC SAFETY COMMITTEE

## STATEMENT TO

### SENATE, No. 2433

# STATE OF NEW JERSEY

DATED: JUNE 14, 2001

The Senate Law and Public Safety Committee reports favorably Senate Bill No. 2433.

This bill provides for the issuance of special organ donor license plates which would bear the words "Be An Organ Donor." The special plates would be designed by the Division of Motor Vehicles in consultation with the New Jersey Transplant Association. In addition, opportunity for comment on the design of the plates would be afforded to the organ procurement organizations designated by the federal government to provide services in this State.

An application fee of \$50 would be charged for these special license plates, as well as an annual renewal fee of \$10, in addition to the fees otherwise prescribed for the issuance of license plates. These fees would be deposited in the Organ and Tissue Donor Awareness Education Fund. This fund was established by P.L.1999, c.386 to provide funding for organ procurement organizations. After reimbursement for the costs of producing and issuing the special plates, the remaining fee revenue would be allocated to support these organizations.

The bill requires the New Jersey Transplant Association to contribute an amount, to be determined by the Director of the Division of Motor Vehicles, of up to \$50,000 to defray costs incurred by the division in producing, issuing, renewing, and publicizing organ donor license plates. This contribution would be reimbursed from the first proceeds derived from issuance of the license plates.

As reported by the committee, this bill is identical to Assembly Bill No. 3235(1R).

P.L. 2001, CHAPTER 164, *approved July 17, 2001*  
Assembly, No. 3235 (*First Reprint*)

1 AN ACT concerning special license plates, amending P.L. 1999, c.386  
2 and supplementing chapter 3 of Title 39 of the Revised Statutes.

3  
4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

6  
7 1. (New section) a. The Director of the Division of Motor  
8 Vehicles may issue for a motor vehicle owned or leased and registered  
9 in the State special license plates bearing, in addition to the marking  
10 or identification otherwise required by law, the slogan "Be An Organ  
11 Donor." These plates shall be designed by the director, in consultation  
12 with the <sup>1</sup>[New Jersey Organ and Tissue Sharing Network] New  
13 Jersey Transplant Association<sup>1</sup>, to educate the public about the urgent  
14 need for organ donation and the life saving benefits of organ  
15 transplants. <sup>1</sup>Opportunity for comment on the design of the plates  
16 shall be afforded to the organ procurement organizations designated  
17 by the federal government to provide services in this State.<sup>1</sup>

18 b. Application for issuance of "Be An Organ Donor" license plates  
19 shall be made to the director on such forms and in such manner as may  
20 be prescribed by the director. The director shall collect for each set  
21 of plates issued an application fee of \$50 and an annual renewal fee of  
22 \$10, in addition to the fees otherwise prescribed by law for the  
23 registration of motor vehicles.

24 c. Monies collected from the additional application and renewal  
25 fees for organ donor license plates shall be deposited in the Organ and  
26 Tissue Donor Awareness Education Fund established by P.L.1999,  
27 c.386 (C.54A:9-25.17 et seq.).

28 These monies shall be allocated from the fund in the following order  
29 of priority:

30 (1) to reimburse the amount of contributions provided pursuant to  
31 section 2 of this act;

32 (2) to reimburse the Division of Motor Vehicles for any additional  
33 costs, including computer programming changes, incurred in  
34 producing, issuing, reviewing and publicizing the availability of organ  
35 donor license plates; and

36 (3) for the purposes of the fund as designated in section 2 of  
37 P.L.1999, c.386 (C.54A:9-25.18).

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.**

**Matter underlined thus is new matter.**

**Matter enclosed in superscript numerals has been adopted as follows:**

<sup>1</sup> Assembly ATR committee amendments adopted March 22, 2001.

1       2. (New section) The <sup>1</sup>[New Jersey Organ and Tissue Sharing  
2 Network] New Jersey Transplant Association<sup>1</sup> shall contribute an  
3 amount to be determined by the director, not to exceed a total of  
4 \$50,000, to be used to offset the initial costs incurred by the division  
5 for producing, issuing, renewing, and publicizing the availability of  
6 special organ donor license plates. To help offset the initial costs  
7 incurred by the division for the special license plates authorized by this  
8 act, other concerned organizations and individual donors may assist by  
9 contributing monies to the <sup>1</sup>[network] association<sup>1</sup> for this purpose.  
10 Any amount remaining after the payment of the initial costs shall be  
11 returned to the contributors.

12

13       3. (New section) a. The director shall notify eligible motorists of  
14 the opportunity to obtain organ donor license plates by including a  
15 notice with all motor vehicle registration renewals, and by posting  
16 appropriate posters or signs in all division facilities and offices. The  
17 notices, posters and signs shall be designed <sup>1</sup>[be] by<sup>1</sup> the director  
18 after consulting with the <sup>1</sup>[New Jersey Organ and Tissue Sharing  
19 Network] New Jersey Transplant Association<sup>1</sup>.

20       b. The Commissioner of Transportation, the State Treasurer, and  
21 the director shall develop and enter into an interagency memorandum  
22 of agreement setting forth the procedures to be followed by the  
23 departments and the division in carrying out their respective  
24 responsibilities under this act.

25

26       4. (New section) a. The director shall annually certify to the  
27 Commissioner of Transportation the average cost per license plate  
28 incurred in the immediately preceding year by the Division of Motor  
29 Vehicles in producing, issuing, renewing and publicizing the  
30 availability of organ donor license plates. The annual certification of  
31 the average cost per license plate shall be approved by the Joint  
32 Budget Oversight Committee.

33       b. In the event that the average cost per license plate, as certified  
34 by the director and approved by the Joint Budget Oversight  
35 Committee, or its successor, is greater than the \$50 application fee  
36 established in section 1 of this act in two consecutive fiscal years, the  
37 director may discontinue the issuance of the organ donor license  
38 plates.

39

40       5. Section 1 of P.L.1999, c.386 (C.54A:9-25.17) is amended to  
41 read as follows:

42       1. a. There is established in the Department of the Treasury a  
43 special fund to be known as the "Organ and Tissue Donor Awareness  
44 Education Fund."

45       b. Each taxpayer shall have the opportunity to indicate on the  
46 taxpayer's New Jersey gross income tax return that a portion of the



1 taxpayer's tax refund or an enclosed contribution shall be deposited in  
2 the special fund.

3 c. Any costs incurred by the Division of Taxation for collection or  
4 administration attributable to this act may be deducted from receipts  
5 collected pursuant to this act, as determined by the Director of the  
6 Division of Budget and Accounting. The State Treasurer shall deposit  
7 net contributions collected pursuant to this act into the "Organ and  
8 Tissue Donor Awareness Education Fund."

9 d. Revenues derived from the issuance of special "Be An Organ  
10 Donor" license plates, pursuant to P.L. c. (C. ) (now pending  
11 before the Legislature as this bill), shall be deposited in the fund and  
12 shall be allocated as provided in subsection c. of section 1 of P.L. c.  
13 (C. ) (now pending before the Legislature as this bill).  
14 (cf: P.L.1999, c.386, s.1)

15  
16 6. Section 2 of P.L.1999, c.386 (C.54A:9-25.18) is amended to  
17 read as follows:

18 2. **[The]** Except for those funds deposited and allocated pursuant  
19 to paragraphs (1) and (2) of subsection c. of section 1 of P.L. c.  
20 (C. ) (now pending before the Legislature as this bill), the  
21 Legislature shall annually appropriate all funds deposited in the "Organ  
22 and Tissue Donor Awareness Education Fund" established pursuant to  
23 this act to the organ procurement organizations designated by the  
24 federal government to provide services in this State. These funds shall  
25 be proportionally distributed to the organ procurement organizations,  
26 based upon the adjusted population base specified by the federal  
27 Health Care Financing Administration for these organizations, for  
28 expenses and educational materials concerning organ donor and tissue  
29 sharing Statewide.

30 (cf: P.L.1999, c.386, s.2)

31  
32 7. This act shall take effect on the first day of the third month after  
33 enactment; except the Director of the Division of Budget and  
34 Accounting, the State Treasurer, the Commissioner of Transportation  
35 and the Director of the Division of Motor Vehicles may take such  
36 action in advance of the effective date as may be necessary for the  
37 timely implementation of this act.

38

39

40

41

42 Establishes organ donor license plate.

## CHAPTER 164

AN ACT concerning special license plates, amending P.L.1999, c.386 and supplementing chapter 3 of Title 39 of the Revised Statutes.

**BE IT ENACTED** by the Senate and General Assembly of the State of New Jersey:

C.39:3-27.127 Issuance of "Be An Organ Donor" license plates; application; fees.

1. a. The Director of the Division of Motor Vehicles may issue for a motor vehicle owned or leased and registered in the State special license plates bearing, in addition to the marking or identification otherwise required by law, the slogan "Be An Organ Donor." These plates shall be designed by the director, in consultation with the New Jersey Transplant Association, to educate the public about the urgent need for organ donation and the life saving benefits of organ transplants. Opportunity for comment on the design of the plates shall be afforded to the organ procurement organizations designated by the federal government to provide services in this State.

b. Application for issuance of "Be An Organ Donor" license plates shall be made to the director on such forms and in such manner as may be prescribed by the director. The director shall collect for each set of plates issued an application fee of \$50 and an annual renewal fee of \$10, in addition to the fees otherwise prescribed by law for the registration of motor vehicles.

c. Monies collected from the additional application and renewal fees for organ donor license plates shall be deposited in the Organ and Tissue Donor Awareness Education Fund established by P.L.1999, c.386 (C.54A:9-25.17 et seq.).

These monies shall be allocated from the fund in the following order of priority:

(1) to reimburse the amount of contributions provided pursuant to section 2 of this act;

(2) to reimburse the Division of Motor Vehicles for any additional costs, including computer programming changes, incurred in producing, issuing, reviewing and publicizing the availability of organ donor license plates; and

(3) for the purposes of the fund as designated in section 2 of P.L.1999, c.386 (C.54A:9-25.18).

C.39:3-27.128 Contribution from New Jersey Transplant Association.

2. The New Jersey Transplant Association shall contribute an amount to be determined by the director, not to exceed a total of \$50,000, to be used to offset the initial costs incurred by the division for producing, issuing, renewing, and publicizing the availability of special organ donor license plates. To help offset the initial costs incurred by the division for the special license plates authorized by this act, other concerned organizations and individual donors may assist by contributing monies to the association for this purpose. Any amount remaining after the payment of the initial costs shall be returned to the contributors.

C.39:3-27.129 Notification of availability to motorists.

3. a. The director shall notify eligible motorists of the opportunity to obtain organ donor license plates by including a notice with all motor vehicle registration renewals, and by posting appropriate posters or signs in all division facilities and offices. The notices, posters and signs shall be designed by the director after consulting with the New Jersey Transplant Association

b. The Commissioner of Transportation, the State Treasurer, and the director shall develop and enter into an interagency memorandum of agreement setting forth the procedures to be followed by the departments and the division in carrying out their respective responsibilities under this act.

C.39:3-27.130 Annual certification of cost per license plate.

4. a. The director shall annually certify to the Commissioner of Transportation the average cost per license plate incurred in the immediately preceding year by the Division of Motor Vehicles in producing, issuing, renewing and publicizing the availability of organ donor license plates. The annual certification of the average cost per license plate shall be approved by the Joint Budget Oversight Committee.

b. In the event that the average cost per license plate, as certified by the director and approved by the Joint Budget Oversight Committee, or its successor, is greater than the \$50 application fee established in section 1 of this act in two consecutive fiscal years, the director

may discontinue the issuance of the organ donor license plates.

5. Section 1 of P.L.1999, c.386 (C.54A:9-25.17) is amended to read as follows:

C.54A:9-25.17 "Organ and Tissue Donor Awareness Education Fund."

1. a. There is established in the Department of the Treasury a special fund to be known as the "Organ and Tissue Donor Awareness Education Fund."

b. Each taxpayer shall have the opportunity to indicate on the taxpayer's New Jersey gross income tax return that a portion of the taxpayer's tax refund or an enclosed contribution shall be deposited in the special fund.

c. Any costs incurred by the Division of Taxation for collection or administration attributable to this act may be deducted from receipts collected pursuant to this act, as determined by the Director of the Division of Budget and Accounting. The State Treasurer shall deposit net contributions collected pursuant to this act into the "Organ and Tissue Donor Awareness Education Fund."

d. Revenues derived from the issuance of special "Be An Organ Donor" license plates, pursuant to P.L.2001, c.164 (C.39:3-27.127 et al.), shall be deposited in the fund and shall be allocated as provided in subsection c. of section 1 of P.L.2001, c.164 (C.39:3-27.127).

6. Section 2 of P.L.1999, c.386 (C.54A:9-25.18) is amended to read as follows:

C.54A:9-25.18 Appropriation of funds in Organ and Tissue Donor Awareness Education Fund.

2. Except for those funds deposited and allocated pursuant to paragraphs (1) and (2) of subsection c. of section 1 of P.L.2001, c.164 (C.39:3-27.127), the Legislature shall annually appropriate all funds deposited in the "Organ and Tissue Donor Awareness Education Fund" established pursuant to this act to the organ procurement organizations designated by the federal government to provide services in this State. These funds shall be proportionally distributed to the organ procurement organizations, based upon the adjusted population base specified by the federal Health Care Financing Administration for these organizations, for expenses and educational materials concerning organ donor and tissue sharing Statewide.

7. This act shall take effect on the first day of the third month after enactment; except the Director of the Division of Budget and Accounting, the State Treasurer, the Commissioner of Transportation and the Director of the Division of Motor Vehicles may take such action in advance of the effective date as may be necessary for the timely implementation of this act.

Approved July 17, 2001.

PO BOX 004  
TRENTON, NJ 08625

*Office of the Governor*  
**NEWS RELEASE**

CONTACT: Rae Hutton  
609-777-2600

RELEASE: July 17 , 2001

Acting Governor Donald T. DiFrancesco signed the following legislation today:

**A-190/SCS for S-1051**, sponsored by Assemblyman Reed Gusciora (D-Mercer) and Assemblyman Leonard Lance (R-Warren/Hunterdon/Mercer) and Senator Peter Inverso (R-Mercer/Middlesex) and Senator Shirley Tuner (D-Mercer), permits a state employee's salary reduction program for qualified transportation benefits and increases the Travel Demand Management Program gross income tax exclusions for commuter transportation benefits.

**A-2460/S-1267**, sponsored by Assemblyman Steve Corodemus (R-Monmouth) and Assemblyman Alex DeCroce (R-Essex/Morris/Passaic) and Senator Henry McNamara (R-Bergen/Passaic), authorizes North Jersey district water supply commission to participate in certain flood protection projects; requires state to indemnify commission.

**A-3235/S-2433**, sponsored by Assemblyman Alex DeCroce (R-Essex/Morris/Passaic) and Assemblyman Joe Doria (D-Hudson) and Senator Andrew Ciesla (R-Monmouth/Ocean), establishes organ donor license plates.

**S-1078/A-2249**, sponsored by Senator Robert Singer (R-Burlington/Monmouth/Ocean) and Assemblyman Joseph Malone (R-Burlington/Monmouth/Ocean), requires the Department of Community Affairs to establish procedures for electronic tax lien sales by municipalities.

**S-1867/A-2487**, sponsored by Senator Martha Bark (D-Atlantic/Burlington/Camden) and Senator John Bennett (R-Monmouth) and Assemblyman Christopher Bateman (R-Morris/Somerset) and Assemblyman John Wisniewski (D-Middlesex), requires cell phone use to be noted in traffic accidents.