

As Introduced

**128th General Assembly
Regular Session
2009-2010**

H. B. No. 217

Representatives Garrison, Oelslager

**Cosponsors: Representatives Goyal, Fende, Domenick, Letson, Harris,
Boyd, Gardner, Williams, B., Dyer, Slesnick, McGregor, Wagner, Adams, R.,
Huffman, Evans, Mallory, Yuko, Brown, McClain, Derickson, Daniels,
Wachtmann, Hite**

—

A B I L L

To amend section 4501.21 and to enact section 1
4503.505 of the Revised Code to create Phi Theta 2
Kappa license plates. 3

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 4501.21 be amended and section 4
4503.505 of the Revised Code be enacted to read as follows: 5

Sec. 4501.21. (A) There is hereby created in the state 6
treasury the license plate contribution fund. The fund shall 7
consist of all contributions paid by motor vehicle registrants and 8
collected by the registrar of motor vehicles pursuant to sections 9
4503.491, 4503.493, 4503.50, 4503.501, 4503.502, 4503.51, 10
4503.522, 4503.523, 4503.545, 4503.55, 4503.551, 4503.552, 11
4503.553, 4503.561, 4503.562, 4503.591, 4503.67, 4503.68, 4503.69, 12
4503.71, 4503.711, 4503.712, 4503.72, 4503.73, 4503.74, 4503.75, 13
4503.85, and 4503.92 of the Revised Code. 14

(B) The registrar shall pay the contributions the registrar 15
collects in the fund as follows: 16

The registrar shall pay the contributions received pursuant 17
to section 4503.491 of the Revised Code to the breast cancer fund 18
of Ohio, which shall use that money only to pay for programs that 19
provide assistance and education to Ohio breast cancer patients 20
and that improve access for such patients to quality health care 21
and clinical trials and shall not use any of the money for 22
abortion information, counseling, services, or other 23
abortion-related activities. 24

The registrar shall pay the contributions received pursuant 25
to section 4503.493 of the Revised Code to the autism society of 26
Ohio, which shall use the contributions for programs and autism 27
awareness efforts throughout the state. 28

The registrar shall pay the contributions the registrar 29
receives pursuant to section 4503.50 of the Revised Code to the 30
future farmers of America foundation, which shall deposit the 31
contributions into its general account to be used for educational 32
and scholarship purposes of the future farmers of America 33
foundation. 34

The registrar shall pay the contributions the registrar 35
receives pursuant to section 4503.501 of the Revised Code to the 36
4-H youth development program of the Ohio state university 37
extension program, which shall use those contributions to pay the 38
expenses it incurs in conducting its educational activities. 39

The registrar shall pay the contributions received pursuant 40
to section 4503.502 of the Revised Code to the Ohio cattlemen's 41
foundation, which shall use those contributions for scholarships 42
and other educational activities. 43

The registrar shall pay the contributions received pursuant 44
to section 4503.505 of the Revised Code to the organization Ohio 45
region phi theta kappa, which shall use those contributions for 46
scholarships for students who are members of that organization. 47

The registrar shall pay each contribution the registrar receives pursuant to section 4503.51 of the Revised Code to the university or college whose name or marking or design appears on collegiate license plates that are issued to a person under that section. A university or college that receives contributions from the fund shall deposit the contributions into its general scholarship fund.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.522 of the Revised Code to the "friends of Perry's victory and international peace memorial, incorporated," a nonprofit corporation organized under the laws of this state, to assist that organization in paying the expenses it incurs in sponsoring or holding charitable, educational, and cultural events at the monument.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.523 of the Revised Code to the fairport lights foundation, which shall use the money to pay for the restoration, maintenance, and preservation of the lighthouses of fairport harbor.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.55 of the Revised Code to the pro football hall of fame, which shall deposit the contributions into a special bank account that it establishes and which shall be separate and distinct from any other account the pro football hall of fame maintains, to be used exclusively for the purpose of promoting the pro football hall of fame as a travel destination.

The registrar shall pay the contributions that are paid to the registrar pursuant to section 4503.545 of the Revised Code to the national rifle association foundation, which shall use the money to pay the costs of the educational activities and programs the foundation holds or sponsors in this state.

In accordance with section 955.202 of the Revised Code, the registrar shall pay to the Ohio pet fund the contributions the registrar receives pursuant to section 4503.551 of the Revised Code and any other money from any other source, including donations, gifts, and grants, that is designated by the source to be paid to the Ohio pet fund. The Ohio pet fund shall use the moneys it receives under this section only to support programs for the sterilization of dogs and cats and for educational programs concerning the proper veterinary care of those animals.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.552 of the Revised Code to the rock and roll hall of fame and museum, incorporated.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.553 of the Revised Code to the Ohio coalition for animals, incorporated, a nonprofit corporation. Except as provided in division (B) of this section, the coalition shall distribute the money to its members, and the members shall use the money only to pay for educational, charitable, and other programs of each coalition member that provide care for unwanted, abused, and neglected horses. The Ohio coalition for animals may use a portion of the money to pay for reasonable marketing costs incurred in the design and promotion of the license plate and for administrative costs incurred in the disbursement and management of funds received under this section.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.561 of the Revised Code to the state of Ohio chapter of ducks unlimited, inc., which shall deposit the contributions into a special bank account that it establishes. The special bank account shall be separate and distinct from any other account the state of Ohio chapter of ducks unlimited, inc., maintains and shall be used exclusively for the purpose of protecting, enhancing, restoring, and managing wetlands

and conserving wildlife habitat. The state of Ohio chapter of 111
ducks unlimited, inc., annually shall notify the registrar in 112
writing of the name, address, and account to which such payments 113
are to be made. 114

The registrar shall pay the contributions the registrar 115
receives pursuant to section 4503.562 of the Revised Code to the 116
Mahoning river consortium, which shall use the money to pay the 117
expenses it incurs in restoring and maintaining the Mahoning river 118
watershed. 119

The registrar shall pay to a sports commission created 120
pursuant to section 4503.591 of the Revised Code each contribution 121
the registrar receives under that section that an applicant pays 122
to obtain license plates that bear the logo of a professional 123
sports team located in the county of that sports commission and 124
that is participating in the license plate program pursuant to 125
division (E) of that section, irrespective of the county of 126
residence of an applicant. 127

The registrar shall pay to a community charity each 128
contribution the registrar receives under section 4503.591 of the 129
Revised Code that an applicant pays to obtain license plates that 130
bear the logo of a professional sports team that is participating 131
in the license plate program pursuant to division (G) of that 132
section. 133

The registrar shall pay the contributions the registrar 134
receives pursuant to section 4503.67 of the Revised Code to the 135
Dan Beard council of the boy scouts of America. The council shall 136
distribute all contributions in an equitable manner throughout the 137
state to regional councils of the boy scouts. 138

The registrar shall pay the contributions the registrar 139
receives pursuant to section 4503.68 of the Revised Code to the 140
great river council of the girl scouts of the United States of 141

America. The council shall distribute all contributions in an equitable manner throughout the state to regional councils of the girl scouts.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.69 of the Revised Code to the Dan Beard council of the boy scouts of America. The council shall distribute all contributions in an equitable manner throughout the state to regional councils of the boy scouts.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.71 of the Revised Code to the fraternal order of police of Ohio, incorporated, which shall deposit the fees into its general account to be used for purposes of the fraternal order of police of Ohio, incorporated.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.711 of the Revised Code to the fraternal order of police of Ohio, incorporated, which shall deposit the contributions into an account that it creates to be used for the purpose of advancing and protecting the law enforcement profession, promoting improved law enforcement methods, and teaching respect for law and order.

The registrar shall pay the contributions received pursuant to section 4503.712 of the Revised Code to Ohio concerns of police survivors, which shall use those contributions to provide whatever assistance may be appropriate to the families of Ohio law enforcement officers who are killed in the line of duty.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.72 of the Revised Code to the organization known on March 31, 2003, as the Ohio CASA/GAL association, a private, nonprofit corporation organized under Chapter 1702. of the Revised Code. The Ohio CASA/GAL association shall use these contributions to pay the expenses it incurs in

administering a program to secure the proper representation in the courts of this state of abused, neglected, and dependent children, and for the training and supervision of persons participating in that program.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.73 of the Revised Code to Wright B. Flyer, incorporated, which shall deposit the contributions into its general account to be used for purposes of Wright B. Flyer, incorporated.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.74 of the Revised Code to the Columbus zoological park association, which shall disburse the moneys to Ohio's major metropolitan zoos, as defined in section 4503.74 of the Revised Code, in accordance with a written agreement entered into by the major metropolitan zoos.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.75 of the Revised Code to the rotary foundation, located on March 31, 2003, in Evanston, Illinois, to be placed in a fund known as the permanent fund and used to endow educational and humanitarian programs of the rotary foundation.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.85 of the Revised Code to the Ohio sea grant college program to be used for Lake Erie area research projects.

The registrar shall pay the contributions received pursuant to section 4503.92 of the Revised Code to support our troops, incorporated, a national nonprofit corporation, which shall use those contributions in accordance with its articles of incorporation and for the benefit of servicemembers of the armed forces of the United States and their families when they are in

financial need. 204

(C) All investment earnings of the license plate contribution 205
fund shall be credited to the fund. Not later than the first day 206
of May of every year, the registrar shall distribute to each 207
entity described in division (B) of this section the investment 208
income the fund earned the previous calendar year. The amount of 209
such a distribution paid to an entity shall be proportionate to 210
the amount of money the entity received from the fund during the 211
previous calendar year. 212

Sec. 4503.505. (A) The owner or lessee of any passenger car, 213
noncommercial motor vehicle, recreational vehicle, or other 214
vehicle of a class approved by the registrar of motor vehicles may 215
apply to the registrar for the registration of the vehicle and 216
issuance of phi theta kappa license plates. The application for 217
phi theta kappa license plates may be combined with a request for 218
a special reserved license plate under section 4503.40 or 4503.42 219
of the Revised Code. Upon receipt of the completed application and 220
compliance with division (B) of this section, the registrar shall 221
issue to the applicant the appropriate vehicle registration and a 222
set of phi theta kappa license plates with a validation sticker or 223
a validation sticker alone when required by section 4503.191 of 224
the Revised Code. 225

In addition to the letters and numbers ordinarily inscribed 226
thereon, phi theta kappa license plates shall be inscribed with 227
words and markings selected and designed by the organization Ohio 228
region phi theta kappa. The registrar shall approve the final 229
design. Phi theta kappa license plates shall bear county 230
identification stickers that identify the county of registration 231
by name or number. 232

(B) Phi theta kappa license plates and validation stickers 233
shall be issued upon payment of the regular license tax as 234

prescribed under section 4503.04 of the Revised Code, any 235
applicable motor vehicle tax levied under Chapter 4504. of the 236
Revised Code, a bureau of motor vehicles administrative fee of ten 237
dollars, the contribution specified under division (C) of this 238
section, and compliance with all other applicable laws relating to 239
the registration of motor vehicles. If the application for phi 240
theta kappa license plates is combined with a request for a 241
special reserved license plate under section 4503.40 or 4503.42 of 242
the Revised Code, the license plates and validation sticker shall 243
be issued upon payment of the contribution, fees, and taxes 244
contained in this division and the additional fee prescribed by 245
section 4503.40 or 4503.42 of the Revised Code. 246

(C) For each application for registration and registration 247
renewal received under this section, the registrar shall collect a 248
contribution of twenty-five dollars. The registrar shall transmit 249
this contribution to the treasurer of state for deposit in the 250
license plate contribution fund created in section 4501.21 of the 251
Revised Code. 252

The registrar shall deposit the ten-dollar bureau 253
administrative fee, the purpose of which is to compensate the 254
bureau for the additional services required in issuing phi theta 255
kappa plates, into the state bureau of motor vehicles fund created 256
in section 4501.25 of the Revised Code. 257

Section 2. That existing section 4501.21 of the Revised Code 258
is hereby repealed. 259

Section 3. Section 4501.21 of the Revised Code is presented 260
in this act as a composite of the section as amended by both Am. 261
Sub. H.B. 273 and Am. Sub. S.B. 129 of the 127th General Assembly. 262
The General Assembly, applying the principle stated in division 263
(B) of section 1.52 of the Revised Code that amendments are to be 264

harmonized if reasonably capable of simultaneous operation, finds	265
that the composite is the resulting version of the section in	266
effect prior to the effective date of the section as presented in	267
this act.	268