

5476

2011-2012 Regular Sessions

I N A S S E M B L Y

February 22, 2011

Introduced by M. of A. TOWNS -- read once and referred to the Committee
on Transportation

AN ACT to amend the vehicle and traffic law, in relation to creating the
organ donor distinctive license plate program; and to amend the state
finance law, in relation to establishing the "organ donor distinctive
plates fund"

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEM-
BLY, DO ENACT AS FOLLOWS:

1 Section 1. The vehicle and traffic law is amended by adding a new
2 section 404-x to read as follows:
3 S 404-X. DISTINCTIVE FAMILY OF AN ORGAN DONOR LICENSE PLATES. 1. ANY
4 PERSON RESIDING IN THIS STATE SHALL UPON REQUEST BE ISSUED A DISTINCTIVE
5 LICENSE PLATE BEARING THE WORDS "ORGAN DONOR FAMILY". APPLICATION FOR
6 SAID LICENSE PLATES SHALL BE FILED WITH THE COMMISSIONER IN SUCH FORM
7 AND DETAIL AS THE COMMISSIONER SHALL PRESCRIBE.
8 2. ANY DISTINCTIVE PLATES ISSUED PURSUANT TO THIS SECTION SHALL BE
9 ISSUED IN THE SAME MANNER AS OTHER NUMBER PLATES UPON THE PAYMENT OF THE
10 REGULAR REGISTRATION FEE PRESCRIBED BY SECTION FOUR HUNDRED ONE OF THIS
11 ARTICLE PROVIDED, HOWEVER, THAT AN ADDITIONAL ANNUAL SERVICE CHARGE OF
12 TWENTY-FIVE DOLLARS SHALL BE CHARGED FOR SUCH PLATES. TWENTY DOLLARS OF
13 EACH SUCH TWENTY-FIVE DOLLAR ANNUAL SERVICE CHARGE SHALL BE DEPOSITED TO
14 THE CREDIT OF THE "ORGAN DONOR DISTINCTIVE PLATES FUND" ESTABLISHED
15 PURSUANT TO SECTION NINETY-FIVE-H OF THE STATE FINANCE LAW AND SHALL BE
16 USED FOR RESEARCH BY ORGAN PROCUREMENT ORGANIZATIONS AND EDUCATION
17 PROGRAMS APPROVED BY THE COMMISSIONER OF HEALTH. PROVIDED, HOWEVER THAT
18 ONE YEAR AFTER THE EFFECTIVE DATE OF THIS SECTION, FUNDS IN THE AMOUNT
19 OF SEVEN THOUSAND FIVE HUNDRED DOLLARS, OR SO MUCH THEREOF AS MAY BE
20 AVAILABLE, SHALL BE ALLOCATED TO THE DEPARTMENT TO OFFSET COSTS ASSOCI-
21 ATED WITH THE PRODUCTION OF SUCH LICENSE PLATES.
22 S 2. The state finance law is amended by adding a new section 95-h to
23 read as follows:

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD09625-01-1

1 S 95-H. "ORGAN DONOR DISTINCTIVE PLATES FUND". 1. THERE IS HEREBY
2 ESTABLISHED IN THE JOINT CUSTODY OF THE COMMISSIONER OF TAXATION AND
3 FINANCE AND THE COMPTROLLER, A SPECIAL FUND TO BE KNOWN AS THE "ORGAN
4 DONOR DISTINCTIVE PLATES FUND".

5 2. SUCH FUND SHALL CONSIST OF ALL REVENUES RECEIVED PURSUANT TO THE
6 PROVISIONS OF SECTION FOUR HUNDRED FOUR-X OF THE VEHICLE AND TRAFFIC LAW
7 AND ALL OTHER MONEYS APPROPRIATED, CREDITED, OR TRANSFERRED THERETO FROM
8 ANY OTHER FUND OR SOURCE PURSUANT TO LAW. NOTHING CONTAINED IN THIS
9 SECTION SHALL PREVENT THE STATE FROM RECEIVING GRANTS, GIFTS OR BEQUESTS
10 FOR THE PURPOSES OF THE FUND AS DEFINED IN THIS SECTION AND DEPOSITING
11 THEM INTO THE FUND ACCORDING TO LAW.

12 3. MONIES OF THE FUND SHALL BE EXPENDED ONLY FOR ORGAN TRANSPLANT
13 RESEARCH BY ORGAN PROCUREMENT ORGANIZATIONS AND EDUCATION PROJECTS
14 APPROVED BY THE COMMISSIONER OF HEALTH.

15 4. MONIES SHALL BE PAYABLE FROM THE FUND ON THE AUDIT AND WARRANT OF
16 THE COMPTROLLER ON VOUCHERS APPROVED AND CERTIFIED BY THE COMMISSIONER
17 OF HEALTH.

18 5. TO THE EXTENT PRACTICABLE, THE COMMISSIONER OF HEALTH SHALL ENSURE
19 THAT ALL MONIES RECEIVED DURING A FISCAL YEAR ARE EXPENDED PRIOR TO THE
20 END OF THAT FISCAL YEAR.

21 S 3. This act shall take effect on the one hundred eightieth day after
22 it shall have become a law. Effective immediately, any rules and regu-
23 lations required to implement the provisions of this act on its effec-
24 tive date shall be promulgated on or before such date.