

ASSEMBLY, No. 5786

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED JUNE 1, 2021

Sponsored by:

Assemblywoman SHAVONDA E. SUMTER

District 35 (Bergen and Passaic)

Assemblywoman LINDA S. CARTER

District 22 (Middlesex, Somerset and Union)

SYNOPSIS

Authorizes creation of Alpha Phi Alpha Fraternity, Inc. license plates.

CURRENT VERSION OF TEXT

As introduced.



1 **AN ACT** authorizing the creation and issuance of Alpha Phi Alpha
2 Fraternity, Inc. license plates and supplementing Title 39 of the
3 Revised Statutes.

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

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8 1. a. Upon proper application, the Chief Administrator of the
9 New Jersey Motor Vehicle Commission shall issue Alpha Phi Alpha
10 Fraternity, Inc. license plates for any motor vehicle owned or
11 leased and registered in this State. In addition to the registration
12 number and other markings or identification otherwise prescribed
13 by law, the license plates shall display appropriate words or a
14 slogan and emblem honoring the Alpha Phi Alpha Fraternity, Inc.
15 The chief administrator, in consultation with the Eastern Region
16 Vice-President of Alpha Phi Alpha Fraternity, Inc., shall select the
17 design and color scheme of the Alpha Phi Alpha Fraternity, Inc.
18 license plates. The Alpha Phi Alpha Fraternity, Inc. license plates
19 shall be subject to the provisions of chapter 3 of Title 39 of the
20 Revised Statutes, except as hereinafter otherwise provided.

21 b. Application for issuance of the Alpha Phi Alpha Fraternity,
22 Inc. license plates shall be made to the chief administrator on forms
23 and in a manner prescribed by the chief administrator. In order to
24 be deemed complete, an application shall be accompanied by a fee
25 of \$50, payable to the New Jersey Motor Vehicle Commission,
26 which shall be in addition to the fees otherwise prescribed by law
27 for the registration of a motor vehicle. The chief administrator shall
28 collect annually, subsequent to the year of issuance of the Alpha Phi
29 Alpha Fraternity, Inc. license plates, a \$10 fee for the license plates
30 in addition to the fees otherwise prescribed by law for the
31 registration of a motor vehicle. The additional fees required by this
32 subsection shall be deposited in the “Alpha Phi Alpha Fraternity,
33 Inc. License Plate Fund” created pursuant to subsection c. of this
34 section.

35 c. There is created in the Department of the Treasury a special
36 non-lapsing fund to be known as the “Alpha Phi Alpha Fraternity,
37 Inc. License Plate Fund.” There shall be deposited in the fund the
38 amount collected from all license plate fees collected pursuant to
39 subsection b. of this section, less the amounts necessary to
40 reimburse the commission for administrative costs pursuant to
41 subsection d. of this section. The monies deposited in the fund shall
42 be appropriated annually to the Alpha Phi Alpha Fraternity, Inc. and
43 shall be used to provide grant funding to support the organization’s
44 mission and programs.

45 Monies deposited in the fund shall be held in interest-bearing
46 accounts in public depositories as defined pursuant to section 1 of
47 P.L.1970, c.236 (C.17:9-41), and may be invested or reinvested in
48 securities approved by the State Treasurer. Interest or other income

1 earned on monies deposited into the fund, and any monies which
2 may be appropriated or otherwise become available for purposes of
3 the fund, shall be credited to and deposited in the fund for use as set
4 forth in this act.

5 d. Prior to the deposit of the additional fees collected pursuant
6 to subsection b. of this section into the “Alpha Phi Alpha Fraternity,
7 Inc. License Plate Fund,” amounts thereof as are necessary shall be
8 used to reimburse the commission for all costs reasonably and
9 actually incurred, as stipulated by the chief administrator for:

10 (1) designing, producing, issuing, renewing, and publicizing the
11 availability of the Alpha Phi Alpha Fraternity, Inc. license plates;
12 and

13 (2) any computer programming changes that may be initially
14 necessary to implement the Alpha Phi Alpha Fraternity, Inc. license
15 plate program in an amount not to exceed \$150,000.

16 The chief administrator shall annually certify to the State
17 Treasurer the average cost per license plate incurred in the
18 immediately preceding year by the commission in producing,
19 issuing, renewing, and publicizing the availability of the Alpha Phi
20 Alpha Fraternity, Inc. license plates. The annual certification of the
21 average cost per license plate shall be approved by the Joint Budget
22 Oversight Committee, or its successor.

23 In the event that the average cost per license plate as certified by
24 the chief administrator and approved by the Joint Budget Oversight
25 Committee, or its successor, is greater than the \$50 application fee
26 established pursuant to subsection b. of this section in two
27 consecutive fiscal years, the chief administrator may discontinue
28 the issuance of the Alpha Phi Alpha Fraternity, Inc. license plates.

29 e. The chief administrator shall notify eligible motorists of the
30 opportunity to obtain the Alpha Phi Alpha Fraternity, Inc. license
31 plates by publicizing the availability of the license plates on the
32 commission’s website. The Eastern Region of Alpha Phi Alpha
33 Fraternity, Inc., and any other individual or entity designated by the
34 Eastern Region of Alpha Phi Alpha Fraternity, Inc., may publicize
35 the availability of the Alpha Phi Alpha Fraternity, Inc. license
36 plates in any manner that the Eastern Region of Alpha Phi Alpha
37 Fraternity, Inc. deems appropriate.

38 f. The chief administrator and the Eastern Region Vice-
39 President of Alpha Phi Alpha Fraternity, Inc. shall develop and
40 enter into a memorandum of agreement setting forth the procedures
41 to be followed in carrying out their respective responsibilities under
42 this act.

43 g. The Eastern Region Vice-President Alpha Phi Alpha
44 Fraternity, Inc. shall appoint the sitting District Director to act as a
45 liaison between the Eastern Region of Alpha Phi Alpha Fraternity,
46 Inc. and the commission. The liaison shall represent the Eastern
47 Region of Alpha Phi Alpha Fraternity, Inc. in any and all

1 communications with the commission regarding the Alpha Phi
2 Alpha Fraternity, Inc. license plates established by this act.

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4 2. a. State or public funds shall not be used by the commission
5 for the initial cost of:

6 (1) designing, producing, issuing, and publicizing the availability
7 of the Alpha Phi Alpha Fraternity, Inc. license plates; or

8 (2) any computer programming changes which may be necessary
9 to implement the Alpha Phi Alpha Fraternity, Inc. license plate
10 program established by this act.

11 b. An individual or entity designated by the Eastern Region of
12 Alpha Phi Alpha Fraternity, Inc. shall contribute non-public monies
13 in an amount to be determined by the chief administrator, not to
14 exceed a total of \$25,000, to be used to offset the initial costs
15 incurred by the commission for designing, producing, issuing, and
16 publicizing the availability of the Alpha Phi Alpha Fraternity, Inc.
17 license plates, and any computer programming which may be
18 necessary to implement the program. Concerned organizations and
19 individual donors may contribute monies to the Eastern Region of
20 Alpha Phi Alpha Fraternity, Inc. to be used to offset the initial costs
21 incurred by the commission for the Alpha Phi Alpha Fraternity, Inc.
22 license plates authorized by this act. Any amount remaining after
23 the payment of the initial cost shall be deposited in the “Alpha Phi
24 Alpha Fraternity, Inc. License Plate Fund” established pursuant to
25 subsection c. of section 1 of this act.

26 c. The commission shall not begin designing, producing,
27 issuing, or publicizing the availability of Alpha Phi Alpha
28 Fraternity, Inc. license plates, or making any necessary
29 programming changes, until the following requirements have been
30 met:

31 (1) an individual or entity designated by the Eastern Region of
32 Alpha Phi Alpha Fraternity, Inc. has provided the commission with
33 the non-public monies necessary, as determined by the chief
34 administrator pursuant to subsection b. of this section, to offset the
35 initial costs incurred by the commission in establishing the Alpha
36 Phi Alpha Fraternity, Inc. license plate program; and

37 (2) the liaison appointed by the Eastern Region of Alpha Phi
38 Alpha Fraternity, Inc. pursuant to subsection g. of section 1 of this
39 act has provided the commission with not less than 500 completed
40 applications for Alpha Phi Alpha Fraternity, Inc. license plates.
41 These applications shall constitute the initial order for Alpha Phi
42 Alpha Fraternity, Inc. license plates and shall be accompanied by a
43 fee representing the total cost of the initial order. The fee shall be
44 determined by multiplying the number of sets of license plates
45 being ordered by the applicable initial fee for each set of license
46 plates as set forth in subsection b. of section 1 of this act.

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1 in its efforts to achieve higher social, economic, and intellectual
2 status.

3 The bill provides that the design of the Alpha Phi Alpha license
4 plate is to display appropriate words or a slogan and an emblem
5 honoring the Alpha Phi Alpha. The chief administrator, in
6 consultation with the Eastern Region Vice-President of Alpha Phi
7 Alpha Fraternity, Inc., is to select the design and color scheme of
8 the Alpha Phi Alpha license plates.

9 In addition to all fees otherwise required by law for the
10 registration of a motor vehicle, there is an application fee of \$50
11 and an annual renewal fee of \$10 for the Alpha Phi Alpha license
12 plates. After the deduction of the cost of designing, producing,
13 issuing, renewing, and publicizing the plates and of any computer
14 programming changes that are necessary to implement the license
15 plate program, in an amount not to exceed \$150,000, the additional
16 fees are to be deposited into a special non-lapsing fund known as
17 the "Alpha Phi Alpha Fraternity, Inc. License Plate Fund." The
18 proceeds of the fund are to be annually appropriated to Alpha Phi
19 Alpha, to be used to support the organization's mission and
20 programs.

21 The chief administrator is required to annually certify the
22 average cost of producing, issuing, renewing, and publicizing the
23 availability of the specialty license plates. If the average cost per
24 plate exceeds \$50 in two consecutive fiscal years, the chief
25 administrator may discontinue the Alpha Phi Alpha license plate
26 program. The bill also requires that the Eastern Region Vice-
27 President of Alpha Phi Alpha Fraternity, Inc. appoint the District
28 Director to represent the Eastern Region of Alpha Phi Alpha
29 Fraternity, Inc. (New Jersey Association of Alpha Phi Alpha
30 Chapters) in all communications with the commission regarding the
31 Alpha Phi Alpha license plates.

32 The bill provides that State or other public funds are not to be
33 used by the commission for the initial cost to implement the Alpha
34 Phi Alpha license plate program. The bill requires the Eastern
35 Region of Alpha Phi Alpha Fraternity, Inc. or an individual or
36 entity designated by the Eastern Region Vice-President of Alpha
37 Phi Alpha Fraternity, Inc. to contribute non-public monies, not to
38 exceed \$25,000, to offset the initial costs to design, produce, issue,
39 and publicize the license plates and for computer programming
40 changes which may be necessary to implement the program. The
41 bill authorizes the Eastern Region of Alpha Phi Alpha Fraternity,
42 Inc. to receive funds from private sources to be used to offset the
43 initial costs.

44 The chief administrator is not required to design, produce, issue,
45 or publicize the availability of the Alpha Phi Alpha license plates,
46 until: 1) the Eastern Region Vice-President of Alpha Phi Alpha
47 Fraternity, Inc. or the individual or entity designated by the Eastern
48 Region Vice-President of Alpha Phi Alpha Fraternity, Inc. has

1 provided the commission with the money necessary to offset the
2 initial costs incurred by the commission in establishing the Alpha
3 Phi Alpha Fraternity, Inc. license plate program; and 2) the Eastern
4 Region of Alpha Phi Alpha Fraternity, Inc., liaison has provided the
5 commission with a minimum of 500 completed applications for the
6 Alpha Phi Alpha Fraternity, Inc. license plates.

7 The provisions of the bill will remain inoperative until the first
8 day of the seventh month after the appropriate applications and fees
9 required to offset the initial costs incurred by the commission are
10 provided by the Eastern Region of Alpha Phi Alpha Fraternity, Inc.
11 liaison. The bill expires on the last day of the 12th month if
12 sufficient applications and fees to offset the initial costs are not
13 received by that date.