

SENATE, No. 4197

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED DECEMBER 2, 2021

Sponsored by:

Senator PATRICK J. DIEGNAN, JR.

District 18 (Middlesex)

SYNOPSIS

Authorizes creation of Student Movement Against Cancer license plates.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT authorizing the creation of Student Movement Against
2 Cancer license plates and supplementing Title 39 of the Revised
3 Statutes.

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

7
8 1. a. Upon proper application, the Chief Administrator of the
9 New Jersey Motor Vehicle Commission shall issue Student
10 Movement Against Cancer license plates for any motor vehicle
11 owned or leased and registered in this State. In addition to the
12 registration number and other markings or identification otherwise
13 prescribed by law, the license plates shall display the words “Peace
14 Out, Cancer” and an emblem signifying support for the Student
15 Movement Against Cancer foundation. The chief administrator
16 shall, in consultation with the Student Movement Against Cancer
17 foundation, select the design and color scheme of the Student
18 Movement Against Cancer license plates. The Student Movement
19 Against Cancer license plates shall be subject to the provisions of
20 chapter 3 of Title 39 of the Revised Statutes, except as hereinafter
21 otherwise provided.

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

36 c. There is created in the Department of the Treasury a special
37 non-lapsing fund to be known as the “Student Movement Against
38 Cancer License Plate Fund.” There shall be deposited in the fund
39 the amount collected from all license plate fees collected pursuant
40 to subsection b. of this section, less the amounts necessary to
41 reimburse the commission for administrative costs pursuant to
42 subsection d. of this section. Monies deposited in the fund shall be
43 appropriated annually to the Student Movement Against Cancer
44 foundation to be used to support the organization’s mission and
45 programs. Monies deposited in the fund shall be held in interest-
46 bearing accounts in public depositories as defined pursuant to
47 section 1 of P.L.1970, c.236 (C.17:9-41), and may be invested or
48 reinvested in securities approved by the State Treasurer. Interest or

1 other income earned on monies deposited into the fund, and any
2 monies which may be appropriated or otherwise become available
3 for purposes of the fund, shall be credited to and deposited in the
4 fund for use as set forth in P.L. , c. (C.) (pending before
5 the Legislature as this bill).

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

11 (1) designing, producing, issuing, renewing, and publicizing the
12 availability of the Student Movement Against Cancer license plates;
13 and

14 (2) any computer programming changes that may be initially
15 necessary to implement the Student Movement Against Cancer
16 license plate program in an amount not to exceed \$150,000.

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

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

30 e. The chief administrator shall notify eligible motorists of the
31 opportunity to obtain Student Movement Against Cancer license
32 plates by publicizing the availability of the license plates on the
33 commission’s website. The Student Movement Against Cancer
34 foundation and any other individual or entity designated by the
35 Student Movement Against Cancer foundation, may publicize the
36 availability of the Student Movement Against Cancer license plates
37 in any manner that the Student Movement Against Cancer
38 foundation deems appropriate.

39 f. The chief administrator and the Student Movement Against
40 Cancer foundation shall develop and enter into a memorandum of
41 agreement setting forth the procedures to be followed in carrying
42 out their respective responsibilities under P.L. , c., (C.)
43 (pending before the Legislature as this bill).

44 g. The Student Movement Against Cancer foundation shall
45 appoint a representative who shall act as a liaison between the
46 Student Movement Against Cancer foundation and the commission.
47 The liaison shall represent the Student Movement Against Cancer
48 foundation in any and all communications with the commission

1 regarding the Student Movement Against Cancer license plates
2 established by P.L. , c. (C.) (pending before the
3 Legislature as this bill).

4

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

7 (1) designing, producing, issuing, and publicizing the availability
8 of Student Movement Against Cancer license plates; or

9 (2) any computer programming changes which may be necessary
10 to implement the Student Movement Against Cancer license plate
11 program established by P.L. , c. (C.) (pending before the
12 Legislature as this bill).

13 b. The Student Movement Against Cancer foundation or an
14 individual or entity designated by the Student Movement Against
15 Cancer foundation, shall contribute non-public monies in an amount
16 to be determined by the chief administrator, not to exceed a total of
17 \$25,000, to be used to offset the initial costs incurred by the
18 commission for designing, producing, issuing, and publicizing the
19 availability of Student Movement Against Cancer license plates,
20 and any computer programming which may be necessary to
21 implement the program. Concerned organizations and individual
22 donors may contribute monies to the Student Movement Against
23 Cancer foundation to be used to offset the initial costs incurred by
24 the commission for the Student Movement Against Cancer license
25 plates authorized by P.L. , c. (C.) (pending before the
26 Legislature as this bill).

27 c. The commission shall not begin designing, producing,
28 issuing, or publicizing the availability of Student Movement
29 Against Cancer license plates, or making any necessary
30 programming changes, until the following requirements have been
31 met:

32 (1) The Student Movement Against Cancer foundation or an
33 individual or entity designated by the Student Movement Against
34 Cancer foundation, has provided the commission with the non-
35 public monies necessary, as determined by the chief administrator
36 pursuant to subsection b. of this section, to offset the initial costs
37 incurred by the commission in establishing the Student Movement
38 Against Cancer license plate program; and

39 (2) The liaison appointed by the Student Movement Against
40 Cancer foundation pursuant to subsection g. of section 1 of P.L. ,
41 c. (C.) (pending before the Legislature as this bill) has
42 provided the commission with not less than 500 completed
43 applications for Student Movement Against Cancer license plates.
44 These applications shall constitute the initial order for Student
45 Movement Against Cancer license plates and shall be accompanied
46 by a fee representing the total cost of the initial order. The fee shall
47 be determined by multiplying the number of sets of license plates
48 being ordered by the applicable initial fee for each set of license

1 plates as set forth in subsection b. of section 1 of P.L. ,
2 c. (C.) (pending before the Legislature as this bill).

3
4 3. This act shall take effect immediately, but shall remain
5 inoperative until the first day of the 13th month following the date
6 on which the conditions set forth in paragraphs (1) and (2) of
7 subsection c. of section 2 of this act have been satisfied. The chief
8 administrator may take anticipatory acts in advance of that date as
9 may be necessary for the timely implementation of this act. This
10 act shall expire if the conditions set forth in paragraphs (1) and (2)
11 of subsection c. of section 2 of this act are not satisfied by the last
12 day of the 15th month following enactment.

13
14
15 STATEMENT

16
17 This bill authorizes the Chief Administrator of the New Jersey
18 Motor Vehicle Commission (commission) to issue special Student
19 Movement Against Cancer (SMAC) license plates.

20 The bill provides that the design of the SMAC license plate is to
21 display the words "Peace Out, Cancer" and an emblem signifying
22 support for the SMAC foundation. The chief administrator, in
23 consultation with the SMAC foundation, is to select the design and
24 color scheme of the SMAC license plates.

25 In addition to all fees otherwise required by law for the
26 registration of a motor vehicle, there is an application fee of \$50
27 and an annual renewal fee of \$10 for the SMAC license plates.
28 After the deduction of the cost of designing, producing, issuing,
29 renewing, and publicizing the plates and of any computer
30 programming changes that are necessary to implement the license
31 plate program, additional fees will be deposited into a special non-
32 lapsing fund known as the "Student Movement Against Cancer
33 License Plate Fund." The proceeds of the fund are to be annually
34 appropriated to the SMAC foundation to be used to support the
35 organization's mission and programs.

36 The chief administrator is required to annually certify the
37 average cost of producing, issuing, renewing, and publicizing the
38 availability of the specialty license plates. If the average cost per
39 plate exceeds \$50 in two consecutive fiscal years, the chief
40 administrator may discontinue the license plate program. The bill
41 also requires that the SMAC foundation appoint a liaison to
42 represent the SMAC foundation in all communications with the
43 commission regarding the SMAC license plates.

44 The bill provides that State or other public funds are not to be
45 used by the commission for the initial cost to implement the SMAC
46 license plate program. The bill requires the SMAC foundation or an
47 individual or entity designated by the SMAC foundation to
48 contribute non-public monies, not to exceed \$25,000, to offset the

1 initial costs to design, produce, issue, and publicize the license
2 plates and for computer programming changes which may be
3 necessary to implement the program. The bill authorizes SMAC
4 foundation to receive funds from private sources to be used to offset
5 the initial costs.

6 The chief administrator is not required to design, produce, issue,
7 or publicize the availability of the license plates, until: (1) the
8 SMAC foundation or the individual or entity designated by the
9 SMAC foundation has provided the commission with the money
10 necessary to offset the initial costs incurred by the commission in
11 establishing the license plate program; and (2) the SMAC
12 foundation liaison has provided the commission with a minimum of
13 500 completed applications for the license plates.

14 The provisions of the bill will remain inoperative until the first
15 day of the 13th month to allow the SMAC foundation time to
16 provide the commission with the completed applications and fees
17 required pursuant to the bill. The bill expires on the last day of the
18 12th month if sufficient applications and fees to offset the initial
19 costs are not received by that date.

20 SMAC was founded at Scotch Plains - Fanwood High School in
21 2001. When Rob Mattar, then a junior in high school, was
22 diagnosed with testicular cancer, his friends and classmates rallied
23 around him by shaving their heads, raising money, and ultimately
24 launching the solely student-run foundation. Since inception,
25 SMAC has remained the largest club at Scotch Plains - Fanwood
26 High School and now has chapters in 13 schools.

27 SMAC has collectively raised more than \$2 million, which has
28 been donated to local hospitals, national cancer research and
29 awareness organizations, the Rob Mattar Scholarship Fund, and
30 SMAC Cancer Fighter Scholarships for graduating high school
31 seniors. The goal of SMAC is to empower the next generation of
32 cancer fighters.