

AMENDED IN ASSEMBLY MAY 5, 2003
AMENDED IN ASSEMBLY MARCH 27, 2003
CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 987

Introduced by Assembly Member Leslie

February 20, 2003

An act to add Section 5071.2 to the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 987, as amended, Leslie. Vehicles: special interest license plates: HIV and AIDS education and care programs.

Existing law requires the Department of Motor Vehicles to issue special interest license plates in lieu of regularly issued plates to any person applying for the special interest plates and paying certain fees. Existing law prohibits the department from issuing any special interest license plate until, among other things, the participating organization has received and submitted to the department not less than 7,500 applications for that particular plate within certain time limitations.

This bill would require the department to design and issue under the above described participation procedure special interest HIV and AIDS education and care license plates, as specified. The bill would require certain funds generated from the issuance of the special interest license plates to be deposited in the ~~HIV and AIDS Education and Care License Plate Account~~ and, under specified circumstances, the ~~Compassion Capital Fund Account~~, which accounts the bill would establish in the ~~General Fund~~ *Motor Vehicle Account in the State Transportation Fund*. The bill would require *of a described portion* the money deposited in



the ~~first described~~ account *under these provisions* to be allocated, upon appropriation by the Legislature, for distribution through grants administered by the Office of AIDS in the California Department of Health Services to fund HIV and AIDS education and care among communities of color in the state. ~~Money in the second described~~ *Other funds deposited in the account under these provisions*, upon appropriation, would be administered by the Office of AIDS to fund grant programs for hospice care, with emphasis on programs that support facilities providing care of individuals dying from AIDS.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. The Legislature finds and declares the
2 following:

3 (a) Human immunodeficiency virus (HIV) and acquired
4 immune deficiency syndrome (AIDS) cases in communities of
5 color are increasing at a disproportionate rate.

6 (b) The California Department of Health Services, Office of
7 AIDS, reports that as of April 30, 2002, the cumulative number of
8 reported HIV and AIDS cases by race, ethnicity, and age show that
9 40.5 percent of the adult and adolescent cases and 72.5 percent of
10 the pediatric cases occurred in people of color.

11 (c) African-Americans represent approximately 6.7 percent of
12 California’s population yet they represent 17.4 percent of the total
13 reported HIV and AIDS cases in California.

14 (d) African-Americans represent 12 percent of the American
15 population yet they represent 37 percent of total American HIV
16 and AIDS cases.

17 (e) African-American children represent close to two-thirds of
18 all reported pediatric HIV and AIDS cases and Latinos represent
19 20.5 percent of the total reported HIV and AIDS cases in
20 California.

21 SEC. 2. Section 5071.2 is added to the Vehicle Code, to read:

22 5071.2. (a) The department shall design and issue under
23 Section 5060 special interest HIV and AIDS license plates
24 depicting California in gold color with a red ribbon wrapped
25 around the state, and the words “Compassion Toward a Cure”
26 written along the bottom of the plate. Any person described in



1 Section 5101, upon payment of the additional fee set forth in
2 subdivision (b), may apply for and be issued a set of the special
3 license plates authorized under this section in lieu of the regular
4 license plates.

5 (b) In addition to the regular fees for an original registration, a
6 renewal of registration, or a transfer or substitution of license
7 plates, the following additional fees shall be paid for the issuance,
8 renewal, retention, transfer, or substitution of the special license
9 plates authorized under this section:

10 (1) For the original issuance of the plates, fifty dollars (\$50).

11 (2) For a renewal of registration of the plates, or retention of the
12 plates if renewal is not required, forty dollars (\$40).

13 (3) For transfer of the plates to another vehicle, fifteen dollars
14 (\$15).

15 (4) For each substitute replacement plate, thirty-five dollars
16 (\$35).

17 (c) (1) After deducting all administrative costs incurred by it
18 to implement this section, the department shall deposit the first two
19 hundred fifty thousand dollars (\$250,000) of additional revenue
20 derived each fiscal year from the issuance, renewal, retention,
21 transfer, and substitution of the special license plates in the ~~HIV~~
22 ~~and AIDS Education and Care License Plate Account, which is~~
23 ~~hereby established in the General Motor Vehicle Account in the~~
24 ~~State Transportation Fund.~~

25 (2) Upon appropriation by the Legislature, the money
26 deposited in the account established under paragraph (1) shall be
27 allocated to the State Department of Health Services for
28 distribution through grants administered by the Office of AIDS in
29 the California Department of Health Services to fund HIV and
30 AIDS education and care grant programs among communities of
31 color.

32 ~~(d) (1) Those additional revenues, in excess of the amount~~
33 ~~deposited in the account under paragraph (1) of subdivision (c),~~
34 ~~shall be deposited by the department in the Compassion Capital~~
35 ~~Fund Account, which is hereby established in the General Fund.~~
36 ~~Money~~

37 (d) (1) All revenue derived under this section that remains
38 after compliance with paragraph (1) of subdivision (c) shall also
39 be deposited in the account. Those funds may only be appropriated
40 from that account in a fiscal year when the balance in that account



1 amount deposited in the account under this paragraph exceeds
2 five hundred thousand dollars (\$500,000) on the immediately
3 preceding December 31.

4 (2) Upon appropriation by the Legislature, the money
5 deposited in the ~~Compassion Capitol Fund Account~~ shall be
6 allocated to the account under paragraph (1) shall be allocated to
7 the California Department of Health Services to be administered
8 by the Office of AIDS to fund grant programs for hospice care,
9 particularly, but not exclusively, those programs that emphasize
10 support of facilities providing care of individuals dying from
11 AIDS. Each grant shall fund the creation or expansion of facilities
12 providing the service described in this paragraph and the amount
13 of a grant shall range between twenty-five thousand dollars
14 (\$25,000) to one hundred fifty thousand dollars (\$150,000).

15 (e) All qualifying private, nonprofit entities that are exempt
16 from taxation under Section 501(c)(3) of the Internal Revenue
17 Code are entitled to participate equally, without regard to religious
18 affiliation or the lack thereof, in the grant programs funded by the
19 accounts established under subdivisions (c) and (d).

