

**ASSEMBLY BILL**

**No. 49**

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**Introduced by Assembly Member Buchanan**

December 21, 2012

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An act to add Section 5162 to the Vehicle Code, relating to license plates.

LEGISLATIVE COUNSEL'S DIGEST

AB 49, as introduced, Buchanan. License plates: breast cancer awareness.

Existing law authorizes the Department of Motor Vehicles (DMV) to issue specialty license plates, including environmental license plates and specified special environmental design license plates. The department is required to charge specified fees for certain services related to the issuance of those plates.

This bill would additionally authorize the DMV, in consultation with the State Department of Health Care Services, to design and make available for issuance special breast cancer awareness license plates bearing a full-plate graphic design depicting a the pink breast cancer awareness ribbon on a pink background, as specified, upon payment of an additional fee by a person applying for the special plate. The bill would require the revenue generated from the license plates, as specified, to be deposited in the Breast Cancer Awareness Account, which is created by the bill in the Specialized License Plate Fund, for use by the State Department of Health Services, upon appropriation by the Legislature, for providing free or reduced-cost breast cancer preventative treatments, or funding research for treatments and cures for breast cancer.

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. Section 5162 is added to the Vehicle Code, to  
2 read:

3 5162. (a) The department, in consultation with the State  
4 Department of Health Care Services, shall design and make  
5 available for issuance pursuant to this article special breast cancer  
6 awareness design license plates as described in this section.  
7 Notwithstanding Section 5155, the special breast cancer awareness  
8 design license plates shall bear a full-plate graphic design that the  
9 department determines, in consultation with the Department of the  
10 California Highway Patrol, does not obscure the readability of the  
11 license plate depicting the pink breast cancer awareness ribbon on  
12 a pink background, as approved by the State Department of Health  
13 Care Services. The State Department of Health Care Services may  
14 accept and use donated artwork from California artists for purposes  
15 of this requirement. Any person described in Section 5101 may,  
16 upon payment of the additional fees set forth in subdivision (b),  
17 apply for and be issued a set of special breast cancer awareness  
18 design license plates. The special breast cancer awareness design  
19 license plates may be issued as environmental license plates, as  
20 defined in Section 5103.

21 (b) In addition to the regular fees for an original registration or  
22 renewal of registration, the following additional fees shall be paid  
23 for the issuance, renewal, or transfer of the special breast cancer  
24 awareness design license plates authorized pursuant to this section:

25 (1) For the original issuance of the plates, fifty dollars (\$50).  
26 (2) For a renewal of registration with the plates, forty dollars  
27 (\$40).  
28 (3) For transfer of the plates to another vehicle, fifteen dollars  
29 (\$15).  
30 (4) For each substitute replacement plate, thirty-five dollars  
31 (\$35).  
32 (5) In addition, for the issuance of environmental license plates,  
33 as defined in Section 5103, with a full-plate graphic design  
34 described in subdivision (a), the additional fees prescribed in  
35 Sections 5106 and 5108. The additional fees prescribed in Sections

1 5106 and 5108 shall be deposited in the Environmental License  
2 Plate Fund.

3 (c) Except as provided in paragraph (5) of subdivision (b), and  
4 after deducting its administrative costs under this section, the  
5 department shall deposit the additional revenue derived from the  
6 issuance, renewal, transfer, and substitution of special breast cancer  
7 awareness design license plates in the Breast Cancer Awareness  
8 Account, which is hereby created in the Specialized License Plate  
9 Fund. Upon appropriation by the Legislature, the moneys in the  
10 account shall be allocated by the Controller to the State Department  
11 of Health Care Services for expenditure for the exclusive trust  
12 purposes of raising awareness about breast cancer, providing free  
13 or reduced-cost breast cancer preventative treatments, or funding  
14 research for treatments and cures for breast cancer.

15 (d) The State Department of Health Care Services shall collect  
16 and hold applications for the special breast cancer awareness  
17 license plates described in this section. The Department of Motor  
18 Vehicles shall not be required to make the special breast cancer  
19 awareness license plates available for issuance pursuant to this  
20 section until the State Department of Health Care Services has  
21 submitted not less than 7,500 applications for the plates to the  
22 Department of Motor Vehicles.