

ASSEMBLY, No. 978

STATE OF NEW JERSEY

220th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2022 SESSION

Sponsored by:

Assemblywoman VERLINA REYNOLDS-JACKSON

District 15 (Hunterdon and Mercer)

Assemblyman BENJIE E. WIMBERLY

District 35 (Bergen and Passaic)

SYNOPSIS

Authorizes issuance of Kappa Alpha Psi license plates.

CURRENT VERSION OF TEXT

As reported by the Assembly Transportation and Independent Authorities Committee with technical review.



(Sponsorship Updated As Of: 3/8/2022)

1 AN ACT authorizing the issuance of Kappa Alpha Psi license plates
2 and supplementing chapter 3 of Title 39 of the Revised Statutes.

3

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

6

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

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

33 c. There is created in the Department of the Treasury a special
34 non-lapsing fund to be known as the "Kappa Alpha Psi License
35 Plate Fund." There shall be deposited in the fund the amount
36 collected from all license plate fees collected pursuant to subsection
37 b. of this section, less the amounts necessary to reimburse
38 commission for administrative costs pursuant to subsection d. of
39 this section. Monies deposited in the fund shall be appropriated
40 annually to the Kappa Alpha Psi Fraternity, Inc. to be used to
41 support the organization's mission and programs. Monies deposited
42 in the fund shall be held in interest-bearing accounts in public
43 depositories as defined pursuant to section 1 of P.L.1970, c.236
44 (C.17:9-41), and may be invested or reinvested in securities
45 approved by the State Treasurer. Interest or other income earned on
46 monies deposited into the fund, and any monies which may be
47 appropriated or otherwise become available for purposes of the
48 fund, shall be credited to and deposited in the fund for use as set

1 forth in P.L. , c. (C.) (pending before the Legislature as
2 this bill).

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

8 (1) designing, producing, issuing, renewing, and publicizing the
9 availability of the Kappa Alpha Psi license plates; and

10 (2) any computer programming changes that may be initially
11 necessary to implement the Kappa Alpha Psi license plate program
12 in an amount not to exceed \$150,000.

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

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

26 e. The chief administrator shall notify eligible motorists of the
27 opportunity to obtain Kappa Alpha Psi license plates by publicizing
28 the availability of the license plates on the commission’s website.
29 The Northeastern Province of Kappa Alpha Psi Fraternity, Inc., and
30 any other individual or entity designated by the Northeastern
31 Province of Kappa Alpha Psi Fraternity, Inc., may publicize the
32 availability of the Kappa Alpha Psi license plates in any manner
33 that the Northeastern Province of Kappa Alpha Psi Fraternity, Inc.
34 deems appropriate.

35 f. The chief administrator and the Northeastern Province
36 Polemarch of Kappa Alpha Psi Fraternity, Inc. shall develop and
37 enter into a memorandum of agreement setting forth the procedures
38 to be followed in carrying out their respective responsibilities under
39 P.L. , c. (C.) (pending before the Legislature as this bill).

40 g. The Northeastern Province Polemarch of Kappa Alpha Psi
41 Fraternity, Inc. shall appoint a representative who shall act as a
42 liaison between the Northeastern Province of Kappa Alpha Psi
43 Fraternity, Inc. and the commission. The liaison shall represent the
44 Northeastern Province of Kappa Alpha Psi Fraternity, Inc. in any
45 and all communications with the commission regarding the Kappa
46 Alpha Psi license plates established by P.L. , c. (C.)
47 (pending before the Legislature as this bill).

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

3 (1) designing, producing, issuing, and publicizing the
4 availability of Kappa Alpha Psi license plates; or

5 (2) any computer programming changes which may be
6 necessary to implement the Kappa Alpha Psi license plate program
7 established by P.L. , c. (C.) (pending before the
8 Legislature as this bill).

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

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

31 (1) The Northeastern Province of Kappa Alpha Psi Fraternity,
32 Inc., or an individual or entity designated by the Northeastern
33 Province of Kappa Alpha Psi Fraternity Inc., has provided the
34 commission with the money necessary, as determined by the chief
35 administrator pursuant to subsection b. of this section, to offset the
36 initial costs incurred by the commission in establishing the Kappa
37 Alpha Psi license plate program; and

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

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1 plates as set forth in subsection b. of section 1 of
2 P.L. , c. (C.) (pending before the Legislature as this bill).
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4 3. This act shall take effect immediately, but shall remain
5 inoperative until the first day of the seventh month following the
6 date 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 act
10 shall expire if the conditions set forth in paragraphs (1) and (2) of
11 subsection c. of section 2 of this act are not satisfied by the last day
12 of the 12th month following enactment.