

1 **H. B. 2674**

2  
3 (By Delegates Iaquinta, Brown, Hartman, Crosier,  
4 Ireland, Talbott, Longstreth and Azinger)

5  
6 [Introduced January 20, 2011; referred to the  
7 Committee on Roads and Transportation then Finance.]

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9  
10 A BILL to amend and reenact §17A-3-14 of the Code of West  
11 Virginia, 1931, as amended, relating to allowing a disabled  
12 veteran one additional license plate.

13 *Be it enacted by the Legislature of West Virginia:*

14 That §17A-3-14 of the Code of West Virginia, 1931, as amended,  
15 be amended and reenacted to read as follows:

16 **ARTICLE 3. ORIGINAL AND RENEWAL OF REGISTRATION; ISSUANCE OF**  
17 **CERTIFICATES OF TITLE.**

18 **§17A-3-14. Registration plates generally; description of plates;**  
19 **issuance of special numbers and plates; registration**  
20 **fees; special application fees; exemptions;**  
21 **commissioner to promulgate forms; suspension and**  
22 **nonrenewal.**

23 (a) Except as provided in subdivision (6), subsection (c) of  
24 this section, the division upon registering a vehicle shall issue  
25 to the owner one registration plate for a motorcycle, trailer,

1 semitrailer or other motor vehicle.

2 (b) Registration plates issued by the division shall meet the  
3 following requirements:

4 (1) Every registration plate shall be of reflectorized  
5 material and have displayed upon it the registration number  
6 assigned to the vehicle for which it is issued; the name of this  
7 state, which may be abbreviated; and the year number for which it  
8 is issued or the date of expiration of the plate.

9 (2) Every registration plate and the required letters and  
10 numerals on the plate shall be of sufficient size to be plainly  
11 readable from a distance of one hundred feet during daylight.  
12 ~~Provided, That the~~ The requirements of this subdivision shall not  
13 apply to the year number for which the plate is issued or the date  
14 of expiration.

15 (3) Registration numbering for registration plates shall begin  
16 with number two.

17 (c) The division may not issue, permit to be issued or  
18 distribute any special registration plates except as follows:

19 (1) The Governor ~~shall be~~ is issued two registration plates,  
20 on one of which shall be imprinted the numeral one and on the other  
21 the word one.

22 (2) State officials and judges may be issued special  
23 registration plates as follows:

24 (A) Upon appropriate application, the division shall issue to

1 the Secretary of State, State Superintendent of Schools, Auditor,  
2 Treasurer, Commissioner of Agriculture and the Attorney General,  
3 the members of both houses of the Legislature, including the  
4 elected officials of both houses of the Legislature, the justices  
5 of the Supreme Court of Appeals of West Virginia, the  
6 representatives and senators of the state in the Congress of the  
7 United States, the judges of the West Virginia circuit courts,  
8 active and retired on senior status, the judges of the United  
9 States district courts for the State of West Virginia and the  
10 judges of the United States Court of Appeals for the fourth  
11 circuit, if any of the judges are residents of West Virginia, a  
12 special registration plate for a Class A motor vehicle and a  
13 special registration plate for a Class G motorcycle owned by the  
14 official or his or her spouse. ~~Provided, That the~~ The division may  
15 issue a Class A special registration plate for each vehicle titled  
16 to the official and a Class G special registration plate for each  
17 motorcycle titled to the official.

18 (B) Each plate issued pursuant to this subdivision shall bear  
19 any combination of letters and numbers not to exceed an amount  
20 determined by the commissioner and a designation of the office.  
21 Each plate ~~shall supersede~~ supersedes the regular numbered plate  
22 assigned to the official or his or her spouse during the official's  
23 term of office and while the motor vehicle is owned by the official  
24 or his or her spouse.

1 (C) The division shall charge an annual fee of \$15 for every  
2 registration plate issued pursuant to this subdivision, which is  
3 in addition to all other fees required by this chapter.

4 (3) The division may issue members of the National Guard  
5 forces special registration plates as follows:

6 (A) Upon receipt of an application on a form prescribed by the  
7 division and receipt of written evidence from the chief executive  
8 officer of the Army National Guard or Air National Guard, as  
9 appropriate, or the commanding officer of any United States Armed  
10 Forces reserve unit ~~that~~ the applicant is a member ~~thereof~~ of, the  
11 division shall issue to any member of the National Guard of this  
12 state or a member of any reserve unit of the United States Armed  
13 Forces a special registration plate designed by the commissioner  
14 for any number of Class A motor vehicles owned by the member. Upon  
15 presentation of written evidence of retirement status, retired  
16 members of this state's Army or Air National Guard, or retired  
17 members of any reserve unit of the United States Armed Forces, are  
18 eligible to purchase the special registration plate issued pursuant  
19 to this subdivision.

20 (B) The division shall charge an initial application fee of  
21 \$10 for each special registration plate issued pursuant to this  
22 subdivision, ~~which is~~ in addition to all other fees required by  
23 this chapter. Except as otherwise provided herein, effective July  
24 1, 2007, all fees currently held in the special revolving fund used

1 in the administration of this section and all fees collected by the  
2 division shall be deposited in the State Road Fund.

3 (C) A surviving spouse may continue to use his or her deceased  
4 spouse's National Guard forces license plate until the surviving  
5 spouse dies, remarries or does not renew the license plate.

6 (4) Specially arranged registration plates may be issued as  
7 follows:

8 (A) Upon appropriate application, any owner of a motor vehicle  
9 subject to Class A registration, or a motorcycle subject to Class  
10 G registration, as defined by this article, may request that the  
11 division issue a registration plate bearing specially arranged  
12 letters or numbers with the maximum number of letters or numbers  
13 to be determined by the commissioner. The division shall attempt  
14 to comply with the request wherever possible.

15 (B) The commissioner shall propose rules for legislative  
16 approval in accordance with ~~the provisions of chapter twenty-nine-a~~  
17 of this code regarding the orderly distribution of the plates.  
18 ~~Provided, That for~~ For purposes of this subdivision, the  
19 registration plates requested and issued shall include all plates  
20 bearing the numbers two through two thousand.

21 (C) An annual fee of \$15 shall be charged for each special  
22 registration plate issued pursuant to this subdivision, ~~which is~~  
23 in addition to all other fees required by this chapter.

24 (5) The division may issue honorably discharged veterans

1 special registration plates as follows:

2 (A) Upon appropriate application, the division shall issue to  
3 any honorably discharged veteran of any branch of the armed  
4 services of the United States a special registration plate for any  
5 number of vehicles titled in the name of the qualified applicant  
6 with an insignia designed by the Commissioner of the Division of  
7 Motor Vehicles.

8 (B) The division shall charge a special initial application  
9 fee of \$10 in addition to all other fees required by law. This  
10 special fee is to compensate the Division of Motor Vehicles for  
11 additional costs and services required in the issuing of the  
12 special registration. All fees collected by the division shall be  
13 deposited in the State Road Fund. ~~Provided, That nothing~~ Nothing  
14 in this section may be construed to exempt any veteran from any  
15 other provision of this chapter.

16 (C) A surviving spouse may continue to use his or her deceased  
17 spouse's honorably discharged veterans license plate until the  
18 surviving spouse dies, remarries or does not renew the license  
19 plate.

20 (6) The division may issue disabled veterans special  
21 registration plates as follows:

22 (A) Upon appropriate application, the division shall issue to  
23 any disabled veteran who is exempt from the payment of registration  
24 fees under ~~the provisions of this chapter a registration plate~~ two

1 registration plates for ~~a vehicle~~ two vehicles titled in the name  
2 of the qualified applicant which bears the letters "DV" in red and  
3 also the regular identification numerals in red.

4 (B) A surviving spouse may continue to use his or her deceased  
5 spouse's disabled veterans license plate until the surviving spouse  
6 dies, remarries or does not renew the license ~~plate~~ plates.

7 (C) A qualified disabled veteran may obtain a ~~second~~ third  
8 disabled veterans license plate as described in this section for  
9 use on a passenger vehicle titled in the name of the qualified  
10 applicant. The division shall charge a one-time fee of \$10 to be  
11 deposited into the State Road Fund, in addition to all other fees  
12 required by this chapter, for the ~~second~~ third plate.

13 (7) The division may issue recipients of the distinguished  
14 Purple Heart medal special registration plates as follows:

15 (A) Upon appropriate application, there shall be issued to any  
16 armed service person holding the distinguished Purple Heart medal  
17 for persons wounded in combat a registration plate for a vehicle  
18 titled in the name of the qualified applicant bearing letters or  
19 numbers. The registration plate shall be designed by the  
20 Commissioner of Motor Vehicles and shall denote that those  
21 individuals who are granted this special registration plate are  
22 recipients of the Purple Heart. All letterings shall be in purple  
23 where practical.

24 (B) Registration plates issued pursuant to this subdivision

1 are exempt from all registration fees otherwise required by ~~the~~  
2 ~~provisions of~~ this chapter.

3 (C) A surviving spouse may continue to use his or her deceased  
4 spouse's Purple Heart medal license plate until the surviving  
5 spouse dies, remarries or does not renew the license plate.

6 (D) A recipient of the Purple Heart medal may obtain a second  
7 Purple Heart medal license plate as described in this section for  
8 use on a passenger vehicle titled in the name of the qualified  
9 applicant. The division shall charge a one-time fee of \$10 to be  
10 deposited into the State Road Fund, in addition to all other fees  
11 required by this chapter, for the second plate.

12 (8) The division may issue survivors of the attack on Pearl  
13 Harbor special registration plates as follows:

14 (A) Upon appropriate application, the owner of a motor vehicle  
15 who was enlisted in any branch of the armed services that  
16 participated in and survived the attack on Pearl Harbor on December  
17 7, 1941, the division shall issue a special registration plate for  
18 a vehicle titled in the name of the qualified applicant. The  
19 registration plate shall be designed by the Commissioner of Motor  
20 Vehicles.

21 (B) Registration plates issued pursuant to this subdivision  
22 are exempt from the payment of all registration fees otherwise  
23 required by ~~the provisions of~~ this chapter.

24 (C) A surviving spouse may continue to use his or her deceased



1 spouse's survivors of the attack on Pearl Harbor license plate  
2 until the surviving spouse dies, remarries or does not renew the  
3 license plate.

4 (D) A survivor of the attack on Pearl Harbor may obtain a  
5 second survivors of the attack on Pearl Harbor license plate as  
6 described in this section for use on a passenger vehicle titled in  
7 the name of the qualified applicant. The division shall charge a  
8 one-time fee of \$10 to be deposited into the State Road Fund, in  
9 addition to all other fees required by this chapter, for the second  
10 plate.

11 (9) The division may issue special registration plates to  
12 nonprofit charitable and educational organizations authorized under  
13 prior enactment of this subdivision as follows:

14 (A) Approved nonprofit charitable and educational  
15 organizations previously authorized under the prior enactment of  
16 this subdivision may accept and collect applications for special  
17 registration plates from owners of Class A motor vehicles together  
18 with a special annual fee of \$15, ~~which is~~ in addition to all other  
19 fees required by this chapter. The applications and fees shall be  
20 submitted to the Division of Motor Vehicles with the request that  
21 the division issue a registration plate bearing a combination of  
22 letters or numbers with the organizations' logo or emblem, with the  
23 maximum number of letters or numbers to be determined by the  
24 commissioner.

1 (B) The commissioner shall propose rules for legislative  
2 approval in accordance with ~~the provisions of~~ article three,  
3 chapter twenty-nine-a of this code regarding the procedures for and  
4 approval of special registration plates issued pursuant to this  
5 subdivision.

6 (C) The commissioner shall set an appropriate fee to defray  
7 the administrative costs associated with designing and  
8 manufacturing special registration plates for a nonprofit  
9 charitable or educational organization. The nonprofit charitable  
10 or educational organization shall collect this fee and forward it  
11 to the division for deposit in the State Road Fund. The nonprofit  
12 charitable or educational organization may also collect a fee for  
13 marketing the special registration plates.

14 (10) The division may issue specified emergency or volunteer  
15 registration plates as follows:

16 (A) Any owner of a motor vehicle who is a resident of the  
17 State of West Virginia and who is a certified paramedic or  
18 emergency medical technician, a member of a paid fire department,  
19 a member of the state Fire Commission, the state Fire Marshal, the  
20 state Fire Marshal's assistants, the state Fire Administrator and  
21 voluntary rescue squad members may apply for a special license  
22 plate for any number of Class A vehicles titled in the name of the  
23 qualified applicant ~~which bears~~ bearing the insignia of the  
24 profession, group or commission. Any insignia shall be designed

1 by the commissioner. License plates issued pursuant to this  
2 subdivision shall bear the requested insignia in addition to the  
3 registration number issued to the applicant pursuant to ~~the~~  
4 ~~provisions of~~ this article.

5 (B) Each application submitted pursuant to this subdivision  
6 shall be accompanied by an affidavit signed by the fire chief or  
7 department head of the applicant stating ~~that~~ the applicant is  
8 justified in having a registration with the requested insignia;  
9 proof of compliance with all laws of this state regarding  
10 registration and licensure of motor vehicles; and payment of all  
11 required fees.

12 (C) Each application submitted pursuant to this subdivision  
13 shall be accompanied by payment of a special initial application  
14 fee of \$10, ~~which is~~ in addition to any other registration or  
15 license fee required by this chapter. All special fees shall be  
16 collected by the division and deposited into the State Road Fund.

17 (11) The division may issue specified certified firefighter  
18 registration plates as follows:

19 (A) Any owner of a motor vehicle who is a resident of the  
20 State of West Virginia and ~~who is~~ a certified firefighter may apply  
21 for a special license plate which ~~bears~~ bearing the insignia of the  
22 profession, for any number of Class A vehicles titled in the name  
23 of the qualified applicant. Any insignia shall be designed by the  
24 commissioner. License plates issued pursuant to this subdivision

1 shall bear the requested insignia pursuant to ~~the provisions of~~  
2 this article. Upon presentation of written evidence of  
3 certification as a certified firefighter, certified firefighters  
4 are eligible to purchase the special registration plate issued  
5 pursuant to this subdivision.

6 (B) Each application submitted pursuant to this subdivision  
7 shall be accompanied by an affidavit stating that the applicant is  
8 justified in having a registration with the requested insignia;  
9 proof of compliance with all laws of this state regarding  
10 registration and licensure of motor vehicles; and payment of all  
11 required fees. The firefighter certification department, section  
12 or division of the West Virginia University fire service extension  
13 shall notify the commissioner in writing immediately when a  
14 firefighter loses his or her certification. If a firefighter loses  
15 his or her certification, the commissioner may not issue him or her  
16 a license plate under this subsection.

17 (C) Each application submitted pursuant to this subdivision  
18 shall be accompanied by payment of a special initial application  
19 fee of \$10, ~~which is~~ in addition to any other registration or  
20 license fee required by this chapter. All special fees shall be  
21 collected by the division and deposited into the State Road Fund.

22 (12) The division may issue special scenic registration plates  
23 as follows:

24 (A) Upon appropriate application, the commissioner shall issue

1 a special registration plate displaying a scenic design of West  
2 Virginia ~~which displays~~ and the words "Wild Wonderful" as a slogan.

3 (B) The division shall charge a special one-time initial  
4 application fee of \$10 in addition to all other fees required by  
5 this chapter. All initial application fees collected by the  
6 division shall be deposited into the State Road Fund.

7 (13) The division may issue honorably discharged Marine Corps  
8 league members special registration plates as follows:

9 (A) Upon appropriate application, the division shall issue to  
10 any honorably discharged Marine Corps league member a special  
11 registration plate for any number of vehicles titled in the name  
12 of the qualified applicant with an insignia designed by the  
13 Commissioner of the Division of Motor Vehicles.

14 (B) The division may charge a special one-time initial  
15 application fee of \$10 in addition to all other fees required by  
16 this chapter. This special fee is to compensate the Division of  
17 Motor Vehicles for additional costs and services required in the  
18 issuing of the special registration and shall be collected by the  
19 division and deposited in the State Road Fund. ~~Provided, That~~  
20 ~~nothing~~ Nothing in this section may be construed to exempt any  
21 veteran from any other provision of this chapter.

22 (C) A surviving spouse may continue to use his or her deceased  
23 spouse's honorably discharged Marine Corps League license plate  
24 until the surviving spouse dies, remarries or does not renew the

1 license plate.

2 (14) The division may issue military organization registration  
3 plates as follows:

4 (A) The division may issue a special registration plate for  
5 the members of any military organization chartered by the United  
6 States Congress upon receipt of a guarantee from the organization  
7 of a minimum of one hundred applicants. The insignia on the plate  
8 shall be designed by the commissioner.

9 (B) Upon appropriate application, the division may issue  
10 members of the chartered organization in good standing, as  
11 determined by the governing body of the chartered organization, a  
12 special registration plate for any number of vehicles titled in the  
13 name of the qualified applicant.

14 (C) The division shall charge a special one-time initial  
15 application fee of \$10 for each special license plate in addition  
16 to all other fees required by this chapter. All initial  
17 application fees collected by the division shall be deposited into  
18 the State Road Fund. ~~Provided, That nothing~~ Nothing in this  
19 section may be construed to exempt any veteran from any other  
20 provision of this chapter.

21 (D) A surviving spouse may continue to use his or her deceased  
22 spouse's military organization registration plate until the  
23 surviving spouse dies, remarries or does not renew the special  
24 military organization registration plate.

1           (15) The division may issue special nongame wildlife  
2 registration plates and special wildlife registration plates as  
3 follows:

4           (A) Upon appropriate application, the division shall issue a  
5 special registration plate displaying ~~a species of West Virginia~~  
6 ~~wildlife which shall display~~ a species of wildlife native to West  
7 Virginia as prescribed ~~and designated~~ by the commissioner and the  
8 Director of the Division of Natural Resources.

9           (B) The division shall charge an annual fee of \$15 for each  
10 special nongame wildlife registration plate and each special  
11 wildlife registration plate in addition to all other fees required  
12 by this chapter. All annual fees collected for nongame wildlife  
13 registration plates and wildlife registration plates shall be  
14 deposited in a special revenue account designated the Nongame  
15 Wildlife Fund and credited to the Division of Natural Resources.

16           (C) The division shall charge a special one-time initial  
17 application fee of \$10 in addition to all other fees required by  
18 this chapter. All initial application fees collected by the  
19 division shall be deposited in the State Road Fund.

20           (16) The division may issue members of the Silver Haired  
21 Legislature special registration plates as follows:

22           (A) Upon appropriate application, the division shall issue to  
23 any person who is a duly qualified member of the Silver Haired  
24 Legislature a specialized registration plate ~~which bears~~ bearing

1 recognition of the applicant as a member of the Silver Haired  
2 Legislature.

3 (B) A qualified member of the Silver Haired Legislature may  
4 obtain one registration plate described in this subdivision for use  
5 on a passenger vehicle titled in the name of the qualified  
6 applicant. The division shall charge an annual fee of \$15, in  
7 addition to all other fees required by this chapter, for the plate.  
8 All annual fees collected by the division shall be deposited in the  
9 State Road Fund.

10 (17) Upon appropriate application, the commissioner shall  
11 issue to a classic motor vehicle or classic motorcycle as defined  
12 in section three-a, article ten of this chapter, a special  
13 registration plate designed by the commissioner. An annual fee of  
14 \$15, in addition to all other fees required by this chapter, shall  
15 be charged for each classic registration plate.

16 (18) Honorably discharged veterans may be issued special  
17 registration plates for motorcycles subject to Class G registration  
18 as follows:

19 (A) Upon appropriate application, there shall be issued to any  
20 honorably discharged veteran of any branch of the armed services  
21 of the United States a special registration plate for any number  
22 of motorcycles subject to Class G registration titled in the name  
23 of the qualified applicant with an insignia designed by the  
24 Commissioner of the Division of Motor Vehicles.



1 (B) A special initial application fee of \$10 shall be charged  
2 in addition to all other fees required by law. This special fee  
3 is to be collected by the division and deposited in the State Road  
4 Fund. ~~Provided, That nothing~~ Nothing in this section may be  
5 construed to exempt any veteran from any other provision of this  
6 chapter.

7 (C) A surviving spouse may continue to use his or her deceased  
8 spouse's honorably discharged veterans license plate until the  
9 surviving spouse dies, remarries or does not renew the license  
10 plate.

11 (19) Racing theme special registration plates:

12 (A) The division may issue a series of special registration  
13 plates displaying National Association for Stock Car Auto Racing  
14 themes.

15 (B) An annual fee of \$25 shall be charged for each special  
16 racing theme registration plate in addition to all other fees  
17 required by this chapter. All annual fees collected for each  
18 special racing theme registration plate shall be deposited into the  
19 State Road Fund.

20 (C) A special application fee of \$10 shall be charged at the  
21 time of initial application as well as upon application for any  
22 duplicate or replacement registration plate, in addition to all  
23 other fees required by this chapter. All application fees shall  
24 be deposited into the State Road Fund.

1           (20) The division may issue recipients of the Navy Cross,  
2 Distinguished Service Cross, Distinguished Flying Cross, Air Force  
3 Cross, Bronze Star, Silver Star or Air Medal special registration  
4 plates as follows:

5           (A) Upon appropriate application, the division shall issue to  
6 any recipient of the Navy Cross, Distinguished Service Cross,  
7 Distinguished Flying Cross, Air Force Cross, Silver Star, Bronze  
8 Star or Air Medal, a registration plate for any number of vehicles  
9 titled in the name of the qualified applicant bearing letters or  
10 numbers. A separate registration plate shall be designed by the  
11 Commissioner of Motor Vehicles for each award that denotes that  
12 those individuals who are granted this special registration plate  
13 are recipients of the Navy Cross, Distinguished Service Cross,  
14 Distinguished Flying Cross, Air Force Cross, Silver Star or Bronze  
15 Star, or Air Medal as applicable.

16           (B) The division shall charge a special initial application  
17 fee of \$10 in addition to all other fees required by law. This  
18 special fee shall be collected by the division and deposited in the  
19 State Road Fund. ~~Provided, That nothing~~ Nothing in this section  
20 exempts the applicant for a special registration plate under this  
21 subdivision from any other provision of this chapter.

22           (C) A surviving spouse may continue to use his or her deceased  
23 spouse's Navy Cross, Distinguished Service Cross, Distinguished  
24 Flying Cross, Air Force Cross, Silver Star, Bronze Star or Air

1 Medal special registration plate until the surviving spouse dies,  
2 remarries or does not renew the special registration plate.

3 (21) The division may issue honorably discharged veterans  
4 special registration plates as follows:

5 (A) Upon appropriate application, the division shall issue to  
6 any honorably discharged veteran of any branch of the armed  
7 services of the United States with verifiable service during World  
8 War II, the Korean War, the Vietnam War, the Persian Gulf War or  
9 the War Against Terrorism a special registration plate for any  
10 number of vehicles titled in the name of the qualified applicant  
11 with an insignia designed by the commissioner denoting service in  
12 the applicable conflict.

13 (B) The division shall charge a special one-time initial  
14 application fee of \$10 in addition to all other fees required by  
15 law. This special fee shall be collected by the division and  
16 deposited in the State Road Fund. ~~Provided, That nothing~~ Nothing  
17 contained in this section may be construed to exempt any veteran  
18 from any other provision of this chapter.

19 (C) A surviving spouse may continue to use his or her deceased  
20 spouse's honorably discharged veterans registration plate until the  
21 surviving spouse dies, remarries or does not renew the special  
22 registration plate.

23 (22) The division may issue special volunteer firefighter  
24 registration plates as follows:

1 (A) Any owner of a motor vehicle who is a resident of West  
2 Virginia and who is a volunteer firefighter may apply for a special  
3 license plate for any Class A vehicle titled in the name of the  
4 qualified applicant ~~which bears~~ bearing the insignia of the  
5 profession in white letters on a red background. The insignia  
6 shall be designed by the commissioner and shall contain a fireman's  
7 helmet insignia on the left side of the license plate.

8 (B) Each application submitted pursuant to this subdivision  
9 shall be accompanied by an affidavit signed by the applicant's fire  
10 chief, stating that the applicant is a volunteer firefighter and  
11 justified in having a registration plate with the requested  
12 insignia. The applicant must comply with all other laws of this  
13 state regarding registration and licensure of motor vehicles and  
14 must pay all required fees.

15 (C) Each application submitted pursuant to this subdivision  
16 shall be accompanied by payment of a special one-time initial  
17 application fee of \$10, ~~which is~~ in addition to any other  
18 registration or license fee required by this chapter. All  
19 application fees shall be deposited into the State Road Fund.

20 (23) The division may issue special registration plates which  
21 reflect patriotic themes, including the display of any United  
22 States symbol, icon, phrase or expression which evokes patriotic  
23 pride or recognition.

24 (A) Upon appropriate application, the division shall issue to

1 an applicant a registration plate of the applicant's choice,  
2 displaying a patriotic theme as provided in this subdivision, for  
3 a vehicle titled in the name of the applicant. A series of  
4 registration plates displaying patriotic themes shall be designed  
5 by the Commissioner of Motor Vehicles for distribution to  
6 applicants.

7 (B) The division shall charge a special one-time initial  
8 application fee of \$10 in addition to all other fees required by  
9 law. This special fee shall be collected by the division and  
10 deposited in the State Road Fund.

11 (24) Special license plates bearing the American flag and the  
12 logo "9/11/01".

13 (A) Upon appropriate application, the division shall issue  
14 special registration plates ~~which shall display~~ displaying the  
15 American flag and the logo "9/11/01".

16 (B) An annual fee of \$15 shall be charged for each plate in  
17 addition to all other fees required by this chapter.

18 (C) A special application fee of \$10 shall be charged at the  
19 time of initial application as well as upon application for any  
20 duplicate or replacement registration plate, in addition to all  
21 other fees required by this chapter. All application fees shall  
22 be deposited into the State Road Fund.

23 (25) The division may issue a special registration plate  
24 celebrating the centennial of the 4-H youth development movement

1 and honoring the Future Farmers of America organization as follows:

2 (A) Upon appropriate application, the division may issue a  
3 special registration plate depicting the symbol of the 4-H  
4 organization ~~which represents~~ representing the head, heart, hands  
5 and health as well as the symbol of the Future Farmers of America  
6 organization ~~which represents~~ representing a cross section of an  
7 ear of corn for any number of vehicles titled in the name of the  
8 qualified applicant.

9 (B) The division shall charge a special initial application  
10 fee of \$10 in addition to all other fees required by law. This  
11 special fee shall be collected by the division and deposited in the  
12 State Road Fund.

13 (C) The division shall charge an annual fee of \$15 for each  
14 special 4-H Future Farmers of America registration plate in  
15 addition to all other fees required by this chapter.

16 (26) The division may issue special registration plates to  
17 educators in the state's elementary and secondary schools and in  
18 the state's institutions of higher education as follows:

19 (A) Upon appropriate application, the division may issue a  
20 special registration plate designed by the commissioner for any  
21 number of vehicles titled in the name of the qualified applicant.

22 (B) The division shall charge a special initial application  
23 fee of \$10 in addition to all other fees required by law. This  
24 special fee shall be collected by the division and deposited in the

1 State Road Fund.

2 (C) The division shall charge an annual fee of \$15 for each  
3 special educator registration plate in addition to all other fees  
4 required by this chapter.

5 (27) The division may issue special registration plates to  
6 members of the Nemesis Shrine as follows:

7 (A) Upon appropriate application, the division may issue a  
8 special registration plate designed by the commissioner for any  
9 number of vehicles titled in the name of the qualified applicant.

10 Persons desiring the special registration plate shall offer  
11 sufficient proof of membership in Nemesis Shrine.

12 (B) The division shall charge a special initial application  
13 fee of \$10 in addition to all other fees required by law. This  
14 special fee shall be collected by the division and deposited in the  
15 State Road Fund.

16 (C) An annual fee of \$15 shall be charged for each plate in  
17 addition to all other fees required by this chapter.

18 (D) Notwithstanding ~~the provisions of~~ subsection (d) of this  
19 section, the time period for the Nemesis Shrine to comply with the  
20 minimum one hundred prepaid applications is hereby extended to  
21 January 15, 2005.

22 (28) The division may issue volunteers and employees of the  
23 American Red Cross special registration plates as follows:

24 (A) Upon appropriate application, the division shall issue to

1 any person who is a duly qualified volunteer or employee of the  
2 American Red Cross a specialized registration plate ~~which bears~~  
3 bearing recognition of the applicant as a volunteer or employee of  
4 the American Red Cross for any number of vehicles titled in the  
5 name of the qualified applicant.

6 (B) The division shall charge a special initial application  
7 fee of \$10 in addition to all other fees required by law. This  
8 special fee shall be collected by the division and deposited in the  
9 State Road Fund.

10 (C) An annual fee of \$15 shall be charged for each plate in  
11 addition to all other fees required by this chapter.

12 (29) The division shall issue special registration plates to  
13 individuals who have received either the Combat Infantry Badge or  
14 the Combat Medic Badge as follows:

15 (A) Upon appropriate application, the division shall issue a  
16 special registration plate designed by the commissioner for any  
17 number of vehicles titled in the name of the qualified applicant.  
18 Persons desiring the special registration plate shall offer  
19 sufficient proof that they have received either the Combat Infantry  
20 Badge or the Combat Medic Badge.

21 (B) The division shall charge a special initial application  
22 fee of \$10 in addition to all other fees required by law. This  
23 special fee shall be collected by the division and deposited in the  
24 State Road Fund.



1 (30) The division may issue special registration plates to  
2 members of the Knights of Columbus as follows:

3 (A) Upon appropriate application, the division shall issue a  
4 special registration plate designed by the commissioner for any  
5 number of vehicles titled in the name of the qualified applicant.  
6 Persons desiring the special registration plate shall offer  
7 sufficient proof of membership in the Knights of Columbus.

8 (B) The division shall charge a special initial application  
9 fee of \$10 in addition to all other fees required by law. This  
10 special fee shall be collected by the division and deposited in the  
11 State Road Fund.

12 (C) An annual fee of \$15 shall be charged for each plate in  
13 addition to all other fees required by this chapter.

14 (D) Notwithstanding ~~the provisions of~~ subsection (d) of this  
15 section, the time period for the Knights of Columbus to comply with  
16 the minimum one hundred prepaid applications is hereby extended to  
17 January 15, 2007.

18 (31) The division may issue special registration plates to  
19 former members of the Legislature as follows:

20 (A) Upon appropriate application, the division shall issue a  
21 special registration plate designed by the commissioner for any  
22 number of vehicles titled in the name of the qualified applicant.  
23 Persons desiring the special registration plate shall offer  
24 sufficient proof of former service as an elected or appointed

1 member of the West Virginia House of Delegates or the West Virginia  
2 Senate.

3 (B) The division shall charge a special initial application  
4 fee of \$10 in addition to all other fees required by law. This  
5 special fee shall be collected by the division and deposited in the  
6 State Road Fund. The design of the plate shall indicate total  
7 years of service in the Legislature.

8 (C) An annual fee of \$15 shall be charged for each plate in  
9 addition to all other fees required by this chapter.

10 (32) Democratic state or county executive committee member  
11 special registration plates:

12 (A) The division shall design and issue special registration  
13 plates for use by democratic state or county executive committee  
14 members. The design of the plates shall include an insignia of a  
15 donkey and shall differentiate by wording on the plate between  
16 state and county executive committee members.

17 (B) An annual fee of \$25 shall be charged for each democratic  
18 state or county executive committee member registration plate in  
19 addition to all other fees required by this chapter. All annual  
20 fees collected for each special plate issued under this subdivision  
21 shall be deposited into the State Road Fund.

22 (C) A special application fee of \$10 shall be charged at the  
23 time of initial application as well as upon application for any  
24 duplicate or replacement registration plate, in addition to all

1 other fees required by this chapter. All application fees shall  
2 be deposited into the State Road Fund.

3 (D) The division shall not begin production of a plate  
4 authorized under ~~the provisions of~~ this subdivision until the  
5 division receives at least one hundred completed applications from  
6 the state or county executive committee members, including all fees  
7 required pursuant to this subdivision.

8 (E) Notwithstanding ~~the provisions of~~ subsection (d) of this  
9 section, the time period for the democratic executive committee to  
10 comply with the minimum one hundred prepaid applications is ~~hereby~~  
11 extended to January 15, 2005.

12 (33) The division may issue honorably discharged female  
13 veterans special registration plates as follows:

14 (A) Upon appropriate application, there shall be issued to any  
15 female honorably discharged veteran, of any branch of the armed  
16 services of the United States, a special registration plate for any  
17 number of vehicles titled in the name of the qualified applicant  
18 with an insignia designed by the Commissioner of the Division of  
19 Motor Vehicles to designate the recipient as a woman veteran.

20 (B) A special initial application fee of \$10 shall be charged  
21 in addition to all other fees required by law. This special fee  
22 shall be collected by the division and deposited in the State Road  
23 Fund. ~~Provided, That nothing~~ Nothing in this section may be  
24 construed to exempt any veteran from any other provision of this

1 chapter.

2 (C) A surviving spouse may continue to use his deceased  
3 spouse's honorably discharged veterans license plate until the  
4 surviving spouse dies, remarries or does not renew the license  
5 plate.

6 (34) The division may issue special registration plates  
7 bearing the logo, symbol, insignia, letters or words demonstrating  
8 association with West Liberty State College to any resident owner  
9 of a motor vehicle. Resident owners may apply for the special  
10 license plate for any number of Class A vehicles titled in the name  
11 of the applicant. The special registration plates shall be  
12 designed by the commissioner. Each application submitted pursuant  
13 to this subdivision shall be accompanied by payment of a special  
14 initial application fee of \$15, ~~which is~~ in addition to any other  
15 registration or license fee required by this chapter. The division  
16 shall charge an annual fee of \$15 for each special registration  
17 plate in addition to all other fees required by this chapter. All  
18 special fees shall be collected by the division and deposited into  
19 the State Road Fund.

20 (35) The division may issue special registration plates to  
21 members of the Harley Owners Group as follows:

22 (A) Upon appropriate application, the division may issue a  
23 special registration plate designed by the commissioner for any  
24 number of vehicles titled in the name of the qualified applicant.

1 Persons desiring the special registration plate shall offer  
2 sufficient proof of membership in the Harley Owners Group.

3 (B) The division shall charge a special initial application  
4 fee of \$10 in addition to all other fees required by law. This  
5 special fee shall be collected by the division and deposited in the  
6 State Road Fund.

7 (C) An annual fee of \$15 shall be charged for each plate in  
8 addition to all other fees required by this chapter.

9 (36) The division may issue special registration plates for  
10 persons retired from any branch of the armed services of the United  
11 States as follows:

12 (A) Upon appropriate application, there shall be issued to any  
13 person who has retired after service in any branch of the armed  
14 services of the United States, a special registration plate for any  
15 number of vehicles titled in the name of the qualified applicant  
16 with an insignia designed by the Commissioner of the Division of  
17 Motor Vehicles to designate the recipient as retired from the armed  
18 services of the United States.

19 (B) A special initial application fee of \$10 shall be charged  
20 in addition to all other fees required by law. This special fee  
21 shall be collected by the division and deposited in the State Road  
22 Fund. ~~Provided, That nothing~~ Nothing in this section may be  
23 construed to exempt any registrants from any other provision of  
24 this chapter.

1 (C) A surviving spouse may continue to use his or her deceased  
2 spouse's retired military license plate until the surviving spouse  
3 dies, remarries or does not renew the license plate.

4 (37) The division may issue special registration plates  
5 bearing the logo, symbol, insignia, letters or words demonstrating  
6 association with or support for Fairmont State College as follows:

7 (A) Upon appropriate application, the division may issue a  
8 special registration plate designed by the commissioner for any  
9 number of vehicles titled in the name of the qualified applicant.

10 (B) The division shall charge a special initial application  
11 fee of \$10 in addition to all other fees required by law. This  
12 special fee shall be collected by the division and deposited in the  
13 State Road Fund.

14 (C) An annual fee of \$15 shall be charged for each plate in  
15 addition to all other fees required by this chapter.

16 (38) The division may issue special registration plates  
17 honoring the farmers of West Virginia as follows:

18 (A) Any owner of a motor vehicle who is a resident of West  
19 Virginia may apply for a special license plate depicting a farming  
20 scene or other apt reference to farming, whether in pictures or  
21 words, at the discretion of the commissioner.

22 (B) The division shall charge a special initial application  
23 fee of \$10. This special fee shall be collected by the division  
24 and deposited in the State Road Fund.

1 (C) An annual fee of \$15 shall be charged for each plate in  
2 addition to all other fees required by this chapter.

3 (39) The division shall issue special registration plates  
4 promoting education as follows:

5 (A) Upon appropriate application, the division shall issue a  
6 special registration plate displaying a children's education-  
7 related theme as prescribed and designated by the commissioner and  
8 the state superintendent of Schools.

9 (B) The division shall charge a special initial application  
10 fee of \$10 in addition to all other fees required by law. This  
11 special fee shall be collected by the division and deposited in the  
12 State Road Fund.

13 (C) An annual fee of \$15 shall be charged for each plate in  
14 addition to all other fees required by this chapter.

15 (40) The division may issue members of the 82nd Airborne  
16 Division Association special registration plates as follows:

17 (A) The division may issue a special registration plate for  
18 members of the 82nd Airborne Division Association upon receipt of  
19 a guarantee from the organization of a minimum of one hundred  
20 applicants. The insignia on the plate shall be designed by the  
21 commissioner.

22 (B) Upon appropriate application, the division may issue  
23 members of the 82nd Airborne Division Association in good standing,  
24 as determined by the governing body of the organization, a special

1 registration plate for any number of vehicles titled in the name  
2 of the qualified applicant.

3 (C) The division shall charge a special one-time initial  
4 application fee of \$10 for each special license plate in addition  
5 to all other fees required by this chapter. All initial  
6 application fees collected by the division shall be deposited into  
7 the State Road Fund. ~~Provided, That nothing~~ Nothing in this  
8 section may be construed to exempt the applicant from any other  
9 provision of this chapter.

10 (D) A surviving spouse may continue to use his or her deceased  
11 spouse's special 82nd Airborne Division Association registration  
12 plate until the surviving spouse dies, remarries or does not renew  
13 the special registration plate.

14 (41) The division may issue special registration plates to  
15 survivors of wounds received in the line of duty as a member with  
16 a West Virginia law-enforcement agency.

17 (A) Upon appropriate application, the division shall issue to  
18 any member of a municipal police department, sheriff's department,  
19 the State Police or the law-enforcement division of the Division  
20 of Natural Resources who has been wounded in the line of duty and  
21 awarded a Purple Heart in recognition thereof by the West Virginia  
22 Chiefs of Police Association, the West Virginia Sheriffs'  
23 Association, the West Virginia Troopers Association or the Division  
24 of Natural Resources a special registration plate for one vehicle



1 titled in the name of the qualified applicant with an insignia  
2 appropriately designed by the commissioner.

3 (B) Registration plates issued pursuant to this subdivision  
4 are exempt from the registration fees otherwise required by ~~the~~  
5 ~~provisions of~~ this chapter.

6 (C) A surviving spouse may continue to use his or her deceased  
7 spouse's special registration plate until the surviving spouse  
8 dies, remarries or does not renew the plate.

9 (D) Survivors of wounds received in the line of duty as a  
10 member with a West Virginia law-enforcement agency may obtain a  
11 license plate as described in this section for use on a passenger  
12 vehicle titled in the name of the qualified applicant. The  
13 division shall charge a one-time fee of \$10 to be deposited into  
14 the State Road Fund, in addition to all other fees required by this  
15 chapter, for the second plate.

16 (42) The division may issue a special registration plate for  
17 persons who are Native Americans and residents of this state.

18 (A) Upon appropriate application, the division shall issue to  
19 an applicant who is a Native American resident of West Virginia a  
20 registration plate for a vehicle titled in the name of the  
21 applicant with an insignia designed by the Commissioner of the  
22 Division of Motor Vehicles to designate the recipient as a Native  
23 American.

24 (B) The division shall charge a special one-time initial

1 application fee of \$10 in addition to all other fees required by  
2 law. This special fee shall be collected by the division and  
3 deposited in the State Road Fund.

4 (C) An annual fee of \$15 shall be charged for each plate in  
5 addition to all other fees required by this chapter.

6 (43) The division may issue special registration plates  
7 commemorating the centennial anniversary of the creation of Davis  
8 and Elkins College as follows:

9 (A) Upon appropriate application, the division may issue a  
10 special registration plate designed by the commissioner to  
11 commemorate the centennial anniversary of Davis and Elkins College  
12 for any number of vehicles titled in the name of the applicant.

13 (B) The division shall charge a special initial application  
14 fee of \$10. This special fee shall be collected by the division  
15 and deposited in the State Road Fund.

16 (C) An annual fee of \$15 shall be charged for each plate in  
17 addition to all other fees required by this chapter.

18 (44) The division may issue special registration plates  
19 recognizing and honoring breast cancer survivors.

20 (A) Upon appropriate application, the division may issue a  
21 special registration plate designed by the commissioner to  
22 recognize and honor breast cancer survivors, such plate to  
23 incorporate somewhere in the design the "pink ribbon emblem", for  
24 any number of vehicles titled in the name of the applicant.

1 (B) The division shall charge a special initial application  
2 fee of \$10. This special fee shall be deposited in the State Road  
3 Fund.

4 (C) An annual fee of \$15 shall be charged for each plate in  
5 addition to all other fees required by this chapter.

6 (45) The division may issue special registration plates to  
7 members of the Knights of Pythias or Pythian Sisters as follows:

8 (A) Upon appropriate application, the division may issue a  
9 special registration plate designed by the commissioner for any  
10 number of vehicles titled in the name of the qualified applicant.  
11 Persons desiring the special registration plate shall offer  
12 sufficient proof of membership in the Knights of Pythias or Pythian  
13 Sisters.

14 (B) The division shall charge a special initial application  
15 fee of \$10 in addition to all other fees required by law. This  
16 special fee shall be collected by the division and deposited in the  
17 State Road Fund.

18 (C) An annual fee of \$15 shall be charged for each plate in  
19 addition to all other fees required by this chapter.

20 (46) The commissioner may issue special registration plates  
21 for whitewater rafting enthusiasts as follows:

22 (A) Upon appropriate application, the division may issue a  
23 special registration plate designed by the commissioner for any  
24 number of vehicles titled in the name of the qualified applicant.

1 (B) The division shall charge a special initial application  
2 fee of \$10 in addition to all other fees required by law. This  
3 special fee shall be collected by the division and deposited in the  
4 State Road Fund.

5 (C) The division shall charge an annual fee of \$15 for each  
6 special registration plate in addition to all other fees required  
7 by this chapter.

8 (47) The division may issue special registration plates to  
9 members of Lions International as follows:

10 (A) Upon appropriate application, the division may issue a  
11 special registration plate designed by the commissioner in  
12 consultation with Lions International for any number of vehicles  
13 titled in the name of the qualified applicant. Persons desiring  
14 the special registration plate shall offer sufficient proof of  
15 membership in Lions International.

16 (B) The division shall charge a special initial application  
17 fee of \$10 in addition to all other fees required by law. This  
18 special fee shall be collected by the division and deposited in the  
19 State Road Fund.

20 (C) An annual fee of \$15 shall be charged for each plate in  
21 addition to all other fees required by this chapter.

22 (48) The division may issue special registration plates  
23 supporting organ donation as follows:

24 (A) Upon appropriate application, the division may issue a

1 special registration plate designed by the commissioner ~~which~~  
2 ~~recognizes, supports and honors~~ recognizing, supporting and  
3 honoring organ and tissue donors and ~~includes~~ including the words  
4 "Donate Life".

5 (B) The division shall charge a special initial application  
6 fee of \$10 in addition to all other fees required by law. This  
7 special fee shall be collected by the division and deposited in the  
8 State Road Fund.

9 (C) An annual fee of \$15 shall be charged for each plate in  
10 addition to all other fees required by this chapter.

11 (49) The division may issue special registration plates to  
12 members of the West Virginia Bar Association as follows:

13 (A) Upon appropriate application, the division may issue a  
14 special registration plate designed by the commissioner in  
15 consultation with the West Virginia Bar Association for any number  
16 of vehicles titled in the name of the qualified applicant. Persons  
17 desiring the special registration plate shall offer sufficient  
18 proof of membership in the West Virginia Bar Association.

19 (B) The division shall charge a special initial application  
20 fee of \$10 in addition to all other fees required by law. This  
21 special fee shall be collected by the division and deposited in the  
22 State Road Fund.

23 (C) An annual fee of \$15 shall be charged for each plate in  
24 addition to all other fees required by this chapter.

1           (50) The division may issue special registration plates  
2 bearing an appropriate logo, symbol or insignia combined with the  
3 words "SHARE THE ROAD" designed to promote bicycling in the state  
4 as follows:

5           (A) Upon appropriate application, the division may issue a  
6 special registration plate designed by the commissioner for any  
7 number of vehicles titled in the name of the applicant.

8           (B) The division shall charge a special initial application  
9 fee of \$10 in addition to all other fees required by law. This  
10 special fee shall be collected by the division and deposited in the  
11 State Road Fund.

12           (C) An annual fee of \$15 shall be charged for each plate in  
13 addition to all other fees required by this chapter.

14           (51) The division may issue special registration plates  
15 honoring coal miners as follows:

16           (A) Upon appropriate application, the division shall issue a  
17 special registration plate depicting and displaying coal miners in  
18 mining activities as prescribed and designated by the commissioner  
19 and the board of the National Coal Heritage Area Authority.

20           (B) The division shall charge a special initial application  
21 fee of \$10 in addition to all other fees required by law. This  
22 special fee shall be collected by the division and deposited in the  
23 State Road Fund.

24           (C) An annual fee of \$15 shall be charged for each plate in

1 addition to all other fees required by this chapter.

2 (52) The division may issue special registration plates to  
3 present and former Boy Scouts as follows:

4 (A) Upon appropriate application, the division may issue a  
5 special registration plate designed by the Commissioner for any  
6 number of vehicles titled in the name of the qualified applicant.  
7 Persons desiring the special registration plate shall offer  
8 sufficient proof of present or past membership in the Boy Scouts  
9 as either a member or a leader.

10 (B) The division shall charge a special initial application  
11 fee of \$10 in addition to all other fees required by law. This  
12 special fee shall be collected by the division and deposited in the  
13 State Road Fund.

14 (C) An annual fee of \$15 shall be charged for each plate in  
15 addition to all other fees required by this chapter.

16 (53) The division may issue special registration plates to  
17 present and former Boy Scouts who have achieved Eagle Scout status  
18 as follows:

19 (A) Upon appropriate application, the division may issue a  
20 special registration plate designed by the commissioner for any  
21 number of vehicles titled in the name of the qualified applicant.  
22 Persons desiring the special registration plate shall offer  
23 sufficient proof of achievement of Eagle Scout status.

24 (B) The division shall charge a special initial application

1 fee of \$10 in addition to all other fees required by law. This  
2 special fee shall be deposited in the State Road Fund.

3 (C) An annual fee of \$15 shall be charged for each plate in  
4 addition to all other fees required by this chapter.

5 (54) The division may issue special registration plates  
6 recognizing and memorializing victims of domestic violence.

7 (A) Upon appropriate application, the division may issue a  
8 special registration plate designed by the commissioner to  
9 recognize and memorialize victims of domestic violence, such plate  
10 to incorporate somewhere in the design the "purple ribbon emblem",  
11 for any number of vehicles titled in the name of the applicant.

12 (B) The division shall charge a special initial application  
13 fee of \$10. This special fee shall be deposited in the State Road  
14 Fund.

15 (C) An annual fee of \$15 shall be charged for each plate in  
16 addition to all other fees required by this chapter.

17 (55) The division may issue special registration plates  
18 bearing the logo, symbol, insignia, letters or words demonstrating  
19 association with or support for the University of Charleston as  
20 follows:

21 (A) Upon appropriate application, the division may issue a  
22 special registration plate designed by the commissioner for any  
23 number of vehicles titled in the name of the qualified applicant.

24 (B) The division shall charge a special initial application



1 fee of \$10 in addition to all other fees required by law. This  
2 special fee shall be collected by the division and deposited in the  
3 State Road Fund.

4 (C) An annual fee of \$15 shall be charged for each plate in  
5 addition to all other fees required by this chapter.

6 (56) The division may issue special registration plates to  
7 members of the Sons of the American Revolution as follows:

8 (A) Upon appropriate application, the division may issue a  
9 special registration plate designed by the commissioner in  
10 consultation with the Sons of the American Revolution for any  
11 number of vehicles titled in the name of the qualified applicant.  
12 Persons desiring the special registration plate shall offer  
13 sufficient proof of membership in the Sons of the American  
14 Revolution.

15 (B) The division shall charge a special initial application  
16 fee of \$10 in addition to all other fees required by law. This  
17 special fee shall be collected by the division and deposited in the  
18 State Road Fund.

19 (C) An annual fee of \$15 shall be charged for each plate in  
20 addition to all other fees required by this chapter.

21 (57) The commissioner may issue special registration plates  
22 for horse enthusiasts as follows:

23 (A) Upon appropriate application, the division may issue a  
24 special registration plate designed by the commissioner for any

1 number of vehicles titled in the name of the qualified applicant.

2 (B) The division shall charge a special initial application  
3 fee of \$10 in addition to all other fees required by law. This  
4 special fee shall be collected by the division and deposited in the  
5 State Road Fund.

6 (C) The division shall charge an annual fee of \$15 for each  
7 special registration plate in addition to all other fees required  
8 by this chapter.

9 (58) The commissioner may issue special registration plates  
10 to the next of kin of a member of any branch of the armed services  
11 of the United States killed in combat as follows:

12 (A) Upon appropriate application, the division shall issue a  
13 special registration plate for any number of vehicles titled in the  
14 name of a qualified applicant depicting the Gold Star awarded by  
15 the United States Department of Defense as prescribed and  
16 designated by the commissioner.

17 (B) The next of kin shall provide sufficient proof of  
18 receiving a Gold Star lapel button from the United States  
19 Department of Defense in accordance with Public Law 534, 89th  
20 Congress, and criteria established by the United States Department  
21 of Defense, including criteria to determine next of kin.

22 (C) The division shall charge a special initial application  
23 fee of \$10 in addition to all other fees required by law. This  
24 special fee shall be collected by the division and deposited in the

1 State Road Fund.

2 (D) ~~The provisions of subsection~~ Subsection (d) of this  
3 section ~~are~~ is not applicable for the issuance of the special  
4 license plates designated by this subdivision.

5 (59) The commissioner may issue special registration plates  
6 for retired or former Justices of the Supreme Court of Appeals of  
7 West Virginia as follows:

8 (A) Upon appropriate application, the division may issue a  
9 special registration plate designed by the commissioner for any  
10 number of vehicles titled in the name of the qualified applicant.

11 (B) The division shall charge a special initial application  
12 fee of \$10 in addition to all other fees required by law. This  
13 special fee shall be collected by the division and deposited in the  
14 State Road Fund.

15 (C) The division shall charge an annual fee of \$15 for each  
16 special registration plate in addition to all other fees required  
17 by this chapter.

18 (D) ~~The provisions of subsection~~ Subsection (d) of this  
19 section are not applicable for the issuance of the special license  
20 plates designated by this subdivision.

21 (60) Upon approval by the commissioner of an appropriate  
22 application, and upon all requirements of this subdivision being  
23 satisfied, the division may issue special registration plates for  
24 class A and class G motor vehicles to members of an organization

1 for which a special registration plate has not been issued pursuant  
2 to any other subdivision in this subsection prior to January 1,  
3 2010, in accordance with ~~the provisions of~~ this subdivision.

4 (A) An organization desiring to create a special registration  
5 plate must comply with the following requirements to be eligible  
6 to apply for the creation and issuance of a special registration  
7 plate:

8 (i) The organization must be a nonprofit organization  
9 organized and existing under Section 501(c)(3) of Title 26 of the  
10 Internal Revenue Code and based, headquartered or have a chapter  
11 in West Virginia;

12 (ii) The organization may be organized for, but may not be  
13 restricted to, social, civic, higher education or entertainment  
14 purposes;

15 (iii) The organization may not be a political party and may  
16 not have been created or exist primarily to promote a specific  
17 political or social belief, as determined by the commissioner in  
18 his or her sole discretion;

19 (iv) The organization may not have as its primary purpose the  
20 promotion of any specific faith, religion, religious belief or  
21 antireligion;

22 (v) The name of the organization may not be the name of a  
23 special product or brand name, and may not be construed, as  
24 determined by the commissioner, as promoting a product or brand

1 name; and

2 (vi) The organization's lettering, logo, image or message to  
3 be placed on the registration plate, if created, may not be  
4 obscene, offensive or objectionable as determined by the  
5 commissioner in his or her sole discretion.

6 (B) Beginning July 1, 2010, an organization requesting the  
7 creation and issuance of a special registration plate may make  
8 application with the division. The application shall include  
9 sufficient information, as determined by the commissioner, to  
10 determine whether the special registration plate requested and the  
11 organization making the application meet all of the requirements  
12 set forth in this subdivision (60). The application shall also  
13 include a proposed design, including lettering, logo, image or  
14 message to be placed on the registration plate. The commissioner  
15 shall notify the organization of the commissioner's approval or  
16 disapproval of the application.

17 (C) (i) The commissioner may not begin the design or production  
18 of any license plates authorized and approved pursuant to this  
19 subdivision (60), subsection (c) of this section until the  
20 organization which applied for the special registration plate has  
21 collected and submitted collectively to the division applications  
22 completed by at least two hundred fifty persons and collectively  
23 deposited with the division all fees necessary to cover the first  
24 year's basic registration, one-time design and manufacturing costs

1 and to cover the first year additional annual fee for all of the  
2 applications submitted.

3       (ii) If the organization fails to submit the required number  
4 of applications and fees within six months of the effective date  
5 of the approval of the application for the plate by the  
6 commissioner, the plate will not be produced until a new  
7 application is submitted and is approved by the commissioner:  
8 *Provided*, That an organization that is unsuccessful in obtaining  
9 the minimum number of applications may not make a new application  
10 for a special plate until at least two years have passed since the  
11 approval of the previous application of the organization.

12       (D) The division shall charge a special initial application  
13 fee of \$25 for each special license plate in addition to all other  
14 fees required by law. This special fee shall be collected by the  
15 division and deposited in the State Road Fund.

16       (E) The division shall charge an annual fee of \$15 for each  
17 special registration plate in addition to all other fees required  
18 by this chapter.

19       (F) Upon appropriate application, the division may issue a  
20 special registration plate designed by the commissioner in  
21 consultation with the organization for any number of vehicles  
22 titled in the name of a qualified registration plate applicant.  
23 Persons desiring the special registration plate shall offer  
24 sufficient proof of membership in the organization.

1 (G) The commissioner shall discontinue the issuance or renewal  
2 of the registration of any special plate issued pursuant to this  
3 subdivision (60) if:

4 (i) The number of valid registrations for the specialty plate  
5 falls below two hundred fifty plates for at least twelve  
6 consecutive months; or

7 (ii) The organization no longer exists or no longer meets the  
8 requirements of this subdivision.

9 (d) The minimum number of applications required prior to  
10 design and production of a special license plate shall be as  
11 follows:

12 (1) The commissioner may not begin the design or production  
13 of any license plates for ~~which~~ eligibility ~~is~~ based on membership  
14 or affiliation with a particular private organization until at  
15 least one hundred persons complete an application and deposit with  
16 the organization a check to cover the first year's basic  
17 registration, one-time design and manufacturing costs and to cover  
18 the first year additional annual fee. If the organization fails  
19 to submit the required number of applications with attached checks  
20 within six months of the effective date of the original authorizing  
21 legislation, the plate will not be produced and will require  
22 legislative reauthorization. ~~Provided, That an~~ An organization or  
23 group that is unsuccessful in obtaining the minimum number of  
24 applications may not request reconsideration of a special plate

1 until at least two years have passed since the effective date of  
2 the original authorization: *Provided, however, That ~~the provisions~~*  
3 ~~of this subdivision (1) are~~ this subdivision is not applicable to  
4 the issuance of plates authorized pursuant to subdivision (60),  
5 subsection (c) of this section.

6 (2) The commissioner may not begin the design or production  
7 of any license plates authorized by this section for which  
8 membership or affiliation with a particular organization is not  
9 required until at least two hundred fifty registrants complete an  
10 application and deposit a fee with the division to cover the first  
11 year's basic registration fee, one-time design and manufacturing  
12 fee and additional annual fee if applicable. If the commissioner  
13 fails to receive the required number of applications within six  
14 months of the effective date of the original authorizing  
15 legislation, the plate will not be produced and will require  
16 legislative reauthorization. ~~*Provided, That if*~~ If the minimum  
17 number of applications is not satisfied within the six months of  
18 the effective date of the original authorizing legislation, a  
19 person may not request reconsideration of a special plate until at  
20 least two years have passed since the effective date of the  
21 original authorization.

22 (e) (1) Nothing in this section requires a charge for a free  
23 prisoner of war license plate or a free recipient of the  
24 Congressional Medal of Honor license plate for a vehicle titled in



1 the name of the qualified applicant as authorized by other  
2 provisions of this code.

3 (2) A surviving spouse may continue to use his or her deceased  
4 spouse's prisoner of war license plate or Congressional Medal of  
5 Honor license plate until the surviving spouse dies, remarries or  
6 does not renew the license plate.

7 (3) Qualified former prisoners of war and recipients of the  
8 Congressional Medal of Honor may obtain a second special  
9 registration plate for use on a passenger vehicle titled in the  
10 name of the qualified applicant. The division shall charge a one-  
11 time fee of \$10 to be deposited into the State Road Fund, in  
12 addition to all other fees required by this chapter, for the second  
13 special plate.

14 (f) The division may issue special ten-year registration  
15 plates as follows:

16 (1) The commissioner may issue or renew for a period of no  
17 more than ten years any registration plate exempted from  
18 registration fees pursuant to any provision of this code or any  
19 restricted use antique motor vehicle license plate authorized by  
20 section three-a, article ten of this chapter. ~~Provided, That the~~  
21 ~~provisions of this subsection do~~ This subsection does not apply to  
22 any person who has had a special registration suspended for failure  
23 to maintain motor vehicle liability insurance as required by  
24 section three, article two-a, chapter seventeen-d of this code or

1 failure to pay personal property taxes as required by section  
2 three-a of this article.

3 (2) An initial nonrefundable fee shall be charged for each  
4 special registration plate issued pursuant to this subsection,  
5 which is the total amount of fees required by section fifteen,  
6 article ten of this chapter, section three, article three of this  
7 chapter or section three-a, article ten of this chapter for the  
8 period requested.

9 (g) ~~The provisions of this~~ This section may not be construed  
10 to exempt any registrant from maintaining motor vehicle liability  
11 insurance as required by section three, article two-a, chapter  
12 seventeen-d of this code or from paying personal property taxes on  
13 any motor vehicle as required by section three-a of this article.

14 (h) The commissioner may, in his or her discretion, issue a  
15 registration plate of reflectorized material suitable for permanent  
16 use on motor vehicles, trailers and semitrailers, together with  
17 appropriate devices to be attached to the registration to indicate  
18 the year ~~for which~~ the vehicles have been properly registered or  
19 the date of expiration of the registration. The design and  
20 expiration of the plates shall be determined by the commissioner.  
21 The commissioner shall, whenever possible and cost effective,  
22 implement the latest technology in the design, production and  
23 issuance of registration plates, indices of registration renewal  
24 and vehicle ownership documents, including, but not limited to,

1 offering Internet renewal of vehicle registration and the use of  
2 bar codes for instant identification of vehicles by scanning  
3 equipment to promote the efficient and effective coordination and  
4 communication of data for improving highway safety, aiding law  
5 enforcement and enhancing revenue collection.

6 (i) Any license plate issued or renewed pursuant to this  
7 chapter ~~which is~~ paid for by a check that is returned for  
8 nonsufficient funds is void without further notice to the  
9 applicant. The applicant may not reinstate the registration until  
10 the returned check is paid by the applicant in cash, money order  
11 or certified check and all applicable fees assessed as a result  
thereof have been paid.

NOTE: NOTE: The purpose of this bill is to allow disabled veterans an additional license plate. The bill also makes stylistic changes.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.