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(By Delegates Armstead, Anderson, Frich, Border,
Faircloth, Espinosa, Shott, Ambler, Overington and Ellington)

[Introduced March 25, 2013; referred to the
Committee on Roads and Transportation then Finance.]

**FISCAL
NOTE**

A BILL to amend and reenact §17A-3-14 of the Code of West Virginia,
1931, as amended, relating to providing discounted motor
vehicle registration fees for members of volunteer fire
departments.

Be it enacted by the Legislature of West Virginia:

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

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

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

(a) The division upon registering a vehicle shall issue to the
owner one registration plate for a motorcycle, trailer, semitrailer

1 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 requirements of this subdivision shall not apply
13 to the year number for which the plate is issued or the date of
14 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 issued two registration plates, on
20 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 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 the regular numbered plate assigned to
22 the official or his or her spouse during the official's term of
23 office and while the motor vehicle is owned by the official or his
24 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 in
3 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, 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 to
13 be determined by the commissioner. The division shall attempt to
14 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 purposes of this subdivision, the registration
19 plates requested and issued shall include all plates bearing the
20 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 in
23 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 in this
14 section may be construed to exempt any veteran from any other
15 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 for

1 a vehicle titled in the name of the qualified applicant which bears
2 the letters "DV" in red and also the regular identification
3 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.

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

1 commissioner. License plates issued pursuant to this subdivision
2 shall bear the requested insignia in addition to the registration
3 number issued to the applicant pursuant to the provisions of this
4 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 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 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 of
12 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 in this section may be construed to exempt any veteran from
21 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 in this section may be
19 construed to exempt any veteran from any other provision of this
20 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

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 of
21 the United States a special registration plate for any number of
22 motorcycles subject to Class G registration titled in the name of
23 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 is
3 to be collected by the division and deposited in the State Road
4 Fund: *Provided*, That nothing in this section may be construed to
5 exempt any veteran from any other provision of this chapter.

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

10 (19) Racing theme special registration plates:

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

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

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

24 (20) The division may issue recipients of the Navy Cross,

1 Distinguished Service Cross, Distinguished Flying Cross, Air Force
2 Cross, Bronze Star, Silver Star or Air Medal special registration
3 plates as follows:

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

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: *Provided*, That nothing in this section exempts
19 the applicant for a special registration plate under this
20 subdivision from any other provision of this chapter.

21 (C) A surviving spouse may continue to use his or her deceased
22 spouse's Navy Cross, Distinguished Service Cross, Distinguished
23 Flying Cross, Air Force Cross, Silver Star, Bronze Star or Air
24 Medal special registration plate until the surviving spouse dies,

1 remarries or does not renew the special registration plate.

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

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

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

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

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

24 (A) Any owner of a motor vehicle who is a resident of West

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

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

14 (C) Each application submitted pursuant to this subdivision
15 shall be accompanied by payment of a special one-time initial
16 application fee of \$10, which is in addition to any other
17 registration or license fee required by this chapter. Any member
18 of a volunteer fire department, whether purchasing a special
19 registration plate pursuant to this section or purchasing a
20 standard issue registration plate, shall receive two years' motor
21 vehicle registration upon payment of a one-year registration fee.
22 A member of a volunteer fire department must provide documentation
23 of volunteer fire department membership as set forth in this
24 section to receive the discounted registration fee every two years.

1 All application fees shall be deposited into the State Road Fund.

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

6 (A) Upon appropriate application, the division shall issue to
7 an applicant a registration plate of the applicant's choice,
8 displaying a patriotic theme as provided in this subdivision, for
9 a vehicle titled in the name of the applicant. A series of
10 registration plates displaying patriotic themes shall be designed
11 by the Commissioner of Motor Vehicles for distribution to
12 applicants.

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.

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

19 (A) Upon appropriate application, the division shall issue
20 special registration plates which shall display the American flag
21 and the logo "9/11/01".

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

24 (C) A special application fee of \$10 shall be charged at the

1 time of initial application as well as upon application for any
2 duplicate or replacement registration plate, in addition to all
3 other fees required by this chapter. All application fees shall be
4 deposited into the State Road Fund.

5 (25) The division may issue a special registration plate
6 celebrating the centennial of the 4-H youth development movement
7 and honoring the Future Farmers of America organization as follows:

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

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

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

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

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

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

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

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

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

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

23 (D) Notwithstanding the provisions of subsection (d) of this
24 section, the time period for the Nemesis Shrine to comply with the

1 minimum one hundred prepaid applications is hereby extended to
2 January 15, 2005.

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

5 (A) Upon appropriate application, the division shall issue to
6 any person who is a duly qualified volunteer or employee of the
7 American Red Cross a specialized registration plate which bears
8 recognition of the applicant as a volunteer or employee of the
9 American Red Cross for any number of vehicles titled in the name of
10 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) An annual fee of \$15 shall be charged for each plate in
16 addition to all other fees required by this chapter.

17 (29) The division shall issue special registration plates to
18 individuals who have received either the Combat Infantry Badge or
19 the Combat Medic Badge 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 that they have received either the Combat Infantry

1 Badge or the Combat Medic Badge.

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

8 (A) Upon appropriate application, the division shall 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 Columbus.

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

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

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

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

1 (A) Upon appropriate application, the division shall issue a
2 special registration plate designed by the commissioner for any
3 number of vehicles titled in the name of the qualified applicant.
4 Persons desiring the special registration plate shall offer
5 sufficient proof of former service as an elected or appointed
6 member of the West Virginia House of Delegates or the West Virginia
7 Senate.

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. The design of the plate shall indicate total
12 years of service in the Legislature.

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

17 (A) The division shall design and issue special registration
18 plates for use by democratic state or county executive committee
19 members. The design of the plates shall include an insignia of a
20 donkey and shall differentiate by wording on the plate between
21 state and county executive committee members.

22 (B) An annual fee of \$25 shall be charged for each democratic
23 state or county executive committee member registration plate in
24 addition to all other fees required by this chapter. All annual

1 fees collected for each special plate issued under this subdivision
2 shall be deposited into the State Road Fund.

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

8 (D) The division shall not begin production of a plate
9 authorized under the provisions of this subdivision until the
10 division receives at least one hundred completed applications from
11 the state or county executive committee members, including all fees
12 required pursuant to this subdivision.

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

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

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

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 shall be collected by the division and deposited in the State Road
4 Fund: *Provided*, That nothing in this section may be construed to
5 exempt any veteran from any other provision of this chapter.

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

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

24 (35) The division may issue special registration plates to

1 members of the Harley Owners Group as follows:

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

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

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

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

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

23 (B) A special initial application fee of \$10 shall be charged
24 in addition to all other fees required by law. This special fee

1 shall be collected by the division and deposited in the State Road
2 Fund: *Provided*, That nothing in this section may be construed to
3 exempt any registrants from any other provision of this chapter.

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

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

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

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

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

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

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

1 (B) The division shall charge a special initial application
2 fee of \$10. This special fee shall be collected by the division
3 and 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 (39) The division shall issue special registration plates
7 promoting education as follows:

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

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

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

1 (B) Upon appropriate application, the division may issue
2 members of the 82nd Airborne Division Association in good standing,
3 as determined by the governing body of the organization, a special
4 registration plate for any number of vehicles titled in the name of
5 the qualified applicant.

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

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

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

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

1 Chiefs of Police Association, the West Virginia Sheriffs'
2 Association, the West Virginia Troopers Association or the Division
3 of Natural Resources a special registration plate for one vehicle
4 titled in the name of the qualified applicant with an insignia
5 appropriately designed by the commissioner.

6 (B) Registration plates issued pursuant to this subdivision
7 are exempt from the registration fees otherwise required by the
8 provisions of this chapter.

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

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

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

21 (A) Upon appropriate application, the division shall issue to
22 an applicant who is a Native American resident of West Virginia a
23 registration plate for a vehicle titled in the name of the
24 applicant with an insignia designed by the Commissioner of the

1 Division of Motor Vehicles to designate the recipient as a Native
2 American.

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 law. This special fee shall be collected by the division and
6 deposited in the 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 (43) The division may issue special registration plates
10 commemorating the centennial anniversary of the creation of Davis
11 and Elkins College as follows:

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

16 (B) The division shall charge a special initial application
17 fee of \$10. This special fee shall be collected by the division
18 and deposited in the 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 (44) The division may issue special registration plates
22 recognizing and honoring breast cancer survivors.

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

1 recognize and honor breast cancer survivors, such plate to
2 incorporate somewhere in the design the "pink ribbon emblem", for
3 any number of vehicles titled in the name of the applicant.

4 (B) The division shall charge a special initial application
5 fee of \$10. This special fee shall be deposited in the State Road
6 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 (45) The division may issue special registration plates to
10 members of the Knights of Pythias or Pythian Sisters as follows:

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

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

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

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

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

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

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

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

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

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

3 (A) Upon appropriate application, the division may issue a
4 special registration plate designed by the commissioner which
5 recognizes, supports and honors organ and tissue donors and
6 includes the words "Donate Life".

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

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

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

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

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

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

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

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

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

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

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 (53) The division may issue special registration plates to
19 present and former Boy Scouts who have achieved Eagle Scout status
20 as 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 Persons desiring the special registration plate shall offer

1 sufficient proof of achievement of Eagle Scout status.

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 deposited in the State Road Fund.

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

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

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

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

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

19 (55) The division may issue special registration plates
20 bearing the logo, symbol, insignia, letters or words demonstrating
21 association with or support for the University of Charleston as
22 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) An annual fee of \$15 shall be charged for each plate in
7 addition to all other fees required by this chapter.

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

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

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

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

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

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

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

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

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

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

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

24 (C) 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 (D) The provisions of subsection (d) of this section are not
5 applicable for the issuance of the special license plates
6 designated by this subdivision.

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

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

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

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

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

23 (60) Upon approval by the commissioner of an appropriate
24 application, and upon all requirements of this subdivision being

1 satisfied, the division may issue special registration plates for
2 class A and class G motor vehicles to members of an organization
3 for which a special registration plate has not been issued pursuant
4 to any other subdivision in this subsection prior to January 1,
5 2010, in accordance with the provisions of this subdivision.

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

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

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

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

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

24 (v) The name of the organization may not be the name of a

1 special product or brand name, and may not be construed, as
2 determined by the commissioner, as promoting a product or brand
3 name; and

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

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

19 (C) (i) The commissioner may not begin the design or production
20 of any license plates authorized and approved pursuant to this
21 subdivision (60), subsection (c) of this section until the
22 organization which applied for the special registration plate has
23 collected and submitted collectively to the division applications
24 completed by at least two hundred fifty persons and collectively

1 deposited with the division all fees necessary to cover the first
2 year's basic registration, one-time design and manufacturing costs
3 and to cover the first year additional annual fee for all of the
4 applications submitted.

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

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

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

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

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

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

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

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

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

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

1 group that is unsuccessful in obtaining the minimum number of
2 applications may not request reconsideration of a special plate
3 until at least two years have passed since the effective date of
4 the original authorization: *Provided, however,* That the provisions
5 of this subdivision (1) are not applicable to the issuance of
6 plates authorized pursuant to subdivision (60), subsection (c) of
7 this section.

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

24 (e) (1) Nothing in this section requires a charge for a free

1 prisoner of war license plate or a free recipient of the
2 Congressional Medal of Honor license plate for a vehicle titled in
3 the name of the qualified applicant as authorized by other
4 provisions of this code.

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

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

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

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

1 vehicle liability insurance as required by section three, article
2 two-a, chapter seventeen-d of this code or failure to pay personal
3 property taxes as required by section three-a of this article.

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

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

15 (h) The commissioner may, in his or her discretion, issue a
16 registration plate of reflectorized material suitable for permanent
17 use on motor vehicles, trailers and semitrailers, together with
18 appropriate devices to be attached to the registration to indicate
19 the year for which the vehicles have been properly registered or
20 the date of expiration of the registration. The design and
21 expiration of the plates shall be determined by the commissioner.
22 The commissioner shall, whenever possible and cost effective,
23 implement the latest technology in the design, production and
24 issuance of registration plates, indices of registration renewal

1 and vehicle ownership documents, including, but not limited to,
2 offering Internet renewal of vehicle registration and the use of
3 bar codes for instant identification of vehicles by scanning
4 equipment to promote the efficient and effective coordination and
5 communication of data for improving highway safety, aiding law
6 enforcement and enhancing revenue collection.

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

NOTE: The purpose of this bill is to provide a discounted motor vehicle registration fee to members of volunteer fire departments. Members would receive two years' motor vehicle registration upon payment of a one-year registration fee.

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