

1 **§17A-3-14. Registration plates generally; description of plates;**
2 **issuance of special numbers and plates;**
3 **registration fees; special application fees;**
4 **exemptions; commissioner to promulgate forms;**
5 **suspension and nonrenewal.**

6 (a) The division upon registering a vehicle shall issue to the
7 owner one registration plate for a motorcycle, trailer, semitrailer
8 or other motor vehicle.

9 (b) Registration plates issued by the division shall meet the
10 following requirements:

11 (1) Every registration plate shall be of reflectorized
12 material and have displayed upon it the registration number
13 assigned to the vehicle for which it is issued; the name of this
14 state, which may be abbreviated; and the year number for which it
15 is issued or the date of expiration of the plate.

16 (2) Every registration plate and the required letters and
17 numerals on the plate shall be of sufficient size to be plainly
18 readable from a distance of one hundred feet during daylight:
19 *Provided*, That the requirements of this subdivision shall not apply
20 to the year number for which the plate is issued or the date of
21 expiration.

22 (3) Registration numbering for registration plates shall begin

1 with number two.

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

4 (1) The Governor shall be issued two registration plates, on
5 one of which shall be imprinted the numeral one and on the other
6 the word one.

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

9 (A) Upon appropriate application, the division shall issue to
10 the Secretary of State, State Superintendent of Schools, Auditor,
11 Treasurer, Commissioner of Agriculture and the Attorney General,
12 the members of both houses of the Legislature, including the
13 elected officials of both houses of the Legislature, the justices
14 of the Supreme Court of Appeals of West Virginia, the
15 representatives and Senators of the state in the Congress of the
16 United States, the judges of the West Virginia circuit courts,
17 active and retired on senior status, the judges of the United
18 States district courts for the State of West Virginia and the
19 judges of the United States Court of Appeals for the fourth
20 circuit, if any of the judges are residents of West Virginia, a
21 special registration plate for a Class A motor vehicle and a
22 special registration plate for a Class G motorcycle owned by the
23 official or his or her spouse: *Provided*, That the division may

1 issue a Class A special registration plate for each vehicle titled
2 to the official and a Class G special registration plate for each
3 motorcycle titled to the official.

4 (B) Each plate issued pursuant to this subdivision shall bear
5 any combination of letters and numbers not to exceed an amount
6 determined by the commissioner and a designation of the office.
7 Each plate shall supersede the regular numbered plate assigned to
8 the official or his or her spouse during the official's term of
9 office and while the motor vehicle is owned by the official or his
10 or her spouse.

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

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

16 (A) Upon receipt of an application on a form prescribed by the
17 division and receipt of written evidence from the chief executive
18 officer of the Army National Guard or Air National Guard, as
19 appropriate, or the commanding officer of any United States Armed
20 Forces Reserve unit that the applicant is a member thereof, the
21 division shall issue to any member of the National Guard of this
22 state or a member of any Reserve unit of the United States Armed
23 Forces a special registration plate designed by the commissioner

1 for any number of Class A motor vehicles owned by the member. Upon
2 presentation of written evidence of retirement status, retired
3 members of this state's Army or Air National Guard, or retired
4 members of any Reserve unit of the United States Armed Forces, are
5 eligible to purchase the special registration plate issued pursuant
6 to this subdivision.

7 (B) The division shall charge an initial application fee of
8 \$10 for each special registration plate issued pursuant to this
9 subdivision, which is in addition to all other fees required by
10 this chapter. Except as otherwise provided herein, effective July
11 1, 2007, all fees currently held in the special revolving fund used
12 in the administration of this section and all fees collected by the
13 division shall be deposited in the State Road Fund.

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

17 (4) Specially arranged registration plates may be issued as
18 follows:

19 (A) Upon appropriate application, any owner of a motor vehicle
20 subject to Class A registration, or a motorcycle subject to Class
21 G registration, as defined by this article, may request that the
22 division issue a registration plate bearing specially arranged
23 letters or numbers with the maximum number of letters or numbers to

1 be determined by the commissioner. The division shall attempt to
2 comply with the request wherever possible.

3 (B) The commissioner shall propose rules for legislative
4 approval in accordance with the provisions of chapter twenty-nine-a
5 of this code regarding the orderly distribution of the plates:
6 *Provided*, That for purposes of this subdivision, the registration
7 plates requested and issued shall include all plates bearing the
8 numbers two through two thousand.

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

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

14 (A) Upon appropriate application, the division shall issue to
15 any 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.

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 is to compensate the Division of Motor Vehicles for
23 additional costs and services required in the issuing of the

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

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

9 (6) The division may issue disabled veterans special
10 registration plates as follows:

11 (A) Upon appropriate application, the division shall issue to
12 any disabled veteran who is exempt from the payment of registration
13 fees under the provisions of this chapter a registration plate for
14 a vehicle titled in the name of the qualified applicant which bears
15 the letters "DV" in red and also the regular identification
16 numerals in red.

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

20 (C) A qualified disabled veteran may obtain a second disabled
21 veterans license plate as described in this section for use on a
22 passenger vehicle titled in the name of the qualified applicant.
23 The division shall charge a one-time fee of \$10 to be deposited

1 into the State Road Fund, in addition to all other fees required by
2 this chapter, for the second plate.

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

5 (A) Upon appropriate application, there shall be issued to any
6 armed service person holding the distinguished Purple Heart medal
7 for persons wounded in combat a registration plate for a vehicle
8 titled in the name of the qualified applicant bearing letters or
9 numbers. The registration plate shall be designed by the
10 Commissioner of Motor Vehicles and shall denote that those
11 individuals who are granted this special registration plate are
12 recipients of the Purple Heart. All letterings shall be in purple
13 where practical.

14 (B) Registration plates issued pursuant to this subdivision
15 are exempt from all registration fees otherwise required by the
16 provisions of this chapter.

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

20 (D) A recipient of the Purple Heart medal may obtain a second
21 Purple Heart medal license plate as described in this section for
22 use on a passenger vehicle titled in the name of the qualified
23 applicant. The division shall charge a one-time fee of \$10 to be

1 deposited into the State Road Fund, in addition to all other fees
2 required by this chapter, for the second plate.

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

5 (A) Upon appropriate application, the owner of a motor vehicle
6 who was enlisted in any branch of the armed services that
7 participated in and survived the attack on Pearl Harbor on December
8 7, 1941, the division shall issue a special registration plate for
9 a vehicle titled in the name of the qualified applicant. The
10 registration plate shall be designed by the Commissioner of Motor
11 Vehicles.

12 (B) Registration plates issued pursuant to this subdivision
13 are exempt from the payment of all registration fees otherwise
14 required by the provisions of this chapter.

15 (C) A surviving spouse may continue to use his or her deceased
16 spouse's survivors of the attack on Pearl Harbor license plate
17 until the surviving spouse dies, remarries or does not renew the
18 license plate.

19 (D) A survivor of the attack on Pearl Harbor may obtain a
20 second survivors of the attack on Pearl Harbor license plate as
21 described in this section for use on a passenger vehicle titled in
22 the name of the qualified applicant. The division shall charge a
23 one-time fee of \$10 to be deposited into the State Road Fund, in

1 addition to all other fees required by this chapter, for the second
2 plate.

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

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

17 (B) The commissioner shall propose rules for legislative
18 approval in accordance with the provisions of article three,
19 chapter twenty-nine-a of this code regarding the procedures for and
20 approval of special registration plates issued pursuant to this
21 subdivision.

22 (C) The commissioner shall set an appropriate fee to defray
23 the administrative costs associated with designing and

1 manufacturing special registration plates for a nonprofit
2 charitable or educational organization. The nonprofit charitable
3 or educational organization shall collect this fee and forward it
4 to the division for deposit in the State Road Fund. The nonprofit
5 charitable or educational organization may also collect a fee for
6 marketing the special registration plates.

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

9 (A) Any owner of a motor vehicle who is a resident of the
10 State of West Virginia and who is a certified paramedic or
11 emergency medical technician, a member of a paid fire department,
12 a member of the State Fire Commission, the State Fire Marshal, the
13 State Fire Marshal's assistants, the state Fire Administrator and
14 voluntary rescue squad members may apply for a special license
15 plate for any number of Class A vehicles titled in the name of the
16 qualified applicant which bears the insignia of the profession,
17 group or commission. Any insignia shall be designed by the
18 commissioner. License plates issued pursuant to this subdivision
19 shall bear the requested insignia in addition to the registration
20 number issued to the applicant pursuant to the provisions of this
21 article.

22 (B) Each application submitted pursuant to this subdivision
23 shall be accompanied by an affidavit signed by the fire chief or

1 department head of the applicant stating that the applicant is
2 justified in having a registration with the requested insignia;
3 proof of compliance with all laws of this state regarding
4 registration and licensure of motor vehicles; and payment of all
5 required fees.

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

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

13 (A) Any owner of a motor vehicle who is a resident of the
14 State of West Virginia and who is a certified firefighter may apply
15 for a special license plate which bears the insignia of the
16 profession, for any number of Class A vehicles titled in the name
17 of the qualified applicant. Any insignia shall be designed by the
18 commissioner. License plates issued pursuant to this subdivision
19 shall bear the requested insignia pursuant to the provisions of
20 this article. Upon presentation of written evidence of
21 certification as a certified firefighter, certified firefighters
22 are eligible to purchase the special registration plate issued
23 pursuant to this subdivision.

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

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

19 (A) Upon appropriate application, the commissioner shall issue
20 a special registration plate displaying a scenic design of West
21 Virginia which displays the words "Wild Wonderful" as a slogan.

22 (B) The division shall charge a special one-time initial
23 application fee of \$10 in addition to all other fees required by

1 this chapter. All initial application fees collected by the
2 division shall be deposited into the State Road Fund.

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

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

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

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

22 (14) The division may issue military organization registration
23 plates as follows:

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

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

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

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

22 (15) The division may issue special nongame wildlife
23 registration plates and special wildlife registration plates as

1 follows:

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

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

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

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

20 (A) Upon appropriate application, the division shall issue to
21 any person who is a duly qualified member of the Silver Haired
22 Legislature a specialized registration plate which bears
23 recognition of the applicant as a member of the Silver Haired

1 Legislature.

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

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

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

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

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 in this section exempts
20 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

1 Flying Cross, Air Force Cross, Silver Star, Bronze Star or Air
2 Medal special registration plate until the surviving spouse dies,
3 remarries or does not renew the special registration plate.

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

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

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

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

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

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

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

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

22 (23) The division may issue special registration plates which
23 reflect patriotic themes, including the display of any United

1 States symbol, icon, phrase or expression which evokes patriotic
2 pride or recognition.

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

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

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

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

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

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

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

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

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

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

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

22 (A) Upon appropriate application, the division may issue a
23 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 educator registration plate in addition to all other fees
8 required by this chapter.

9 (27) The division may issue special registration plates to
10 members of the Nemesis Shrine 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 Nemesis Shrine.

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 (D) Notwithstanding the provisions of subsection (d) of this
23 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

1 sufficient proof that they have received either the Combat Infantry
2 Badge or the Combat Medic Badge.

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

9 (A) Upon appropriate application, the division shall issue a
10 special registration plate designed by the commissioner 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 Knights of Columbus.

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

1 (31) The division may issue special registration plates to
2 former members of the Legislature 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 former service as an elected or appointed
8 member of the West Virginia House of Delegates or the West Virginia
9 Senate.

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

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

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

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

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

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

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

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

22 (A) Upon appropriate application, there shall be issued to any
23 female honorably discharged veteran, of any branch of the armed

1 services of the United States, a special registration plate for any
2 number of vehicles titled in the name of the qualified applicant
3 with an insignia designed by the Commissioner of the Division of
4 Motor Vehicles to designate the recipient as a woman veteran.

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

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

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

1 shall charge an annual fee of \$15 for each special registration
2 plate in addition to all other fees required by this chapter. All
3 special fees shall be collected by the division and deposited into
4 the State Road Fund.

5 (35) The division may issue special registration plates to
6 members of the Harley Owners Group 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 the Harley Owners Group.

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

21 (A) Upon appropriate application, there shall be issued to any
22 person who has retired after service in any branch of the armed
23 services of the United States, a special registration plate for any

1 number of vehicles titled in the name of the qualified applicant
2 with an insignia designed by the Commissioner of the Division of
3 Motor Vehicles to designate the recipient as retired from the armed
4 services of the United States.

5 (B) A special initial application fee of \$10 shall be charged
6 in addition to all other fees required by law. This special fee
7 shall be collected by the division and deposited in the State Road
8 Fund: *Provided*, That nothing in this section may be construed to
9 exempt any registrants from any other provision of this chapter.

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

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

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

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

1 addition to all other fees required by this chapter.

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

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

8 (B) The division shall charge a special initial application
9 fee of \$10. This special fee shall be collected by the division
10 and deposited in the 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 (39) The division shall issue special registration plates
14 promoting education as follows:

15 (A) Upon appropriate application, the division shall issue a
16 special registration plate displaying a children's education-
17 related theme as prescribed and designated by the commissioner and
18 the State Superintendent of Schools.

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

1 addition to all other fees required by this chapter.

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

4 (A) The division may issue a special registration plate for
5 members of the 82nd Airborne Division Association upon receipt of
6 a guarantee from the organization of a minimum of one hundred
7 applicants. The insignia on the plate shall be designed by the
8 commissioner.

9 (B) Upon appropriate application, the division may issue
10 members of the 82nd Airborne Division Association in good standing,
11 as determined by the governing body of the organization, a special
12 registration plate for any number of vehicles titled in the name of
13 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 the applicant from any other provision of this
20 chapter.

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

1 the special registration plate.

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

5 (A) Upon appropriate application, the division shall issue to
6 any member of a municipal police department, sheriff's department,
7 the State Police or the law-enforcement division of the Division of
8 Natural Resources who has been wounded in the line of duty and
9 awarded a Purple Heart in recognition thereof by the West Virginia
10 Chiefs of Police Association, the West Virginia Sheriffs'
11 Association, the West Virginia Troopers Association or the Division
12 of Natural Resources a special registration plate for one vehicle
13 titled in the name of the qualified applicant with an insignia
14 appropriately designed by the commissioner.

15 (B) Registration plates issued pursuant to this subdivision
16 are exempt from the registration fees otherwise required by the
17 provisions of this chapter.

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

21 (D) Survivors of wounds received in the line of duty as a
22 member with a West Virginia law-enforcement agency may obtain a
23 license plate as described in this section for use on a passenger

1 vehicle titled in the name of the qualified applicant. The
2 division shall charge a one-time fee of \$10 to be deposited into
3 the State Road Fund, in addition to all other fees required by this
4 chapter, for the second plate.

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

7 (A) Upon appropriate application, the division shall issue to
8 an applicant who is a Native American resident of West Virginia a
9 registration plate for a vehicle titled in the name of the
10 applicant with an insignia designed by the Commissioner of the
11 Division of Motor Vehicles to designate the recipient as a Native
12 American.

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

19 (43) The division may issue special registration plates
20 commemorating the centennial anniversary of the creation of Davis
21 and Elkins College as follows:

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

1 commemorate the centennial anniversary of Davis and Elkins College
2 for any number of vehicles titled in the name of the applicant.

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

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

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

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

1 number of vehicles titled in the name of the qualified applicant.
2 Persons desiring the special registration plate shall offer
3 sufficient proof of membership in the Knights of Pythias or Pythian
4 Sisters.

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

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

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

23 (47) The division may issue special registration plates to

1 members of Lions International as follows:

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

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

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

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.

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

5 (A) Upon appropriate application, the division may issue a
6 special registration plate designed by the commissioner in
7 consultation with the West Virginia Bar Association for any number
8 of vehicles titled in the name of the qualified applicant. Persons
9 desiring the special registration plate shall offer sufficient
10 proof of membership in the West Virginia Bar Association.

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 (50) The division may issue special registration plates
18 bearing an appropriate logo, symbol or insignia combined with the
19 words "SHARE THE ROAD" designed to promote bicycling in the state
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 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) An annual fee of \$15 shall be charged for each plate in
6 addition to all other fees required by this chapter.

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

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

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 (52) The division may issue special registration plates to
20 present and former Boy Scouts 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.

1 Persons desiring the special registration plate shall offer
2 sufficient proof of present or past membership in the Boy Scouts as
3 either a member or a leader.

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

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

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

18 (B) The division shall charge a special initial application
19 fee of \$10 in addition to all other fees required by law. This
20 special fee shall be deposited in the 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 (54) The division may issue special registration plates

1 recognizing and memorializing victims of domestic violence.

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

7 (B) The division shall charge a special initial application
8 fee of \$10. This special fee shall be deposited in the State Road
9 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 (55) The division may issue special registration plates
13 bearing the logo, symbol, insignia, letters or words demonstrating
14 association with or support for the University of Charleston as
15 follows:

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

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

1 addition to all other fees required by this chapter.

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

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

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 (57) The commissioner may issue special registration plates
18 for horse enthusiasts 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

1 special fee shall be collected by the division and deposited in the
2 State Road Fund.

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

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

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

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

19 (C) 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 (D) The provisions of subsection (d) of this section are not

1 applicable for the issuance of the special license plates
2 designated by this subdivision.

3 (59) The commissioner may issue special registration plates
4 for retired or former Justices of the Supreme Court of Appeals of
5 West Virginia 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 (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 registration plate in addition to all other fees required
15 by this chapter.

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

19 (60) The commissioner may issue special registration plates to
20 a resident next of kin of a member of any law-enforcement agency of
21 the United States or this state killed in line of duty as follows:

22 (A) Upon appropriate application, the division shall issue a
23 special registration plate designed by the commissioner after

1 consultation with the West Virginia Chiefs of Police Association,
2 the West Virginia Sheriffs' Association, the West Virginia Troopers
3 Association or the Division of Natural Resources for any number of
4 vehicles titled in the name of a qualified applicant.

5 (B) The next of kin shall provide sufficient proof of
6 eligibility and relationship as required by the commissioner.

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

14 ~~(60)~~ (61) Upon approval by the commissioner of an appropriate
15 application, and upon all requirements of this subdivision being
16 satisfied, the division may issue special registration plates for
17 class A and class G motor vehicles to members of an organization
18 for which a special registration plate has not been issued pursuant
19 to any other subdivision in this subsection prior to January 1,
20 2010, in accordance with the provisions of this subdivision.

21 (A) An organization desiring to create a special registration
22 plate must comply with the following requirements to be eligible
23 to apply for the creation and issuance of a special registration

1 plate:

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

6 (ii) The organization may be organized for, but may not be
7 restricted to, social, civic, higher education or entertainment
8 purposes;

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

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

16 (v) The name of the organization may not be the name of a
17 special product or brand name, and may not be construed, as
18 determined by the commissioner, as promoting a product or brand
19 name; and

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

1 (B) Beginning July 1, 2010, an organization requesting the
2 creation and issuance of a special registration plate may make
3 application with the division. The application shall include
4 sufficient information, as determined by the commissioner, to
5 determine whether the special registration plate requested and the
6 organization making the application meet all of the requirements
7 set forth in this subdivision ~~(60)~~ (61). The application shall
8 also include a proposed design, including lettering, logo, image or
9 message to be placed on the registration plate. The commissioner
10 shall notify the organization of the commissioner's approval or
11 disapproval of the application.

12 (C) (i) The commissioner may not begin the design or production
13 of any license plates authorized and approved pursuant to this
14 subdivision ~~(60)~~ (61), subsection (c) of this section until the
15 organization which applied for the special registration plate has
16 collected and submitted collectively to the division applications
17 completed by at least two hundred fifty persons and collectively
18 deposited with the division all fees necessary to cover the first
19 year's basic registration, one-time design and manufacturing costs
20 and to cover the first year additional annual fee for all of the
21 applications submitted.

22 (ii) If the organization fails to submit the required number
23 of applications and fees within six months of the effective date of

1 the approval of the application for the plate by the commissioner,
2 the plate will not be produced until a new application is submitted
3 and is approved by the commissioner: *Provided*, That an
4 organization that is unsuccessful in obtaining the minimum number
5 of applications may not make a new application for a special plate
6 until at least two years have passed since the approval of the
7 previous application of the organization.

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

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

15 (F) Upon appropriate application, the division may issue a
16 special registration plate designed by the commissioner in
17 consultation with the organization for any number of vehicles
18 titled in the name of a qualified registration plate applicant.
19 Persons desiring the special registration plate shall offer
20 sufficient proof of membership in the organization. (G) The
21 commissioner shall discontinue the issuance or renewal of the
22 registration of any special plate issued pursuant to this
23 subdivision ~~(60)~~ (61) if:

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

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

6 (d) The minimum number of applications required prior to
7 design and production of a special license plate shall be as
8 follows:

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

1 of this subdivision (1) are not applicable to the issuance of
2 plates authorized pursuant to subdivision ~~(60)~~ (61), subsection (c)
3 of this section.

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

20 (e) (1) Nothing in this section requires a charge for a free
21 prisoner of war license plate or a free recipient of the
22 Congressional Medal of Honor license plate for a vehicle titled in
23 the name of the qualified applicant as authorized by other

1 provisions of this code.

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

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

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

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

1 property taxes as required by section three-a of this article.

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

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

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

NOTE: The purpose of this bill is to provide for the issuance of a special license plate for a next of kin of a law-enforcement officer killed in the line of duty. The bill also assesses a special initial application fee and a special annual fee for the special license plate.

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