

WEST VIRGINIA LEGISLATURE

2018 REGULAR SESSION

Introduced

Senate Bill 590

FISCAL
NOTE

BY SENATORS JEFFRIES, BALDWIN, BEACH, CLEMENTS,
CLINE, FACEMIRE, OJEDA, PALUMBO, PLYMALE,
PREZIOSO, ROMANO, SMITH, STOLLINGS, SWOPE,
SYPOLT, TRUMP, UNGER, WELD, AND WOELFEL

[Introduced February 19, 2018; Referred
to the Committee on Transportation and Infrastructure; and
then to the Committee on Finance]

1 A BILL to amend and reenact §17A-3-14 of the Code of West Virginia, 1931, as amended, relating
2 to providing a special license plate for curing childhood cancer.

Be it enacted by the Legislature of West Virginia:

**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.**

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

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

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

8 (2) Every registration plate and the required letters and numerals on the plate shall be of
9 sufficient size to be plainly readable from a distance of 100 feet during daylight: *Provided*, That
10 the requirements of this subdivision shall not apply to the year number for which the plate is issued
11 or the date of expiration.

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

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

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

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

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

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

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

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

39 (A) Upon receipt of an application on a form prescribed by the division and receipt of
40 written evidence from the chief executive officer of the Army National Guard or Air National Guard,
41 as appropriate, or the commanding officer of any United States Armed Forces Reserve unit that
42 the applicant is a member thereof, the division shall issue to any member of the National Guard
43 of this state or a member of any Reserve unit of the United States Armed Forces a special

44 registration plate designed by the commissioner for any number of Class A motor vehicles owned
45 by the member. Upon presentation of written evidence of retirement status, retired members of
46 this state's Army or Air National Guard, or retired members of any Reserve unit of the United
47 States Armed Forces, are eligible to purchase the special registration plate issued pursuant to
48 this subdivision.

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

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

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

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

62 (B) The commissioner shall propose rules for legislative approval in accordance with the
63 provisions of §29A-1-1 *et seq.* of this code regarding the orderly distribution of the plates:
64 *Provided,* That for purposes of this subdivision, the registration plates requested and issued shall
65 include all plates bearing the numbers two through two thousand.

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

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

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

74 (B) The division shall charge a special initial application fee of \$10 in addition to all other
75 fees required by law. This special fee is to compensate the Division of Motor Vehicles for
76 additional costs and services required in the issuing of the special registration. All fees collected
77 by the division shall be deposited in the State Road Fund: *Provided*, That nothing in this section
78 may be construed to exempt any veteran from any other provision of this chapter.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

129 (A) Approved nonprofit charitable and educational organizations previously authorized
130 under the prior enactment of this subdivision may accept and collect applications for special
131 registration plates from owners of Class A motor vehicles together with a special annual fee of
132 \$15, which is in addition to all other fees required by this chapter. The applications and fees shall
133 be submitted to the Division of Motor Vehicles with the request that the division issue a registration
134 plate bearing a combination of letters or numbers with the organizations' logo or emblem, with the
135 maximum number of letters or numbers to be determined by the commissioner.

136 (B) The commissioner shall propose rules for legislative approval in accordance with the
137 provisions of §29A-3-1 *et seq.* of this code regarding the procedures for and approval of special
138 registration plates issued pursuant to this subdivision.

139 (C) The commissioner shall set an appropriate fee to defray the administrative costs
140 associated with designing and manufacturing special registration plates for a nonprofit charitable
141 or educational organization. The nonprofit charitable or educational organization shall collect this
142 fee and forward it to the division for deposit in the State Road Fund. The nonprofit charitable or
143 educational organization may also collect a fee for marketing the special registration plates.

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

146 (A) Any owner of a motor vehicle who is a resident of the State of West Virginia and who
147 is a certified paramedic or emergency medical technician, a member of a paid fire department, a

148 member of the State Fire Commission, the State Fire Marshal, the State Fire Marshal's assistants,
149 the State Fire Administrator and voluntary rescue squad members may apply for a special license
150 plate for any number of Class A vehicles titled in the name of the qualified applicant which bears
151 the insignia of the profession, group or commission. Any insignia shall be designed by the
152 commissioner. License plates issued pursuant to this subdivision shall bear the requested insignia
153 in addition to the registration number issued to the applicant pursuant to the provisions of this
154 article.

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

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

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

164 (A) Any owner of a motor vehicle who is a resident of the State of West Virginia and who
165 is a certified firefighter may apply for a special license plate which bears the insignia of the
166 profession, for any number of Class A vehicles titled in the name of the qualified applicant. Any
167 insignia shall be designed by the commissioner. License plates issued pursuant to this subdivision
168 shall bear the requested insignia pursuant to the provisions of this article. Upon presentation of
169 written evidence of certification as a certified firefighter, certified firefighters are eligible to
170 purchase the special registration plate issued pursuant to this subdivision.

171 (B) Each application submitted pursuant to this subdivision shall be accompanied by an
172 affidavit stating that the applicant is justified in having a registration with the requested insignia;
173 proof of compliance with all laws of this state regarding registration and licensure of motor

174 vehicles; and payment of all required fees. The firefighter certification department, section or
175 division of the West Virginia University fire service extension shall notify the commissioner in
176 writing immediately when a firefighter loses his or her certification. If a firefighter loses his or her
177 certification, the commissioner may not issue him or her a license plate under this subsection.

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

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

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

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

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

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

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

200 (C) A surviving spouse may continue to use his or her deceased spouse's honorably
201 discharged Marine Corps league license plate until the surviving spouse dies, remarries or does
202 not renew the license plate.

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

204 (A) The division may issue a special registration plate for the members of any military
205 organization chartered by the United States Congress upon receipt of a guarantee from the
206 organization of a minimum of 100 applicants. The insignia on the plate shall be designed by the
207 commissioner.

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

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

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

218 (15) The division may issue special nongame wildlife registration plates and special wildlife
219 registration plates as follows:

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

224 (B) The division shall charge an annual fee of \$15 for each special nongame wildlife
225 registration plate and each special wildlife registration plate in addition to all other fees required

226 by this chapter. All annual fees collected for nongame wildlife registration plates and wildlife
227 registration plates shall be deposited in a special revenue account designated the Nongame
228 Wildlife Fund and credited to the Division of Natural Resources.

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

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

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

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

242 (17) Upon appropriate application, the commissioner shall issue to a classic motor vehicle
243 or classic motorcycle as defined in §17A-10-3a of this code, a special registration plate designed
244 by the commissioner. An annual fee of \$15, in addition to all other fees required by this chapter,
245 shall be charged for each classic registration plate.

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

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

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

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

259 (19) Racing theme special registration plates:

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

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

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

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

271 (A) Upon appropriate application, the division shall issue to any recipient of the Navy
272 Cross, Distinguished Service Cross, Distinguished Flying Cross, Air Force Cross, Silver Star,
273 Bronze Star or Air Medal, a registration plate for any number of vehicles titled in the name of the
274 qualified applicant bearing letters or numbers. A separate registration plate shall be designed by
275 the Commissioner of Motor Vehicles for each award that denotes that those individuals who are
276 granted this special registration plate are recipients of the Navy Cross, Distinguished Service
277 Cross, Distinguished Flying Cross, Air Force Cross, Silver Star or Bronze Star, or Air Medal as

278 applicable.

279 (B) The division shall charge a special initial application fee of \$10 in addition to all other
280 fees required by law. This special fee shall be collected by the division and deposited in the State
281 Road Fund: *Provided*, That nothing in this section exempts the applicant for a special registration
282 plate under this subdivision from any other provision of this chapter.

283 (C) A surviving spouse may continue to use his or her deceased spouse's Navy Cross,
284 Distinguished Service Cross, Distinguished Flying Cross, Air Force Cross, Silver Star, Bronze
285 Star or Air Medal special registration plate until the surviving spouse dies, remarries or does not
286 renew the special registration plate.

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

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

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

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

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

303 (A) Any owner of a motor vehicle who is a resident of West Virginia and who is a volunteer

304 firefighter may apply for a special license plate for any Class A vehicle titled in the name of the
305 qualified applicant which bears the insignia of the profession in white letters on a red background.
306 The insignia shall be designed by the commissioner and shall contain a fireman's helmet insignia
307 on the left side of the license plate.

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

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

317 (23) The division may issue special registration plates which reflect patriotic themes,
318 including the display of any United States symbol, icon, phrase or expression which evokes
319 patriotic pride or recognition. The division shall also issue registration plates with the words "In
320 God We Trust".

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

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

328 (C) The provisions of subsection (d) of this section are not applicable for the issuance of
329 the license plates designated by this subdivision.

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

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

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

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

338 (25) The division may issue a special registration plate celebrating the centennial of the
339 4-H youth development movement and honoring the Future Farmers of America organization as
340 follows:

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

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

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

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

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

355 (B) The division shall charge a special initial application fee of \$10 in addition to all other

356 fees required by law. This special fee shall be collected by the division and deposited in the State
357 Road Fund.

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

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

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

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

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

371 (D) Notwithstanding the provisions of subsection (d) of this section, the time period for the
372 Nemesis Shrine to comply with the minimum 100 prepaid applications is hereby extended to
373 January 15, 2005.

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

376 (A) Upon appropriate application, the division shall issue to any person who is a duly
377 qualified volunteer or employee of the American Red Cross a specialized registration plate which
378 bears recognition of the applicant as a volunteer or employee of the American Red Cross for any
379 number of vehicles titled in the name of the qualified applicant.

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

382 Road Fund.

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

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

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

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

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

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

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

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

405 (D) Notwithstanding the provisions of subsection (d) of this section, the time period for the
406 Knights of Columbus to comply with the minimum 100 prepaid applications is hereby extended to
407 January 15, 2007.

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

410 (A) Upon appropriate application, the division shall issue a special registration plate
411 designed by the commissioner for any number of vehicles titled in the name of the qualified
412 applicant. Persons desiring the special registration plate shall offer sufficient proof of former
413 service as an elected or appointed member of the West Virginia House of Delegates or the West
414 Virginia Senate.

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

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

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

421 (A) The division shall design and issue special registration plates for use by democratic
422 state or county executive committee members. The design of the plates shall include an insignia
423 of a donkey and shall differentiate by wording on the plate between state and county executive
424 committee members.

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

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

432 (D) The division shall not begin production of a plate authorized under the provisions of
433 this subdivision until the division receives at least 100 completed applications from the state or

434 county executive committee members, including all fees required pursuant to this subdivision.

435 (E) Notwithstanding the provisions of subsection (d) of this section, the time period for the
436 democratic executive committee to comply with the minimum 100 prepaid applications is hereby
437 extended to January 15, 2005.

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

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

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

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

452 (34) The division may issue special registration plates bearing the logo, symbol, insignia,
453 letters or words demonstrating association with West Liberty State College to any resident owner
454 of a motor vehicle. Resident owners may apply for the special license plate for any number of
455 Class A vehicles titled in the name of the applicant. The special registration plates shall be
456 designed by the commissioner. Each application submitted pursuant to this subdivision shall be
457 accompanied by payment of a special initial application fee of \$15, which is in addition to any
458 other registration or license fee required by this chapter. The division shall charge an annual fee
459 of \$15 for each special registration plate in addition to all other fees required by this chapter. All

460 special fees shall be collected by the division and deposited into the State Road Fund.

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

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

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

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

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

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

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

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

485 (37) The division may issue special registration plates bearing the logo, symbol, insignia,

486 letters or words demonstrating association with or support for Fairmont State College as follows:

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

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

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

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

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

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

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

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

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

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

511 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees

512 required by this chapter.

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

515 (A) The division may issue a special registration plate for members of the 82nd Airborne
516 Division Association upon receipt of a guarantee from the organization of a minimum of 100
517 applicants. The insignia on the plate shall be designed by the commissioner.

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

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

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

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

530 (A) Upon appropriate application, the division shall issue to any member of a municipal
531 police department, sheriff's department, the State Police or the law enforcement division of the
532 Division of Natural Resources who has been wounded in the line of duty and awarded a Purple
533 Heart in recognition thereof by the West Virginia Chiefs of Police Association, the West Virginia
534 Sheriffs' Association, the West Virginia Troopers Association or the Division of Natural Resources
535 a special registration plate for one vehicle titled in the name of the qualified applicant with an
536 insignia appropriately designed by the commissioner.

537 (B) Registration plates issued pursuant to this subdivision are exempt from the registration

538 fees otherwise required by the provisions of this chapter.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

589 (A) Upon appropriate application, the division may issue a special registration plate

590 designed by the commissioner for any number of vehicles titled in the name of the qualified
591 applicant.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

639 (51) The division may issue special registration plates honoring coal miners and the coal
640 industry as follows:

641 (A) Upon appropriate application, the division shall issue a special registration plate

642 depicting and displaying coal miners in mining activities as prescribed and designated by the
643 commissioner and the board of the National Coal Heritage Area Authority. The division may also
644 issue registration plates with the words "Friends of Coal".

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

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

650 (D) The provisions of subsection (d) of this section are not applicable for the issuance of
651 the license plates designated by this subdivision.

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

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

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

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

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

665 (A) Upon appropriate application, the division may issue a special registration plate
666 designed by the commissioner for any number of vehicles titled in the name of the qualified
667 applicant. Persons desiring the special registration plate shall offer sufficient proof of achievement

668 of Eagle Scout status.

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

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

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

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

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

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

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

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

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

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

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

696 (A) Upon appropriate application, the division may issue a special registration plate
697 designed by the commissioner in consultation with the Sons of the American Revolution for any
698 number of vehicles titled in the name of the qualified applicant. Persons desiring the special
699 registration plate shall offer sufficient proof of membership in the Sons of the American
700 Revolution.

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

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

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

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

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

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

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

718 (A) Upon appropriate application, the division shall issue a special registration plate for
719 any number of vehicles titled in the name of a qualified applicant depicting the Gold Star awarded

720 by the United States Department of Defense as prescribed and designated by the commissioner.

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

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

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

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

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

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

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

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

742 (60) The division may issue special registration plates to cure childhood cancer.

743 (A) Upon appropriate application, the division may issue a special registration plate
744 designed by the commissioner to cure childhood cancer, such plate to incorporate somewhere in
745 the design, the "yellow ribbon emblem" with "WV Kids Cancer Crusaders" below the emblem, and

746 “Cure Childhood Cancer” at the bottom of the plate, for any number of vehicles titled in the name
747 of the applicant.

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

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

752 ~~(60)~~ (61) Upon approval by the commissioner of an appropriate application, and upon all
753 requirements of this subdivision being satisfied, the division may issue special registration plates
754 for class A and class G motor vehicles to members of an organization for which a special
755 registration plate has not been issued pursuant to any other subdivision in this subsection prior to
756 January 1, 2010, in accordance with the provisions of this subdivision.

757 (A) An organization desiring to create a special registration plate must comply with the
758 following requirements to be eligible to apply for the creation and issuance of a special registration
759 plate:

760 (i) The organization must be a nonprofit organization organized and existing under Section
761 501(c)(3) of Title 26 of the Internal Revenue Code and based, headquartered or have a chapter
762 in West Virginia;

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

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

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

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

772 name; and

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

776 (B) Beginning July 1, 2010, an organization requesting the creation and issuance of a
777 special registration plate may make application with the division. The application shall include
778 sufficient information, as determined by the commissioner, to determine whether the special
779 registration plate requested and the organization making the application meet all of the
780 requirements set forth in this subdivision. ~~(60)~~ The application shall also include a proposed
781 design, including lettering, logo, image or message to be placed on the registration plate. The
782 commissioner shall notify the organization of the commissioner's approval or disapproval of the
783 application.

784 (C)(i) The commissioner may not begin the design or production of any license plates
785 authorized and approved pursuant to this subdivision ~~(60), subsection (c) of this section~~ until the
786 organization which applied for the special registration plate has collected and submitted
787 collectively to the division applications completed by at least 250 persons and collectively
788 deposited with the division all fees necessary to cover the first year's basic registration, one-time
789 design and manufacturing costs and to cover the first year additional annual fee for all of the
790 applications submitted.

791 (ii) If the organization fails to submit the required number of applications and fees within
792 six months of the effective date of the approval of the application for the plate by the
793 commissioner, the plate will not be produced until a new application is submitted and is approved
794 by the commissioner: *Provided*, That an organization that is unsuccessful in obtaining the
795 minimum number of applications may not make a new application for a special plate until at least
796 two years have passed since the approval of the previous application of the organization.

797 (D) The division shall charge a special initial application fee of \$25 for each special license

798 plate in addition to all other fees required by law. This special fee shall be collected by the division
799 and deposited in the State Road Fund.

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

802 (F) Upon appropriate application, the division may issue a special registration plate
803 designed by the commissioner in consultation with the organization for any number of vehicles
804 titled in the name of a qualified registration plate applicant. Persons desiring the special
805 registration plate shall offer sufficient proof of membership in the organization.

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

808 (i) The number of valid registrations for the specialty plate falls below 250 plates for at
809 least 12 consecutive months; or

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

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

814 (1) The commissioner may not begin the design or production of any license plates for
815 which eligibility is based on membership or affiliation with a particular private organization until at
816 least 100 persons complete an application and deposit with the organization a check to cover the
817 first year's basic registration, one-time design and manufacturing costs and to cover the first year
818 additional annual fee. If the organization fails to submit the required number of applications with
819 attached checks within six months of the effective date of the original authorizing legislation, the
820 plate will not be produced and will require legislative reauthorization: *Provided*, That an
821 organization or group that is unsuccessful in obtaining the minimum number of applications may
822 not request reconsideration of a special plate until at least two years have passed since the
823 effective date of the original authorization: *Provided, however*, That the provisions of this

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

826 (2) The commissioner may not begin the design or production of any license plates
827 authorized by this section for which membership or affiliation with a particular organization is not
828 required until at least 250 registrants complete an application and deposit a fee with the division
829 to cover the first year's basic registration fee, one-time design and manufacturing fee and
830 additional annual fee if applicable. If the commissioner fails to receive the required number of
831 applications within six months of the effective date of the original authorizing legislation, the plate
832 will not be produced and will require legislative reauthorization: *Provided*, That if the minimum
833 number of applications is not satisfied within the six months of the effective date of the original
834 authorizing legislation, a person may not request reconsideration of a special plate until at least
835 two years have passed since the effective date of the original authorization.

836 (e) (1) Nothing in this section requires a charge for a free prisoner of war license plate or
837 a free recipient of the Congressional Medal of Honor license plate for a vehicle titled in the name
838 of the qualified applicant as authorized by other provisions of this code.

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

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

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

848 (1) The commissioner may issue or renew for a period of no more than 10 years any
849 registration plate exempted from registration fees pursuant to any provision of this code or any

850 restricted use antique motor vehicle license plate authorized by §17A-10-3a of this code:
851 *Provided*, That the provisions of this subsection do not apply to any person who has had a special
852 registration suspended for failure to maintain motor vehicle liability insurance as required by
853 §17D-2A-3 of this code or failure to pay personal property taxes as required by §17A-3-3a of this
854 code.

855 (2) An initial nonrefundable fee shall be charged for each special registration plate issued
856 pursuant to this subsection, which is the total amount of fees required by §17A-10-15, §17A-3-3
857 or §17A-10-3a of this code for the period requested.

858 (g) The provisions of this section may not be construed to exempt any registrant from
859 maintaining motor vehicle liability insurance as required by §17D-2A-3 of this code or from paying
860 personal property taxes on any motor vehicle as required by §17A-3-3a of this code.

861 (h) The commissioner may, in his or her discretion, issue a registration plate of
862 reflectorized material suitable for permanent use on motor vehicles, trailers and semitrailers,
863 together with appropriate devices to be attached to the registration to indicate the year for which
864 the vehicles have been properly registered or the date of expiration of the registration. The design
865 and expiration of the plates shall be determined by the commissioner. The commissioner shall,
866 whenever possible and cost effective, implement the latest technology in the design, production
867 and issuance of registration plates, indices of registration renewal and vehicle ownership
868 documents, including, but not limited to, offering Internet renewal of vehicle registration and the
869 use of bar codes for instant identification of vehicles by scanning equipment to promote the
870 efficient and effective coordination and communication of data for improving highway safety,
871 aiding law enforcement and enhancing revenue collection.

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

876 been paid.

NOTE: The purpose of this bill is to provide a special license plate for curing childhood cancer. The bill also sets a fee.

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