

WEST VIRGINIA LEGISLATURE

2021 REGULAR SESSION

Introduced

House Bill 3061

FISCAL
NOTE

BY DELEGATE WAMSLEY

[Introduced March 11, 2021; Referred to the
Committee on Veterans' Affairs and Homeland
Security then Finance]

1 A BILL to amend and reenact §17A-3-14 of the Code of West Virginia, 1931, as amended, relating
 2 to exempting disabled veterans with any percentage of disability from the payment of
 3 registration fees under the provisions of this chapter.

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~~ may not apply to the year number for which the plate is
 11 issued 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 the
42 applicant is a member thereof, the division shall issue to any member of the National Guard of

43 this state or a member of any reserve unit of the United States armed forces a special registration
44 plate designed by the commissioner for any number of Class A motor vehicles owned by the
45 member. Upon presentation of written evidence of retirement status, retired members of this
46 state's Army or Air National Guard, or retired members of any reserve unit of the United States
47 armed forces, are eligible to purchase the special registration plate issued pursuant to this
48 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 2,000.

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: *Provided, That effective on or before July 1,*
87 *2021, a disabled veteran with any percent of disability is exempt from the payment of registration*
88 *fees under the provisions of this chapter.*

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

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

95 Fund, in addition to all other fees required by this chapter, for the second plate.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

146 (10) The division may issue specified emergency or volunteer registration plates as

147 follows:

148 (A) Any owner of a motor vehicle who is a resident of the State of West Virginia and who
149 is a certified paramedic or emergency medical technician, a member of a paid fire department, a
150 member of the State Fire Commission, the State Fire Marshal, the State Fire Marshal's assistants,
151 the State Fire Administrator, and voluntary rescue squad members may apply for a special license
152 plate for any number of Class A vehicles titled in the name of the qualified applicant which bears
153 the insignia of the profession, group, or commission. Any insignia shall be designed by the
154 commissioner. License plates issued pursuant to this subdivision shall bear the requested insignia
155 in addition to the registration number issued to the applicant pursuant to the provisions of this
156 article.

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

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

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

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

173 (B) Each application submitted pursuant to this subdivision shall be accompanied by an
174 affidavit stating that the applicant is justified in having a registration with the requested insignia;
175 proof of compliance with all laws of this state regarding registration and licensure of motor
176 vehicles; and payment of all required fees. The firefighter certification department, section, or
177 division of the West Virginia University fire service extension shall notify the commissioner in
178 writing immediately when a firefighter loses his or her certification. If a firefighter loses his or her
179 certification, the commissioner may not issue him or her a license plate under this subdivision.

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

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

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

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

191 (13) The division may issue honorably discharged Marine Corps League members special
192 registration plates as follows:

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

197 (B) The division may charge a special one-time initial application fee of \$10 in addition to
198 all other fees required by this chapter. This special fee is to compensate the Division of Motor

199 Vehicles for additional costs and services required in the issuing of the special registration and
200 shall be collected by the division and deposited in the State Road Fund: *Provided*, That nothing
201 in this section may be construed to exempt any veteran from any other provision of this chapter.

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

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

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

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

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

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

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

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

225 of Natural Resources.

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

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

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

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

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

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

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

250 (A) Upon appropriate application, there shall be issued to any honorably discharged

251 veteran of any branch of the armed services of the United States a special registration plate for
252 any number of motorcycles subject to Class G registration titled in the name of the qualified
253 applicant with an insignia designed by the Commissioner of the Division of Motor Vehicles.

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

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

261 (19) Racing theme special registration plates:

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

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

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

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

273 (A) Upon appropriate application, the division shall issue to any recipient of the Navy
274 Cross, Distinguished Service Cross, Distinguished Flying Cross, Air Force Cross, Silver Star,
275 Bronze Star, or Air Medal, a registration plate for any number of vehicles titled in the name of the
276 qualified applicant bearing letters or numbers. A separate registration plate shall be designed by

277 the Commissioner of the Division of Motor Vehicles for each award that denotes that those
278 individuals who are granted this special registration plate are recipients of the Navy Cross,
279 Distinguished Service Cross, Distinguished Flying Cross, Air Force Cross, Silver Star, Bronze
280 Star, or Air Medal as applicable.

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

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

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

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

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

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

303 renew the special registration plate.

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

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

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

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

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

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

328 (B) The division shall charge a special one-time initial application fee of \$10 in addition to

329 all other fees required by law. This special fee shall be collected by the division and deposited in
330 the State Road Fund.

331 (C) The provisions of §17A-3-14(d) of this code are not applicable for the issuance of the
332 license plates designated by this subdivision.

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

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

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

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

341 (25) The division may issue a special registration plate celebrating the centennial of the
342 4-H youth development movement and honoring the Future Farmers of America organization as
343 follows:

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

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

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

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

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

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

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

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

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

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

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

374 (D) Notwithstanding the provisions of §17A-3-14(d) of this code, the time period for the
375 Nemesis Shrine to comply with the minimum 100 prepaid applications is hereby extended to
376 January 15, 2005.

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

379 (A) Upon appropriate application, the division shall issue to any person who is a duly
380 qualified volunteer or employee of the American Red Cross a specialized registration plate which

381 bears recognition of the applicant as a volunteer or employee of the American Red Cross for any
382 number of vehicles titled in the name of the qualified applicant.

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

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

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

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

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

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

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

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

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

407 required by this chapter.

408 (D) Notwithstanding the provisions of §17A-3-14(d) of this code, the time period for the
409 Knights of Columbus to comply with the minimum 100 prepaid applications is hereby extended to
410 January 15, 2007.

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

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

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

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

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

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

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

432 (C) A special application fee of \$10 shall be charged at the time of initial application as

433 well as upon application for any duplicate or replacement registration plate, in addition to all other
434 fees required by this chapter. All application fees shall be deposited into the State Road Fund.

435 (D) The division shall not begin production of a plate authorized under the provisions of
436 this subdivision until the division receives at least 100 completed applications from the state or
437 county executive committee members, including all fees required pursuant to this subdivision.

438 (E) Notwithstanding the provisions of §17A-3-14(d) of this code, the time period for the
439 democratic executive committee to comply with the minimum 100 prepaid applications is hereby
440 extended to January 15, 2005.

441 (33) The division may issue honorably discharged female veterans' special registration
442 plates as follows:

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

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

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

455 (34) The division may issue special registration plates bearing the logo, symbol, insignia,
456 letters, or words demonstrating association with West Liberty State College to any resident owner
457 of a motor vehicle. Resident owners may apply for the special license plate for any number of
458 Class A vehicles titled in the name of the applicant. The special registration plates shall be

459 designed by the commissioner. Each application submitted pursuant to this subdivision shall be
460 accompanied by payment of a special initial application fee of \$15, which is in addition to any
461 other registration or license fee required by this chapter. The division shall charge an annual fee
462 of \$15 for each special registration plate in addition to all other fees required by this chapter. All
463 special fees shall be collected by the division and deposited into the State Road Fund.

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

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

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

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

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

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

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

485 other provision of this chapter.

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

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

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

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

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

498 (38) The division may issue special registration plates honoring the farmers of West
499 Virginia, and the division may issue special beekeeper pollinator registration plates as follows:

500 (A) Upon appropriate application, the division shall issue a special registration plate
501 depicting a farming scene or other apt reference to farming, whether in pictures or words, at the
502 discretion of the commissioner. Upon appropriate application, the division shall issue a special
503 registration plate displaying a pollinator species or advocating its protection as prescribed and
504 designated by the commissioner.

505 (B) The division shall charge a special initial application fee of \$10 for each plate in addition
506 to all other fees required by law. This special fee shall be collected by the division and deposited
507 in the State Road Fund.

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

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

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

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

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

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

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

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

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

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

534 (41) The division may issue special registration plates supporting law-enforcement
535 officers, and the division may issue special registration plates to survivors of wounds received in
536 the line of duty as a member with a West Virginia law-enforcement agency as follows:

537 (A) Upon appropriate application, the division shall issue a special registration plate
538 designed by the commissioner which recognizes, supports, and honors the men and women of
539 law-enforcement and includes the words "Back the Blue". Upon appropriate application, the
540 division shall issue to any member of a municipal police department, sheriff's department, the
541 State Police, or the law-enforcement division of the Division of Natural Resources who has been
542 wounded in the line of duty and awarded a Purple Heart in recognition thereof by the West Virginia
543 Chiefs of Police Association, the West Virginia Sheriffs' Association, the West Virginia Troopers
544 Association, or the Division of Natural Resources a special registration plate for one vehicle titled
545 in the name of the qualified applicant with an insignia appropriately designed by the
546 commissioner.

547 (B) For special registration plates supporting law-enforcement officers, the division shall
548 charge a special initial application fee of \$10 in addition to all other fees required by law. This
549 special fee shall be collected by the division and deposited in the State Road Fund. An annual
550 fee of \$15 shall be charged for each plate supporting law-enforcement officers in addition to all
551 other fees required by this chapter.

552 (C) Registration plates issued pursuant to this subdivision to survivors of wounds received
553 in the line of duty as a member with a West Virginia law-enforcement agency are exempt from
554 the registration fees otherwise required by the provisions of this chapter. A surviving spouse may
555 continue to use his or her deceased spouse's special registration plate until the surviving spouse
556 dies, remarries, or does not renew the plate. Survivors of wounds received in the line of duty as
557 a member with a West Virginia law-enforcement agency may obtain a license plate as described
558 in this subdivision for use on a passenger vehicle titled in the name of the qualified applicant. The
559 division shall charge a one-time fee of \$10 to be deposited into the State Road Fund, in addition
560 to all other fees required by this chapter, for the second plate.

561 (42) The division may issue a special registration plate for persons who are Native-
562 Americans and residents of this state:

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

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

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

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

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

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

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

581 (44) The division may issue special registration plates recognizing and honoring breast
582 cancer survivors. The division may also issue special registration plates to support a cure for
583 childhood cancer:

584 (A) Upon appropriate application, the division may issue a special registration plate
585 designed by the commissioner to recognize and honor breast cancer survivors, such plate to
586 incorporate somewhere in the design the "pink ribbon emblem", for any number of vehicles titled
587 in the name of the applicant. Upon appropriate application, the division may also issue a special
588 registration plate designed by the commissioner to support a cure for childhood cancer, such plate

589 to incorporate somewhere in the design the gold ribbon emblem with “WV Kids Cancer Crusaders”
590 below or next to the emblem and “Cure Childhood Cancer” at the bottom of the plate, for any
591 number of vehicles titled in the name of the applicant.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

641 designed by the commissioner in consultation with the West Virginia Bar Association for any
642 number of vehicles titled in the name of the qualified applicant. Persons desiring the special
643 registration plate shall offer sufficient proof of membership in the West Virginia Bar Association.

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

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

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

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

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

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

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

661 (A) Upon appropriate application, the division shall issue a special registration plate
662 depicting and displaying coal miners in mining activities as prescribed and designated by the
663 commissioner and the board of the National Coal Heritage Area Authority. The division may also
664 issue registration plates with the words "Friends of Coal".

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

667 Road Fund.

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

670 (D) The provisions of §17A-3-14(d) of this code are not applicable for the issuance of
671 license plates designated by this subdivision.

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

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

678 (B) The division shall charge a special initial application fee of \$10 in addition to all other
679 fees required by law. This special fee shall be collected by the division and deposited in the State
680 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 (53) The division may issue special registration plates to present and former Boy Scouts
684 who have achieved Eagle Scout status as follows:

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

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 deposited in the State Road Fund.

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

693 (54) The division may issue special registration plates recognizing and memorializing
694 victims of domestic violence:

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

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

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

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

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

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

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

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

716 (A) Upon appropriate application, the division may issue a special registration plate
717 designed by the commissioner in consultation with the Sons of the American Revolution for any
718 number of vehicles titled in the name of the qualified applicant. Persons desiring the special

719 registration plate shall offer sufficient proof of membership in the Sons of the American
720 Revolution.

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

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

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

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

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

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

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

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

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

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

748 (D) The provisions of §17A-3-14(d) of this code are not applicable for the issuance of
749 special license plates designated by this subdivision.

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

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

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

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

760 (D) The provisions of §17A-3-14(d) of this code are not applicable for the issuance of
761 special license plates designated by this subdivision.

762 (60) Upon approval by the commissioner of an appropriate application, and upon all
763 requirements of this subdivision being satisfied, the division may issue special registration plates
764 for Class A and Class G motor vehicles to members of an organization for which a special
765 registration plate has not been issued pursuant to any other subdivision in this subsection prior to
766 January 1, 2010, in accordance with the provisions of this subdivision:

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

770 (i) The organization must be a nonprofit organization organized and existing under Section

771 501(c)(3) of Title 26 of the Internal Revenue Code and based, headquartered, or have a chapter
772 in West Virginia;

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

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

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

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

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

786 (B) Beginning July 1, 2010, an organization requesting the creation and issuance of a
787 special registration plate may make application with the division. The application shall include
788 sufficient information, as determined by the commissioner, to determine whether the special
789 registration plate requested and the organization making the application meet all of the
790 requirements set forth in this subdivision. The application shall also include a proposed design,
791 including lettering, logo, image, or message to be placed on the registration plate. The
792 commissioner shall notify the organization of the commissioner's approval or disapproval of the
793 application.

794 (C)(i) The commissioner may not begin the design or production of any license plates
795 authorized and approved pursuant to this subdivision until the organization which applied for the
796 special registration plate has collected and submitted collectively to the division applications

797 completed by at least 250 persons and collectively deposited with the division all fees necessary
798 to cover the first year's basic registration, one-time design and manufacturing costs, and to cover
799 the first year additional annual fee for all of the applications submitted.

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

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

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

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

815 (G) The commissioner shall discontinue the issuance or renewal of the registration of any
816 special plate issued pursuant to this subdivision if:

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

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

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

823 (1) The commissioner may not begin the design or production of any license plates for
824 which eligibility is based on membership or affiliation with a particular private organization until at
825 least 100 persons complete an application and deposit with the organization a check to cover the
826 first year's basic registration, one-time design and manufacturing costs, and to cover the first year
827 additional annual fee. If the organization fails to submit the required number of applications with
828 attached checks within six months of the effective date of the original authorizing legislation, the
829 plate will not be produced and will require legislative reauthorization: *Provided*, That an
830 organization or group that is unsuccessful in obtaining the minimum number of applications may
831 not request reconsideration of a special plate until at least two years have passed since the
832 effective date of the original authorization: *Provided, however*, That the provisions of this
833 subdivision are not applicable to the issuance of plates authorized pursuant to §17A-3-14(c)(60)
834 of this code.

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

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

848 (2) A surviving spouse may continue to use his or her deceased spouse's prisoner of war

849 license plate or Congressional Medal of Honor license plate until the surviving spouse dies,
850 remarries, or does not renew the license plate.

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

856 (f) The division may issue special 10-year registration plates as follows:

857 (1) The commissioner may issue or renew for a period of no more than 10 years any
858 registration plate exempted from registration fees pursuant to any provision of this code or any
859 restricted use antique motor vehicle license plate authorized by §17A-10-3a of this code:
860 *Provided*, That the provisions of this subsection do not apply to any person who has had a special
861 registration suspended for failure to maintain motor vehicle liability insurance as required by
862 §17D-2A-3 of this code or failure to pay personal property taxes as required by §17A-3-3a of this
863 code.

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

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

870 (h) The commissioner may, in his or her discretion, issue a registration plate of
871 reflectorized material suitable for permanent use on motor vehicles, trailers, and semitrailers,
872 together with appropriate devices to be attached to the registration to indicate the year for which
873 the vehicles have been properly registered or the date of expiration of the registration. The design
874 and expiration of the plates shall be determined by the commissioner. The commissioner shall,

875 whenever possible and cost effective, implement the latest technology in the design, production,
876 and issuance of registration plates, indices of registration renewal and vehicle ownership
877 documents, including, but not limited to, offering Internet renewal of vehicle registration and the
878 use of bar codes for instant identification of vehicles by scanning equipment to promote the
879 efficient and effective coordination and communication of data for improving highway safety,
880 aiding law enforcement, and enhancing revenue collection.

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

886 (j) The division shall, upon request of a qualifying applicant, exempt one nonexempt
887 military special registration plate per qualifying applicant from all registration fees. For purposes
888 of this subsection:

889 (1) "Exempt military special registration plate" means a special registration plate related
890 to military service that is issued pursuant to this section for which registration fees are exempt
891 pursuant to this section or §17A-10-8 of this code, including, but not limited to, a special
892 registration plate issued to one of the following:

893 (A) A disabled veteran pursuant to §17A-3-14(c)(6), §17A-10-8(4), or §17A-10-8(5) of this
894 code;

895 (B) A recipient of the Purple Heart medal pursuant to §17A-3-14(c)(7) of this code;

896 (C) A survivor of the attack on Pearl Harbor pursuant to §17A-3-14(c)(8) of this code;

897 (D) A former prisoner of war pursuant to §17A-10-8(6) of this code; or

898 (E) A recipient of the Congressional Medal of Honor pursuant to §17A-10-8(7) of this code.

899 (2) "Nonexempt military special registration plate" means a special registration plate
900 related to military service that is issued pursuant to this section for which registration fees are not

901 exempt pursuant to this section or §17A-10-8 of this code, including, but not limited to, special
902 registration plate issued to one of the following:

903 (A) A member of the National Guard forces pursuant to §17A-3-14(c)(3) of this code;

904 (B) An honorably discharged veteran pursuant to §17A-3-14(c)(5) or §17A-3-14(c)(21) of
905 this code;

906 (C) An honorably discharged Marine Corps League member pursuant to §17A-3-14(c)(13)
907 of this code;

908 (D) A member of a military organization pursuant to §17A-3-14(c)(14) of this code;

909 (E) A recipient of the Navy Cross, Distinguished Service Cross, Distinguished Flying
910 Cross, Air Force Cross, Bronze Star, Silver Star, or Air Medal pursuant to §17A-3-14(c)(20) of this
911 code;

912 (F) A recipient of the Combat Infantry Badge or the Combat Medic Badge pursuant to
913 §17A-3-14(c)(29) of this code;

914 (G) An honorably discharged female veteran pursuant to §17A-3-14(c)(33) of this code;

915 (H) A person retired from any branch of the armed services of the United States pursuant
916 to §17A-3-14(c)(36) of this code; or

917 (I) A member of the 82nd Airborne Division Association pursuant to §17A-3-14(c)(40) of
918 this code.

919 (3) "Qualifying applicant" means an applicant who qualifies for an exempt military special
920 registration plate, and who also qualifies for a nonexempt military special registration plate, who
921 requests that the division issue one such nonexempt military special registration plate instead of
922 such exempt military special registration plate in order to have such nonexempt military special
923 registration plate be exempt from the payment of registration fees.

NOTE: The purpose of this bill is to exempt disabled veterans with any percentage of disability from the payment of registration fees under the provisions of this chapter.

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