

# **WEST VIRGINIA LEGISLATURE**

## **2023 REGULAR SESSION**

**Introduced**

### **House Bill 2389**

By Delegate Longanacre

[Introduced January 11, 2023; Referred to the  
Committee on Technology and Infrastructure then  
Government Organization]

1 A BILL to amend and reenact §17A-3-14 of the Code of West Virginia, 1931, as amended; and to  
 2 amend said code by adding thereto a new article, designated §17B-2C-1, §17B-2C-2,  
 3 §17B-2C-3, §17B-2C-4, §17B-2C-5, and §17B-2C-6, all relating to establishing a special  
 4 plate with a medical condition diagnosis for persons with medical conditions affecting  
 5 speech, mobility, or other motor functions; providing for a short title; providing for obtaining  
 6 a medical condition designated driver’s license, providing for obtaining a medical condition  
 7 designated license plate; providing for confidentiality of medical records; providing for rule-  
 8 making authority; and providing for an effective date.

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

**CHAPTER 17A. MOTOR VEHICLE ADMINISTRATION, REGISTRATION,  
 CERTIFICATE OF TITLE, AND ANTITHEFT PROVISIONS.**

**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 the  
 5 registration number assigned to the vehicle for which it is issued; the name of this state, which may  
 6 be abbreviated; and the year number for which it is issued or the date of expiration of the plate.

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

10 the date of expiration.

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

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

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

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

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

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

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

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

38 (A) Upon receipt of an application on a form prescribed by the division and receipt of  
39 written evidence from the chief executive officer of the Army National Guard or Air National Guard,  
40 as appropriate, or the commanding officer of any United States armed forces reserve unit that the  
41 applicant is a member thereof, the division shall issue to any member of the National Guard of this  
42 state or a member of any reserve unit of the United States armed forces a special registration plate  
43 designed by the commissioner for any number of Class A motor vehicles owned by the member.  
44 Upon presentation of written evidence of retirement status, retired members of this state's Army or  
45 Air National Guard, or retired members of any reserve unit of the United States armed forces, are  
46 eligible to purchase the special registration plate issued pursuant to this subdivision.

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

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

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

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

60 (B) The commissioner shall propose rules for legislative approval in accordance with the  
61 provisions of §29A-1-1 *et seq.* of this code regarding the orderly distribution of the plates:

62 *Provided*, That for purposes of this subdivision, the registration plates requested and issued shall  
63 include all plates bearing the numbers two through 2,000.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

114 the Division of Motor Vehicles.

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

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

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

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

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

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

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

140 educational organization may also collect a fee for marketing the special registration plates.

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

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

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

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

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

161 (A) Any owner of a motor vehicle who is a resident of the State of West Virginia and who is  
162 a certified firefighter may apply for a special license plate which bears the insignia of the  
163 profession, for any number of Class A vehicles titled in the name of the qualified applicant. Any  
164 insignia shall be designed by the commissioner. License plates issued pursuant to this subdivision  
165 shall bear the requested insignia pursuant to the provisions of this article. Upon presentation of

166 written evidence of certification as a certified firefighter, certified firefighters are eligible to  
167 purchase the special registration plate issued pursuant to this subdivision.

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

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

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

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

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

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

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

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

192 other fees required by this chapter. This special fee is to compensate the Division of Motor  
193 Vehicles for additional costs and services required in the issuing of the special registration and  
194 shall be collected by the division and deposited in the State Road Fund: *Provided*, That nothing in  
195 this section may be construed to exempt any veteran from any other provision of this chapter.

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

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

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

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

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

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

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

216 (A) Upon appropriate application, the division shall issue a special registration plate  
217 displaying a species of West Virginia wildlife which shall display a species of wildlife native to West

218 Virginia as prescribed and designated by the commissioner and the Director of the Division of  
219 Natural Resources.

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

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

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

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

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

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

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

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

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

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

255 (19) Racing theme special registration plates:

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

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

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

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

267 (A) Upon appropriate application, the division shall issue to any recipient of the Navy  
268 Cross, Distinguished Service Cross, Distinguished Flying Cross, Air Force Cross, Silver Star,  
269 Bronze Star, or Air Medal, a registration plate for any number of vehicles titled in the name of the

270 qualified applicant bearing letters or numbers. A separate registration plate shall be designed by  
271 the Commissioner of the Division of Motor Vehicles for each award that denotes that those  
272 individuals who are granted this special registration plate are recipients of the Navy Cross,  
273 Distinguished Service Cross, Distinguished Flying Cross, Air Force Cross, Silver Star, Bronze  
274 Star, or Air Medal as applicable.

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

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

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

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

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

295 (C) A surviving spouse may continue to use his or her deceased spouse's honorably

296 discharged veterans' registration plate until the surviving spouse dies, remarries, or does not  
297 renew the special registration plate.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

400 required by this chapter.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

478 other provision of this chapter.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

527 (41) The division may issue special registration plates supporting law-enforcement  
528 officers, and 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 as follows:

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

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

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

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

555 (A) Upon appropriate application, the division shall issue to an applicant who is a Native-

556 American resident of West Virginia a registration plate for a vehicle titled in the name of the  
557 applicant with an insignia designed by the Commissioner of the Division of Motor Vehicles to  
558 designate the recipient as a Native-American.

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

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

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

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

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

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

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

576 (A) Upon appropriate application, the division may issue a special registration plate  
577 designed by the commissioner to recognize and honor breast cancer survivors, such plate to  
578 incorporate somewhere in the design the "pink ribbon emblem", for any number of vehicles titled in  
579 the name of the applicant. Upon appropriate application, the division may also issue a special  
580 registration plate designed by the commissioner to support a cure for childhood cancer, such plate  
581 to incorporate somewhere in the design the gold ribbon emblem with "WV Kids Cancer Crusaders"

582 below or next to the emblem and “Cure Childhood Cancer” at the bottom of the plate, for any  
583 number of vehicles titled in the name of the applicant.

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

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

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

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

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

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

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

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

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

607 (C) The division shall charge an annual fee of \$15 for each special registration plate in

608 addition to all other fees required by this chapter.

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

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

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

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

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

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

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

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

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

632 (A) Upon appropriate application, the division may issue a special registration plate  
633 designed by the commissioner in consultation with the West Virginia Bar Association for any

634 number of vehicles titled in the name of the qualified applicant. Persons desiring the special  
635 registration plate shall offer sufficient proof of membership in the West Virginia Bar Association.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

685 (54) The division may issue special registration plates recognizing and memorializing

686 victims of domestic violence:

687 (A) Upon appropriate application, the division may issue a special registration plate  
688 designed by the commissioner to recognize and memorialize victims of domestic violence, such  
689 plate to incorporate somewhere in the design the “purple ribbon emblem”, for any number of  
690 vehicles titled in the name of the applicant.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

738 Road Fund.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

790 first year additional annual fee for all of the applications submitted.

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

808 (i) The number of valid registrations for the specialty plate falls below 250 plates for at least  
809 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 are not applicable to the issuance of plates authorized pursuant to §17A-3-14(c)(60) of  
825 this code.

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 to  
829 cover the first year's basic registration fee, one-time design and manufacturing fee, and additional  
830 annual fee if applicable. If the commissioner fails to receive the required number of applications  
831 within six months of the effective date of the original authorizing legislation, the plate will not be  
832 produced and will require legislative reauthorization: *Provided*, That if the minimum number of  
833 applications is not satisfied within the six months of the effective date of the original authorizing  
834 legislation, a person may not request reconsideration of a special plate until at least two years  
835 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 a  
837 free recipient of the Congressional Medal of Honor license plate for a vehicle titled in the name of  
838 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 of  
844 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 plate.

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

847 (1) The commissioner may issue or renew for a period of no more than 10 years any  
848 registration plate exempted from registration fees pursuant to any provision of this code or any  
849 restricted use antique motor vehicle license plate authorized by §17A-10-3a of this code:  
850 *Provided*, That the provisions of this subsection do not apply to any person who has had a special  
851 registration suspended for failure to maintain motor vehicle liability insurance as required by §17D-  
852 2A-3 of this code or failure to pay personal property taxes as required by §17A-3-3a of this code.

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

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

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

868 efficient and effective coordination and communication of data for improving highway safety,  
869 aiding law enforcement, and enhancing revenue collection.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

900 (F) A recipient of the Combat Infantry Badge or the Combat Medic Badge pursuant to  
901 §17A-3-14(c)(29) of this code;

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

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

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

907 (3) "Qualifying applicant" means an applicant who qualifies for an exempt military special  
908 registration plate, and who also qualifies for a nonexempt military special registration plate, who  
909 requests that the division issue one such nonexempt military special registration plate instead of  
910 such exempt military special registration plate in order to have such nonexempt military special  
911 registration plate be exempt from the payment of registration fees.

912 (k) The commissioner shall design a license plate, in any color scheme and with any  
913 designation, to provide law-enforcement notice that the driver of the vehicle has a medical  
914 condition that affects speech, mobility, or other motor functions. The plate shall follow current  
915 vehicle classifications and standard pricing: *Provided*, That the commissioner may not charge  
916 more for special medical designation plate than a standard plate in this state. The commissioner  
917 may issue up to two plates per applicant for the primary vehicles a person with a medical condition  
918 operates.

**CHAPTER 17B. MOTOR VEHICLE DRIVER’S LICENSES.**

**ARTICLE 2C. JEFF JONES MEDICAL LICENSE DESIGNATION ACT.**

**§17B-2C-1. Short title.**

1 This article may be cited as the “Jeff Jones Act.”

**§17B-2C-2. Legislative intent.**

1 (a) The Legislature finds that medical conditions may affect a person’s speech, mobility,  
2 emotional reactions, or other basic motor functions to the detriment of the individual when  
3 encountering law-enforcement.

4 (b) The Legislature finds that a designation on the driver’s license and license plate of a  
5 driver is prudent to notify law enforcement of a person’s medical condition that may adversely  
6 affect speech, mobility, or other motor functions.

**§17B-2C-3. Driver’s license with medical condition designation.**

1 (a) The commissioner shall design and place on the driver’s license of anyone with a  
2 medical condition that affects speech, mobility, or other motor functions of a driver with a known  
3 medical condition a medical condition designation: *Provided*, That the person is permitted to  
4 operate a motor vehicle in this state with or without restrictions pursuant to §17B-2-1 *et seq.* of this  
5 code.

6 (b) Prior to issuing a driver’s license with a medical designation, the commissioner shall  
7 require documentation indicating that the person suffers from a condition, the condition affects the  
8 person’s speech, mobility, or other motor functions, the documentation is from a qualified  
9 physician, and the physician is the person’s primary physician treating the condition.

10 (c) All medical record information shall be kept confidential pursuant to the provisions in  
11 §17B-2C-5 of this code.

12 (d) The commissioner may not charge any fees for a license with a medical condition  
13 designation: *Provided*, That standard driver’s license fees shall still apply pursuant to §17B-2-1 *et*

14 seq. of this code.

**§17B-2C-4. License plate medical condition designations.**

1 (a) The commissioner shall design, in any color scheme or graphic, a designation to use for  
2 motor vehicles titled and registered as the primary vehicle of a person with a medical condition that  
3 affects speech, mobility, or other motor functions of the driver. Any plate issued to a person with a  
4 medical condition designation shall be issued pursuant to the provisions of §17A-3-2 and §17-3-14  
5 of this code.

6 (b) The commissioner shall require documentation pursuant to §17B-2C-3(b) to verify that  
7 a medical condition is present.

8 (c) All medical record information shall be kept confidential pursuant to the provisions in  
9 §17B-2C-5 of this code.

**§17B-2C-5. Confidentiality of medical records.**

1 All information relating to medical conditions is confidential and may be retained on file in a  
2 secure location to ensure the medical designation remains on a person’s driver’s license when the  
3 person renews the license. Information retained relating to medical conditions cannot be used for  
4 any other purpose than the purpose provided in this article. All records are subject to federal and  
5 state laws protecting such information and ensuring it is not used for an improper purpose.

**§17B-2C-6. Effective date; rulemaking.**

1 The commission may establish any rule, form, application, or other means necessary  
2 pursuant to §29A-3-1 et seq. of this code to ensure the provisions of this article are in effect by  
3 January 1, 2024.

NOTE: The purpose of this bill is to permit the commissioner of Motor Vehicles to design a license plate and a driver’s license with a specific medical condition designation to notify law enforcement the operator has a medical condition affecting speech, mobility, or other motor functions.

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