

**H. B. 2286**

(By Delegate Armstead)  
[Introduced January 12, 2011; referred to the  
Committee on Roads and Transportation then Finance.]

**FISCAL  
NOTE**

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

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

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

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

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

(a) The division upon registering a vehicle shall issue to the

1 owner one registration plate for a motorcycle, trailer, semitrailer  
2 or other motor vehicle.

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

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

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

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

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

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

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

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

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

1 or her spouse.

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

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

7 (A) Upon receipt of an application on a form prescribed by the  
8 division and receipt of written evidence from the chief executive  
9 officer of the Army National Guard or Air National Guard, as  
10 appropriate, or the commanding officer of any United States Armed  
11 Forces reserve unit that the applicant is a member thereof, the  
12 division shall issue to any member of the National Guard of this  
13 state or a member of any reserve unit of the United States Armed  
14 Forces a special registration plate designed by the commissioner  
15 for any number of Class A motor vehicles owned by the member. Upon  
16 presentation of written evidence of retirement status, retired  
17 members of this state's Army or Air National Guard, or retired  
18 members of any reserve unit of the United States Armed Forces, are  
19 eligible to purchase the special registration plate issued pursuant  
20 to this subdivision.

21 (B) The division shall charge an initial application fee of  
22 \$10 for each special registration plate issued pursuant to this  
23 subdivision, which is in addition to all other fees required by  
24 this chapter. Except as otherwise provided herein, effective July

1 1, 2007, all fees currently held in the special revolving fund used  
2 in the administration of this section and all fees collected by the  
3 division shall be deposited in the State Road Fund.

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

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

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

16 (B) The commissioner shall propose rules for legislative  
17 approval in accordance with the provisions of chapter twenty-nine-a  
18 of this code regarding the orderly distribution of the plates:  
19 *Provided*, That for purposes of this subdivision, the registration  
20 plates requested and issued shall include all plates bearing the  
21 numbers two through two thousand.

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

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

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

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

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

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

23           (A) Upon appropriate application, the division shall issue to  
24 any disabled veteran who is exempt from the payment of registration

1 fees under the provisions of this chapter a registration plate for  
2 a vehicle titled in the name of the qualified applicant which bears  
3 the letters "DV" in red and also the regular identification  
4 numerals in red.

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

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

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

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

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

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

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

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

15 (A) Upon appropriate application, the owner of a motor vehicle  
16 who was enlisted in any branch of the armed services that  
17 participated in and survived the attack on Pearl Harbor on December  
18 7, 1941, the division shall issue a special registration plate for  
19 a vehicle titled in the name of the qualified applicant. The  
20 registration plate shall be designed by the Commissioner of Motor  
21 Vehicles.

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



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

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

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

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

1 commissioner.

2 (B) The commissioner shall propose rules for legislative  
3 approval in accordance with the provisions of article three,  
4 chapter twenty-nine-a of this code regarding the procedures for and  
5 approval of special registration plates issued pursuant to this  
6 subdivision.

7 (C) The commissioner shall set an appropriate fee to defray  
8 the administrative costs associated with designing and  
9 manufacturing special registration plates for a nonprofit  
10 charitable or educational organization. The nonprofit charitable  
11 or educational organization shall collect this fee and forward it  
12 to the division for deposit in the State Road Fund. The nonprofit  
13 charitable or educational organization may also collect a fee for  
14 marketing the special registration plates.

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

17 (A) Any owner of a motor vehicle who is a resident of the  
18 State of West Virginia and who is a certified paramedic or  
19 emergency medical technician, a member of a paid fire department,  
20 a member of the state Fire Commission, the state Fire Marshal, the  
21 state Fire Marshal's assistants, the state Fire Administrator and  
22 voluntary rescue squad members may apply for a special license  
23 plate for any number of Class A vehicles titled in the name of the  
24 qualified applicant which bears the insignia of the profession,

1 group or commission. Any insignia shall be designed by the  
2 commissioner. License plates issued pursuant to this subdivision  
3 shall bear the requested insignia in addition to the registration  
4 number issued to the applicant pursuant to the provisions of this  
5 article.

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

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

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

20 (A) Any owner of a motor vehicle who is a resident of the  
21 State of West Virginia and who is a certified firefighter may apply  
22 for a special license plate which bears the insignia of the  
23 profession, for any number of Class A vehicles titled in the name  
24 of the qualified applicant. Any insignia shall be designed by the

1 commissioner. License plates issued pursuant to this subdivision  
2 shall bear the requested insignia pursuant to the provisions of  
3 this article. Upon presentation of written evidence of  
4 certification as a certified firefighter, certified firefighters  
5 are eligible to purchase the special registration plate issued  
6 pursuant to this subdivision.

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

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

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

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

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

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

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

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

23 (C) A surviving spouse may continue to use his or her deceased  
24 spouse's honorably discharged Marine Corps League license plate

1 until the surviving spouse dies, remarries or does not renew the  
2 license plate.

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

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

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

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

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

1 military organization registration plate.

2 (15) The division may issue special nongame wildlife  
3 registration plates and special wildlife registration plates as  
4 follows:

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

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

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

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

23 (A) Upon appropriate application, the division shall issue to  
24 any person who is a duly qualified member of the Silver Haired

1 Legislature a specialized registration plate which bears  
2 recognition of the applicant as a member of the Silver Haired  
3 Legislature.

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

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

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

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



1 Commissioner of the Division of Motor Vehicles.

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

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

11 (19) Racing theme special registration plates:

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

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

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

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

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

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

22           (C) A surviving spouse may continue to use his or her deceased  
23 spouse's Navy Cross, Distinguished Service Cross, Distinguished  
24 Flying Cross, Air Force Cross, Silver Star, Bronze Star or Air

1 Medal special registration plate until the surviving spouse dies,  
2 remarries or does not renew the special registration plate.

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

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

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

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

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

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

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

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

1 section to receive the discounted registration fee every two years.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

1 section, the time period for the Nemesis Shrine to comply with the  
2 minimum one hundred prepaid applications is hereby extended to  
3 January 15, 2005.

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

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

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

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

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

21 (A) Upon appropriate application, the division shall issue a  
22 special registration plate designed by the commissioner for any  
23 number of vehicles titled in the name of the qualified applicant.

24 Persons desiring the special registration plate shall offer



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

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

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

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

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

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

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

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

1 former members of the Legislature as follows:

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

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

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

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

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

23       (B) An annual fee of \$25 shall be charged for each democratic  
24 state or county executive committee member registration plate in

1 addition to all other fees required by this chapter. All annual  
2 fees collected for each special plate issued under this subdivision  
3 shall be deposited into the State Road Fund.

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

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

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

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

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

1 Motor Vehicles to designate the recipient as a woman veteran.

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

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

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

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

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

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

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

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

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

24           (B) A special initial application fee of \$10 shall be charged

1 in addition to all other fees required by law. This special fee  
2 shall be collected by the division and deposited in the State Road  
3 Fund: *Provided*, That nothing in this section may be construed to  
4 exempt any registrants from any other provision of this chapter.

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

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

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

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

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

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

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

1 words, at the discretion of the commissioner.

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

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

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

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

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

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

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

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

1 commissioner.

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

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

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

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

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



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

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

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

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

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

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

1 applicant with an insignia designed by the Commissioner of the  
2 Division of Motor Vehicles to designate the recipient as a Native  
3 American.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

24 (46) The commissioner may issue special registration plates

1 for whitewater rafting enthusiasts as follows:

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

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

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

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

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

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

24 (C) An annual fee of \$15 shall be charged for each plate in

1 addition to all other fees required by this chapter.

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

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

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

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

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

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

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

1 State Road Fund.

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

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

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

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

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

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

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

23 (B) The division shall charge a special initial application  
24 fee of \$10 in addition to all other fees required by law. This

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

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

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

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

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

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

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

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

1 Persons desiring the special registration plate shall offer  
2 sufficient proof of achievement of Eagle Scout status.

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

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

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

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

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

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

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

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



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

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

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

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

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

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

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

24 (57) The commissioner may issue special registration plates

1 for horse enthusiasts as follows:

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

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

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

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

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

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

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

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

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

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

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

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

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

24           (60) Upon approval by the commissioner of an appropriate

1 application, and upon all requirements of this subdivision being  
2 satisfied, the division may issue special registration plates for  
3 class A and class G motor vehicles to members of an organization  
4 for which a special registration plate has not been issued pursuant  
5 to any other subdivision in this subsection prior to January 1,  
6 2010, in accordance with the provisions of this subdivision.

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

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

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

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

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

1 (v) The name of the organization may not be the name of a  
2 special product or brand name, and may not be construed, as  
3 determined by the commissioner, as promoting a product or brand  
4 name; and

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

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

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

1 completed by at least two hundred fifty persons and collectively  
2 deposited with the division all fees necessary to cover the first  
3 year's basic registration, one-time design and manufacturing costs  
4 and to cover the first year additional annual fee for all of the  
5 applications submitted.

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

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

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

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

1 titled in the name of a qualified registration plate applicant.

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

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

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

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

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

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

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

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



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

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

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

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

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

1 had a special registration suspended for failure to maintain motor  
2 vehicle liability insurance as required by section three, article  
3 two-a, chapter seventeen-d of this code or failure to pay personal  
4 property taxes as required by section three-a of this article.

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

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

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

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

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

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

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