

Senate Bill No. 118

(By Senators Jenkins, Fitzsimmons,
McCabe and Williams)

[Introduced February 13, 2013;
referred to the Committee on Transportation and Infrastructure;
and then to the Committee on Finance.]

A BILL to amend and reenact §17A-3-14 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Motor Vehicles to issue a special I Support Veterans license plate; and establishing fees.

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.

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

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

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

11 (2) Every registration plate and the required letters and
12 numerals on the plate shall be of sufficient size to be plainly
13 readable from a distance of one hundred feet during daylight:
14 *Provided*, That the requirements of this subdivision shall not

15 apply to the year number for which the plate is issued or the
16 date of expiration.

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

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

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

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

26 (A) Upon appropriate application, the division shall issue
27 to the Secretary of State, State Superintendent of Schools,
28 Auditor, Treasurer, Commissioner of Agriculture and the
29 Attorney General, the members of both houses of the
30 Legislature, including the elected officials of both houses of
31 the Legislature, the justices of the Supreme Court of Appeals
32 of West Virginia, the representatives and senators of the state

33 in the Congress of the United States, the judges of the West
34 Virginia circuit courts, active and retired on senior status, the
35 judges of the United States district courts for the State of
36 West Virginia and the judges of the United States Court of
37 Appeals for the fourth circuit, if any of the judges are
38 residents of West Virginia, a special registration plate for a
39 Class A motor vehicle and a special registration plate for a
40 Class G motorcycle owned by the official or his or her
41 spouse: *Provided*, That the division may issue a Class A
42 special registration plate for each vehicle titled to the official
43 and a Class G special registration plate for each motorcycle
44 titled to the official.

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

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

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

57 (A) Upon receipt of an application on a form prescribed
58 by the division and receipt of written evidence from the chief
59 executive officer of the Army National Guard or Air
60 National Guard, as appropriate, or the commanding officer
61 of any United States armed forces reserve unit that the
62 applicant is a member thereof, the division shall issue to any
63 member of the National Guard of this state or a member of
64 any reserve unit of the United States armed forces a special
65 registration plate designed by the commissioner for any
66 number of Class A motor vehicles owned by the member.
67 Upon presentation of written evidence of retirement status,
68 retired members of this state's Army or Air National Guard,
69 or retired members of any reserve unit of the United States

70 armed forces, are eligible to purchase the special registration
71 plate issued pursuant to this subdivision.

72 (B) The division shall charge an initial application fee of
73 \$10 for each special registration plate issued pursuant to this
74 subdivision, which is in addition to all other fees required by
75 this chapter. Except as otherwise provided herein, effective
76 July 1, 2007, all fees currently held in the special revolving
77 fund used in the administration of this section and all fees
78 collected by the division shall be deposited in the State Road
79 Fund.

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

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

86 (A) Upon appropriate application, any owner of a motor
87 vehicle subject to Class A registration, or a motorcycle

88 subject to Class G registration, as defined by this article, may
89 request that the division issue a registration plate bearing
90 specially arranged letters or numbers with the maximum
91 number of letters or numbers to be determined by the
92 commissioner. The division shall attempt to comply with the
93 request wherever possible.

94 (B) The commissioner shall propose rules for legislative
95 approval in accordance with the provisions of chapter
96 twenty-nine-a of this code regarding the orderly distribution
97 of the plates: *Provided*, That for purposes of this
98 subdivision, the registration plates requested and issued shall
99 include all plates bearing the numbers two through two
100 thousand.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

193 (A) Approved nonprofit charitable and educational
194 organizations previously authorized under the prior
195 enactment of this subdivision may accept and collect
196 applications for special registration plates from owners of

197 Class A motor vehicles together with a special annual fee of
198 \$15, which is in addition to all other fees required by this
199 chapter. The applications and fees shall be submitted to the
200 Division of Motor Vehicles with the request that the division
201 issue a registration plate bearing a combination of letters or
202 numbers with the organizations' logo or emblem, with the
203 maximum number of letters or numbers to be determined by
204 the commissioner.

205 (B) The commissioner shall propose rules for legislative
206 approval in accordance with the provisions of article three,
207 chapter twenty-nine-a of this code regarding the procedures
208 for and approval of special registration plates issued pursuant
209 to this subdivision.

210 (C) The commissioner shall set an appropriate fee to
211 defray the administrative costs associated with designing and
212 manufacturing special registration plates for a nonprofit
213 charitable or educational organization. The nonprofit
214 charitable or educational organization shall collect this fee

215 and forward it to the division for deposit in the State Road
216 Fund. The nonprofit charitable or educational organization
217 may also collect a fee for marketing the special registration
218 plates.

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

221 (A) Any owner of a motor vehicle who is a resident of
222 the State of West Virginia and who is a certified paramedic
223 or emergency medical technician, a member of a paid fire
224 department, a member of the State Fire Commission, the
225 State Fire Marshal, the State Fire Marshal's assistants, the
226 State Fire Administrator and voluntary rescue squad
227 members may apply for a special license plate for any
228 number of Class A vehicles titled in the name of the qualified
229 applicant which bears the insignia of the profession, group or
230 commission. Any insignia shall be designed by the
231 commissioner. License plates issued pursuant to this
232 subdivision shall bear the requested insignia in addition to

233 the registration number issued to the applicant pursuant to
234 the provisions of this article.

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

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

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

250 (A) Any owner of a motor vehicle who is a resident of
251 the State of West Virginia and who is a certified firefighter

252 may apply for a special license plate which bears the insignia
253 of the profession, for any number of Class A vehicles titled
254 in the name of the qualified applicant. Any insignia shall be
255 designed by the commissioner. License plates issued
256 pursuant to this subdivision shall bear the requested insignia
257 pursuant to the provisions of this article. Upon presentation
258 of written evidence of certification as a certified firefighter,
259 certified firefighters are eligible to purchase the special
260 registration plate issued pursuant to this subdivision.

261 (B) Each application submitted pursuant to this
262 subdivision shall be accompanied by an affidavit stating that
263 the applicant is justified in having a registration with the
264 requested insignia; proof of compliance with all laws of this
265 state regarding registration and licensure of motor vehicles;
266 and payment of all required fees. The firefighter certification
267 department, section or division of the West Virginia
268 University fire service extension shall notify the
269 commissioner in writing immediately when a firefighter

270 loses his or her certification. If a firefighter loses his or her
271 certification, the commissioner may not issue him or her a
272 license plate under this subsection.

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

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

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

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

289 (13) The division may issue honorably discharged
290 Marine Corps league members special registration plates as
291 follows:

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

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

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

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

312 (A) The division may issue a special registration plate for
313 the members of any military organization chartered by the
314 United States Congress upon receipt of a guarantee from the
315 organization of a minimum of one hundred applicants. The
316 insignia on the plate shall be designed by the commissioner.

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

322 (C) The division shall charge a special one-time initial
323 application fee of \$10 for each special license plate in

324 addition to all other fees required by this chapter. All initial
325 application fees collected by the division shall be deposited
326 into the State Road Fund: *Provided*, That nothing in this
327 section may be construed to exempt any veteran from any
328 other provision of this chapter.

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

333 (15) The division may issue special nongame wildlife
334 registration plates and special wildlife registration plates as
335 follows:

336 (A) Upon appropriate application, the division shall issue
337 a special registration plate displaying a species of West
338 Virginia wildlife which shall display a species of wildlife
339 native to West Virginia as prescribed and designated by the
340 commissioner and the Director of the Division of Natural
341 Resources.

342 (B) The division shall charge an annual fee of \$15 for
343 each special nongame wildlife registration plate and each
344 special wildlife registration plate in addition to all other fees
345 required by this chapter. All annual fees collected for
346 nongame wildlife registration plates and wildlife registration
347 plates shall be deposited in a special revenue account
348 designated the Nongame Wildlife Fund and credited to the
349 Division of Natural Resources.

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

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

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

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

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

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

377 (A) Upon appropriate application, there shall be issued
378 to any honorably discharged veteran of any branch of the

379 armed services of the United States a special registration
380 plate for any number of motorcycles subject to Class G
381 registration titled in the name of the qualified applicant with
382 an insignia designed by the Commissioner of the Division of
383 Motor Vehicles.

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

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

394 (19) Racing theme special registration plates:

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

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

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

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

412 (A) Upon appropriate application, the division shall issue
413 to any recipient of the Navy Cross, Distinguished Service
414 Cross, Distinguished Flying Cross, Air Force Cross, Silver
415 Star, Bronze Star or Air Medal, a registration plate for any

416 number of vehicles titled in the name of the qualified
417 applicant bearing letters or numbers. A separate registration
418 plate shall be designed by the Commissioner of Motor
419 Vehicles for each award that denotes that those individuals
420 who are granted this special registration plate are recipients
421 of the Navy Cross, Distinguished Service Cross,
422 Distinguished Flying Cross, Air Force Cross, Silver Star or
423 Bronze Star, or Air Medal as applicable.

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

430 (C) A surviving spouse may continue to use his or her
431 deceased spouse's Navy Cross, Distinguished Service Cross,
432 Distinguished Flying Cross, Air Force Cross, Silver Star,
433 Bronze Star or Air Medal special registration plate until the

434 surviving spouse dies, remarries or does not renew the
435 special registration plate.

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

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

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

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

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

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

466 (B) Each application submitted pursuant to this
467 subdivision shall be accompanied by an affidavit signed by
468 the applicant's fire chief, stating that the applicant is a
469 volunteer firefighter and justified in having a registration

470 plate with the requested insignia. The applicant must comply
471 with all other laws of this state regarding registration and
472 licensure of motor vehicles and must pay all required fees.

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

479 (23) The division may issue special registration plates
480 which reflect patriotic themes, including the display of any
481 United States symbol, icon, phrase or expression which
482 evokes patriotic pride or recognition.

483 (A) Upon appropriate application, the division shall issue
484 to an applicant a registration plate of the applicant's choice,
485 displaying a patriotic theme as provided in this subdivision,
486 for a vehicle titled in the name of the applicant. A series of
487 registration plates displaying patriotic themes shall be

488 designed by the Commissioner of Motor Vehicles for
489 distribution to applicants.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

540 (A) Upon appropriate application, the division may issue
541 a special registration plate designed by the commissioner for

542 any number of vehicles titled in the name of the qualified
543 applicant. Persons desiring the special registration plate
544 shall offer sufficient proof of membership in Nemesis Shrine.

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

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

551 (D) Notwithstanding the provisions of subsection (d) of
552 this section, the time period for the Nemesis Shrine to
553 comply with the minimum one hundred prepaid applications
554 is hereby extended to January 15, 2005.

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

558 (A) Upon appropriate application, the division shall issue
559 to any person who is a duly qualified volunteer or employee

560 of the American Red Cross a specialized registration plate
561 which bears recognition of the applicant as a volunteer or
562 employee of the American Red Cross for any number of
563 vehicles titled in the name of the qualified applicant.

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

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

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

573 (A) Upon appropriate application, the division shall issue
574 a special registration plate designed by the commissioner for
575 any number of vehicles titled in the name of the qualified
576 applicant. Persons desiring the special registration plate

577 shall offer sufficient proof that they have received either the
578 Combat Infantry Badge or the Combat Medic Badge.

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

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

585 (A) Upon appropriate application, the division shall issue
586 a special registration plate designed by the commissioner for
587 any number of vehicles titled in the name of the qualified
588 applicant. Persons desiring the special registration plate
589 shall offer sufficient proof of membership in the Knights of
590 Columbus.

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

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

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

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

603 (A) Upon appropriate application, the division shall issue
604 a special registration plate designed by the commissioner for
605 any number of vehicles titled in the name of the qualified
606 applicant. Persons desiring the special registration plate
607 shall offer sufficient proof of former service as an elected or
608 appointed member of the West Virginia House of Delegates
609 or the West Virginia Senate.

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

612 special fee shall be collected by the division and deposited in
613 the State Road Fund. The design of the plate shall indicate
614 total years of service in the Legislature.

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

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

619 (A) The division shall design and issue special
620 registration plates for use by democratic state or county
621 executive committee members. The design of the plates
622 shall include an insignia of a donkey and shall differentiate
623 by wording on the plate between state and county executive
624 committee members.

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

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

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

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

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

647 (A) Upon appropriate application, there shall be issued
648 to any female honorably discharged veteran, of any branch of

649 the armed services of the United States, a special registration
650 plate for any number of vehicles titled in the name of the
651 qualified applicant with an insignia designed by the
652 Commissioner of the Division of Motor Vehicles to
653 designate the recipient as a woman veteran.

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

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

664 (34) The division may issue special registration plates
665 bearing the logo, symbol, insignia, letters or words
666 demonstrating association with West Liberty State College

667 to any resident owner of a motor vehicle. Resident owners
668 may apply for the special license plate for any number of
669 Class A vehicles titled in the name of the applicant. The
670 special registration plates shall be designed by the
671 commissioner. Each application submitted pursuant to this
672 subdivision shall be accompanied by payment of a special
673 initial application fee of \$15, which is in addition to any
674 other registration or license fee required by this chapter. The
675 division shall charge an annual fee of \$15 for each special
676 registration plate in addition to all other fees required by this
677 chapter. All special fees shall be collected by the division
678 and deposited into the State Road Fund.

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

681 (A) Upon appropriate application, the division may issue
682 a special registration plate designed by the commissioner for
683 any number of vehicles titled in the name of the qualified
684 applicant. Persons desiring the special registration plate

685 shall offer sufficient proof of membership in the Harley
686 Owners Group.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

754 (A) The division may issue a special registration plate for
755 members of the 82nd Airborne Division Association upon
756 receipt of a guarantee from the organization of a minimum of

757 one hundred applicants. The insignia on the plate shall be
758 designed by the commissioner.

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

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

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

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

778 (A) Upon appropriate application, the division shall issue
779 to any member of a municipal police department, sheriff's
780 department, the State Police or the law-enforcement division
781 of the Division of Natural Resources who has been wounded
782 in the line of duty and awarded a Purple Heart in recognition
783 thereof by the West Virginia Chiefs of Police Association,
784 the West Virginia Sheriffs' Association, the West Virginia
785 Troopers Association or the Division of Natural Resources
786 a special registration plate for one vehicle titled in the name
787 of the qualified applicant with an insignia appropriately
788 designed by the commissioner.

789 (B) Registration plates issued pursuant to this subdivision
790 are exempt from the registration fees otherwise required by
791 the provisions of this chapter.

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

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

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

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

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

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

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

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

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

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

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

832 (A) Upon appropriate application, the division may issue
833 a special registration plate designed by the commissioner to
834 recognize and honor breast cancer survivors, such plate to
835 incorporate somewhere in the design the “pink ribbon
836 emblem”, for any number of vehicles titled in the name of
837 the applicant.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

899 (A) Upon appropriate application, the division may issue
900 a special registration plate designed by the commissioner in

901 consultation with the West Virginia Bar Association for any
902 number of vehicles titled in the name of the qualified
903 applicant. Persons desiring the special registration plate
904 shall offer sufficient proof of membership in the West
905 Virginia Bar Association.

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

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

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

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

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

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

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

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

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

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

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

940 (A) Upon appropriate application, the division may issue
941 a special registration plate designed by the Commissioner for
942 any number of vehicles titled in the name of the qualified
943 applicant. Persons desiring the special registration plate
944 shall offer sufficient proof of present or past membership in
945 the Boy Scouts as either a member or a leader.

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

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

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

955 (A) Upon appropriate application, the division may issue
956 a special registration plate designed by the commissioner for
957 any number of vehicles titled in the name of the qualified
958 applicant. Persons desiring the special registration plate
959 shall offer sufficient proof of achievement of Eagle Scout
960 status.

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

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

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

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

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

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

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

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

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

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

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

995 (A) Upon appropriate application, the division may issue
996 a special registration plate designed by the commissioner in
997 consultation with the Sons of the American Revolution for
998 any number of vehicles titled in the name of the qualified
999 applicant. Persons desiring the special registration plate
1000 shall offer sufficient proof of membership in the Sons of the
1001 American Revolution.

1002 (B) The division shall charge a special initial application
1003 fee of \$10 in addition to all other fees required by law. This
1004 special fee shall be collected by the division and deposited in
1005 the State Road Fund.

1006 (C) An annual fee of \$15 shall be charged for each plate
1007 in addition to all other fees required by this chapter.

1008 (57) The commissioner may issue special registration
1009 plates for horse enthusiasts as follows:

1010 (A) Upon appropriate application, the division may issue
1011 a special registration plate designed by the commissioner for
1012 any number of vehicles titled in the name of the qualified
1013 applicant.

1014 (B) The division shall charge a special initial application
1015 fee of \$10 in addition to all other fees required by law. This
1016 special fee shall be collected by the division and deposited in
1017 the State Road Fund.

1018 (C) The division shall charge an annual fee of \$15 for
1019 each special registration plate in addition to all other fees
1020 required by this chapter.

1021 (58) The commissioner may issue special registration
1022 plates to the next of kin of a member of any branch of the
1023 armed services of the United States killed in combat as
1024 follows:

1025 (A) Upon appropriate application, the division shall issue
1026 a special registration plate for any number of vehicles titled
1027 in the name of a qualified applicant depicting the Gold Star
1028 awarded by the United States Department of Defense as
1029 prescribed and designated by the commissioner.

1030 (B) The next of kin shall provide sufficient proof of
1031 receiving a Gold Star lapel button from the United States
1032 Department of Defense in accordance with Public Law 534,
1033 89th Congress, and criteria established by the United States
1034 Department of Defense, including criteria to determine next
1035 of kin.

1036 (C) The division shall charge a special initial application
1037 fee of \$10 in addition to all other fees required by law. This
1038 special fee shall be collected by the division and deposited in
1039 the State Road Fund.

1040 (D) The provisions of subsection (d) of this section are
1041 not applicable for the issuance of the special license plates
1042 designated by this subdivision.

1043 (59) The commissioner may issue special registration
1044 plates for retired or former Justices of the Supreme Court of
1045 Appeals of West Virginia as follows:

1046 (A) Upon appropriate application, the division may issue
1047 a special registration plate designed by the commissioner for
1048 any number of vehicles titled in the name of the qualified
1049 applicant.

1050 (B) The division shall charge a special initial application
1051 fee of \$10 in addition to all other fees required by law. This
1052 special fee shall be collected by the division and deposited in
1053 the State Road Fund.

1054 (C) The division shall charge an annual fee of \$15 for
1055 each special registration plate in addition to all other fees
1056 required by this chapter.

1057 (D) The provisions of subsection (d) of this section are
1058 not applicable for the issuance of the special license plates
1059 designated by this subdivision.

1060 (60) Upon approval by the commissioner of an
1061 appropriate application, and upon all requirements of this
1062 subdivision being satisfied, the division may issue special
1063 registration plates for class A and class G motor vehicles to
1064 members of an organization for which a special registration
1065 plate has not been issued pursuant to any other subdivision
1066 in this subsection prior to January 1, 2010, in accordance
1067 with the provisions of this subdivision.

1068 (A) An organization desiring to create a special
1069 registration plate must comply with the following
1070 requirements to be eligible to apply for the creation and
1071 issuance of a special registration plate:

1072 (i) The organization must be a nonprofit organization
1073 organized and existing under Section 501(c)(3) of Title 26 of
1074 the Internal Revenue Code and based, headquartered or have
1075 a chapter in West Virginia;

1076 (ii) The organization may be organized for, but may not
1077 be restricted to, social, civic, higher education or
1078 entertainment purposes;

1079 (iii) The organization may not be a political party and
1080 may not have been created or exist primarily to promote a
1081 specific political or social belief, as determined by the
1082 commissioner in his or her sole discretion;

1083 (iv) The organization may not have as its primary
1084 purpose the promotion of any specific faith, religion,
1085 religious belief or antireligion;

1086 (v) The name of the organization may not be the name of
1087 a special product or brand name, and may not be construed,
1088 as determined by the commissioner, as promoting a product
1089 or brand name; and

1090 (vi) The organization's lettering, logo, image or message
1091 to be placed on the registration plate, if created, may not be
1092 obscene, offensive or objectionable as determined by the
1093 commissioner in his or her sole discretion.

1094 (B) Beginning July 1, 2010, an organization requesting
1095 the creation and issuance of a special registration plate may
1096 make application with the division. The application shall

1097 include sufficient information, as determined by the
1098 commissioner, to determine whether the special registration
1099 plate requested and the organization making the application
1100 meet all of the requirements set forth in this subdivision (60).
1101 The application shall also include a proposed design,
1102 including lettering, logo, image or message to be placed on
1103 the registration plate. The commissioner shall notify the
1104 organization of the commissioner's approval or disapproval
1105 of the application.

1106 (C)(i) The commissioner may not begin the design or
1107 production of any license plates authorized and approved
1108 pursuant to this subdivision (60), subsection (c) of this
1109 section until the organization which applied for the special
1110 registration plate has collected and submitted collectively to
1111 the division applications completed by at least two hundred
1112 fifty persons and collectively deposited with the division all
1113 fees necessary to cover the first year's basic registration, one-
1114 time design and manufacturing costs and to cover the first

1115 year additional annual fee for all of the applications
1116 submitted.

1117 (ii) If the organization fails to submit the required
1118 number of applications and fees within six months of the
1119 effective date of the approval of the application for the plate
1120 by the commissioner, the plate will not be produced until a
1121 new application is submitted and is approved by the
1122 commissioner: *Provided*, That an organization that is
1123 unsuccessful in obtaining the minimum number of
1124 applications may not make a new application for a special
1125 plate until at least two years have passed since the approval
1126 of the previous application of the organization.

1127 (D) The division shall charge a special initial application
1128 fee of \$25 for each special license plate in addition to all
1129 other fees required by law. This special fee shall be
1130 collected by the division and deposited in the State Road
1131 Fund.

1132 (E) The division shall charge an annual fee of \$15 for
1133 each special registration plate in addition to all other fees
1134 required by this chapter.

1135 (F) Upon appropriate application, the division may issue
1136 a special registration plate designed by the commissioner in
1137 consultation with the organization for any number of vehicles
1138 titled in the name of a qualified registration plate applicant.
1139 Persons desiring the special registration plate shall offer
1140 sufficient proof of membership in the organization.

1141 (G) The commissioner shall discontinue the issuance or
1142 renewal of the registration of any special plate issued
1143 pursuant to this subdivision (60) if:

1144 (i) The number of valid registrations for the specialty
1145 plate falls below two hundred fifty plates for at least twelve
1146 consecutive months; or

1147 (ii) The organization no longer exists or no longer meets
1148 the requirements of this subdivision.

1149 (61) The commissioner may issue special registration
1150 plates stating “I Support Veterans” for persons desiring those
1151 plates, as follows:

1152 (A) Upon appropriate application, the division may issue
1153 a special registration plate designed by the commissioner in
1154 cooperation with the Secretary of the Office of Veterans’
1155 Assistance for any number of vehicles titled in the name of
1156 the qualified applicant.

1157 (B) The division shall charge a special initial application
1158 fee of \$10 in addition to all other fees required by law. This
1159 special fee shall be collected by the division and deposited in
1160 the State Road Fund.

1161 (C) The division shall charge an annual fee of \$15 for
1162 each special registration plate in addition to all other fees
1163 required by this chapter.

1164 (d) The minimum number of applications required prior
1165 to design and production of a special license plate shall be as
1166 follows:

1167 (1) The commissioner may not begin the design or
1168 production of any license plates for which eligibility is based
1169 on membership or affiliation with a particular private
1170 organization until at least one hundred persons complete an
1171 application and deposit with the organization a check to
1172 cover the first year's basic registration, one-time design and
1173 manufacturing costs and to cover the first year additional
1174 annual fee. If the organization fails to submit the required
1175 number of applications with attached checks within six
1176 months of the effective date of the original authorizing
1177 legislation, the plate will not be produced and will require
1178 legislative reauthorization: *Provided*, That an organization
1179 or group that is unsuccessful in obtaining the minimum
1180 number of applications may not request reconsideration of a
1181 special plate until at least two years have passed since the
1182 effective date of the original authorization: *Provided*,
1183 *however*, That the provisions of this subdivision (1) are not
1184 applicable to the issuance of plates authorized pursuant to
1185 subdivision (60), subsection (c) of this section.

1186 (2) The commissioner may not begin the design or
1187 production of any license plates authorized by this section for
1188 which membership or affiliation with a particular
1189 organization is not required until at least two hundred fifty
1190 registrants complete an application and deposit a fee with the
1191 division to cover the first year's basic registration fee, one-
1192 time design and manufacturing fee and additional annual fee
1193 if applicable. If the commissioner fails to receive the
1194 required number of applications within six months of the
1195 effective date of the original authorizing legislation, the plate
1196 will not be produced and will require legislative
1197 reauthorization: *Provided*, That if the minimum number of
1198 applications is not satisfied within the six months of the
1199 effective date of the original authorizing legislation, a person
1200 may not request reconsideration of a special plate until at
1201 least two years have passed since the effective date of the
1202 original authorization.

1203 (e) (1) Nothing in this section requires a charge for a free
1204 prisoner of war license plate or a free recipient of the
1205 Congressional Medal of Honor license plate for a vehicle
1206 titled in the name of the qualified applicant as authorized by
1207 other provisions of this code.

1208 (2) A surviving spouse may continue to use his or her
1209 deceased spouse's prisoner of war license plate or
1210 Congressional Medal of Honor license plate until the
1211 surviving spouse dies, remarries or does not renew the
1212 license plate.

1213 (3) Qualified former prisoners of war and recipients of
1214 the Congressional Medal of Honor may obtain a second
1215 special registration plate for use on a passenger vehicle titled
1216 in the name of the qualified applicant. The division shall
1217 charge a one-time fee of \$10 to be deposited into the State
1218 Road Fund, in addition to all other fees required by this
1219 chapter, for the second special plate.

1220 (f) The division may issue special ten-year registration
1221 plates as follows:

1222 (1) The commissioner may issue or renew for a period of
1223 no more than ten years any registration plate exempted from
1224 registration fees pursuant to any provision of this code or any
1225 restricted use antique motor vehicle license plate authorized
1226 by section three-a, article ten of this chapter: *Provided*, That
1227 the provisions of this subsection do not apply to any person
1228 who has had a special registration suspended for failure to
1229 maintain motor vehicle liability insurance as required by
1230 section three, article two-a, chapter seventeen-d of this code
1231 or failure to pay personal property taxes as required by
1232 section three-a of this article.

1233 (2) An initial nonrefundable fee shall be charged for each
1234 special registration plate issued pursuant to this subsection,
1235 which is the total amount of fees required by section fifteen,
1236 article ten of this chapter, section three, article three of this
1237 chapter or section three-a, article ten of this chapter for the
1238 period requested.

1239 (g) The provisions of this section may not be construed
1240 to exempt any registrant from maintaining motor vehicle
1241 liability insurance as required by section three, article two-a,
1242 chapter seventeen-d of this code or from paying personal
1243 property taxes on any motor vehicle as required by section
1244 three-a of this article.

1245 (h) The commissioner may, in his or her discretion, issue
1246 a registration plate of reflectorized material suitable for
1247 permanent use on motor vehicles, trailers and semitrailers,
1248 together with appropriate devices to be attached to the
1249 registration to indicate the year for which the vehicles have
1250 been properly registered or the date of expiration of the
1251 registration. The design and expiration of the plates shall be
1252 determined by the commissioner. The commissioner shall,
1253 whenever possible and cost effective, implement the latest
1254 technology in the design, production and issuance of
1255 registration plates, indices of registration renewal and vehicle
1256 ownership documents, including, but not limited to, offering

1257 Internet renewal of vehicle registration and the use of bar
1258 codes for instant identification of vehicles by scanning
1259 equipment to promote the efficient and effective coordination
1260 and communication of data for improving highway safety,
1261 aiding law enforcement and enhancing revenue collection.

1262 (i) Any license plate issued or renewed pursuant to this
1263 chapter which is paid for by a check that is returned for
1264 nonsufficient funds is void without further notice to the
1265 applicant. The applicant may not reinstate the registration
1266 until the returned check is paid by the applicant in cash,
1267 money order or certified check and all applicable fees
1268 assessed as a result thereof have been paid.

(NOTE: The purpose of this bill is to provide for the issuance of special license plates stating "I Support Veterans".

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