

E N G R O S S E D

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 special license plates; authorizing issuance of a special I Support Veterans license plate; authorizing issuance of a special next-of-kin of a law-enforcement officer killed in the line of duty 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 of
48 the office. Each plate shall supersede the regular numbered

49 plate assigned to the official or his or her spouse during the
50 official's term of office and while the motor vehicle is owned
51 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 National
60 Guard, as appropriate, or the commanding officer of any
61 United States armed forces reserve unit that the applicant is
62 a member thereof, the division shall issue to any member of
63 the National Guard of this state or a member of any reserve
64 unit of the United States armed forces a special registration
65 plate designed by the commissioner for any number of Class
66 A motor vehicles owned by the member. Upon presentation
67 of written evidence of retirement status, retired members of

68 this state's Army or Air National Guard, or retired members
69 of any reserve unit of the United States armed forces, are
70 eligible to purchase the special registration plate issued
71 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 to
145 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 applicant
148 bearing letters or numbers. The registration plate shall be
149 designed by the Commissioner of Motor Vehicles and shall
150 denote that those individuals who are granted this special
151 registration plate are recipients of the Purple Heart. All
152 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 the
222 State of West Virginia and who is a certified paramedic or
223 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 the
234 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 the
251 State of West Virginia and who is a certified firefighter may

252 apply for a special license plate which bears the insignia of
253 the profession, for any number of Class A vehicles titled in
254 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 loses
270 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 Marine
290 Corps league members special registration plates as follows:

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

296 (B) The division may charge a special one-time initial
297 application fee of \$10 in addition to all other fees required by
298 this chapter. This special fee is to compensate the Division
299 of Motor Vehicles for additional costs and services required
300 in the issuing of the special registration and shall be collected
301 by the division and deposited in the State Road Fund:

302 *Provided,* That nothing in this section may be construed to
303 exempt any veteran from any other provision of this chapter.

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

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

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

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

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

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

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

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

340 (B) The division shall charge an annual fee of \$15 for
341 each special nongame wildlife registration plate and each
342 special wildlife registration plate in addition to all other fees
343 required by this chapter. All annual fees collected for
344 nongame wildlife registration plates and wildlife registration

345 plates shall be deposited in a special revenue account
346 designated the Nongame Wildlife Fund and credited to the
347 Division of Natural Resources.

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

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

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

359 (B) A qualified member of the Silver Haired Legislature
360 may obtain one registration plate described in this
361 subdivision for use on a passenger vehicle titled in the name
362 of the qualified applicant. The division shall charge an

363 annual fee of \$15, in addition to all other fees required by
364 this chapter, for the plate. All annual fees collected by the
365 division shall be deposited in the State Road Fund.

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

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

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

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

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

392 (19) Racing theme special registration plates:

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

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

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

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

410 (A) Upon appropriate application, the division shall issue
411 to any recipient of the Navy Cross, Distinguished Service
412 Cross, Distinguished Flying Cross, Air Force Cross, Silver
413 Star, Bronze Star or Air Medal, a registration plate for any
414 number of vehicles titled in the name of the qualified
415 applicant bearing letters or numbers. A separate registration
416 plate shall be designed by the Commissioner of Motor
417 Vehicles for each award that denotes that those individuals
418 who are granted this special registration plate are recipients
419 of the Navy Cross, Distinguished Service Cross,

420 Distinguished Flying Cross, Air Force Cross, Silver Star or
421 Bronze Star, or Air Medal as applicable.

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

428 (C) A surviving spouse may continue to use his or her
429 deceased spouse's Navy Cross, Distinguished Service Cross,
430 Distinguished Flying Cross, Air Force Cross, Silver Star,
431 Bronze Star or Air Medal special registration plate until the
432 surviving spouse dies, remarries or does not renew the
433 special registration plate.

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

436 (A) Upon appropriate application, the division shall issue
437 to any honorably discharged veteran of any branch of the
438 armed services of the United States with verifiable service

439 during World War II, the Korean War, the Vietnam War, the
440 Persian Gulf War or the War Against Terrorism a special
441 registration plate for any number of vehicles titled in the
442 name of the qualified applicant with an insignia designed by
443 the commissioner denoting service in the applicable conflict.

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

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

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

456 (A) Any owner of a motor vehicle who is a resident of
457 West Virginia and who is a volunteer firefighter may apply

458 for a special license plate for any Class A vehicle titled in
459 the name of the qualified applicant which bears the insignia
460 of the profession in white letters on a red background. The
461 insignia shall be designed by the commissioner and shall
462 contain a fireman's helmet insignia on the left side of the
463 license plate.

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

472 (C) Each application submitted pursuant to this
473 subdivision shall be accompanied by payment of a special
474 one-time initial application fee of \$10, which is in addition
475 to any other registration or license fee required by this

476 chapter. All application fees shall be deposited into the
477 State Road Fund.

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

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

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

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

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

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

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

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

509 (A) Upon appropriate application, the division may issue
510 a special registration plate depicting the symbol of the 4-H
511 organization which represents the head, heart, hands and
512 health as well as the symbol of the Future Farmers of
513 America organization which represents a cross section of an

514 ear of corn for any number of vehicles titled in the name of
515 the qualified applicant.

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

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

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

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

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

532 special fee shall be collected by the division and deposited in
533 the State Road Fund.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

584 (A) Upon appropriate application, the division shall issue
585 a special registration plate designed by the commissioner for
586 any number of vehicles titled in the name of the qualified
587 applicant. Persons desiring the special registration plate shall

588 offer sufficient proof of membership in the Knights of
589 Columbus.

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

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

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

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

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

607 appointed member of the West Virginia House of Delegates
608 or the West Virginia Senate.

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

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

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

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

624 (B) An annual fee of \$25 shall be charged for each
625 democratic state or county executive committee member

626 registration plate in addition to all other fees required by this
627 chapter. All annual fees collected for each special plate
628 issued under this subdivision shall be deposited into the State
629 Road Fund.

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

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

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

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

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

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

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

663 (34) The division may issue special registration plates
664 bearing the logo, symbol, insignia, letters or words
665 demonstrating association with West Liberty State College to
666 any resident owner of a motor vehicle. Resident owners may
667 apply for the special license plate for any number of Class A
668 vehicles titled in the name of the applicant. The special
669 registration plates shall be designed by the commissioner.
670 Each application submitted pursuant to this subdivision shall
671 be accompanied by payment of a special initial application
672 fee of \$15, which is in addition to any other registration or
673 license fee required by this chapter. The division shall
674 charge an annual fee of \$15 for each special registration plate
675 in addition to all other fees required by this chapter. All
676 special fees shall be collected by the division and deposited
677 into the State Road Fund.

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

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

682 any number of vehicles titled in the name of the qualified
683 applicant. Persons desiring the special registration plate shall
684 offer sufficient proof of membership in the Harley Owners
685 Group.

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

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

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

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

701 the recipient as retired from the armed services of the United
702 States.

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

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

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

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

719 any number of vehicles titled in the name of the qualified
720 applicant.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

789 (B) Registration plates issued pursuant to this
790 subdivision are exempt from the registration fees otherwise
791 required by 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 of
808 the applicant with an insignia designed by the Commissioner
809 of the Division of Motor Vehicles to designate the recipient
810 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 the
837 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 shall
850 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. Persons
877 desiring the special registration plate shall offer sufficient
878 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 shall
904 offer sufficient proof of membership in the West Virginia Bar
905 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 shall

944 offer sufficient proof of present or past membership in the
945 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 shall
959 offer sufficient proof of achievement of Eagle Scout status.

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

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

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

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

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

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

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

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

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

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

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

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

1001 (B) The division shall charge a special initial application
1002 fee of \$10 in addition to all other fees required by law. This
1003 special fee shall be collected by the division and deposited in
1004 the State Road Fund.

1005 (C) An annual fee of \$15 shall be charged for each plate
1006 in addition to all other fees required by this chapter.

1007 (57) The commissioner may issue special registration
1008 plates for horse enthusiasts as follows:

1009 (A) Upon appropriate application, the division may issue
1010 a special registration plate designed by the commissioner for
1011 any number of vehicles titled in the name of the qualified
1012 applicant.

1013 (B) The division shall charge a special initial application
1014 fee of \$10 in addition to all other fees required by law. This
1015 special fee shall be collected by the division and deposited in
1016 the State Road Fund.

1017 (C) The division shall charge an annual fee of \$15 for
1018 each special registration plate in addition to all other fees
1019 required by this chapter.

1020 (58) The commissioner may issue special registration
1021 plates to the next of kin of a member of any branch of the
1022 armed services of the United States killed in combat as
1023 follows:

1024 (A) Upon appropriate application, the division shall issue
1025 a special registration plate for any number of vehicles titled
1026 in the name of a qualified applicant depicting the Gold Star
1027 awarded by the United States Department of Defense as
1028 prescribed and designated by the commissioner.

1029 (B) The next of kin shall provide sufficient proof of
1030 receiving a Gold Star lapel button from the United States
1031 Department of Defense in accordance with Public Law 534,
1032 89th Congress, and criteria established by the United States
1033 Department of Defense, including criteria to determine next
1034 of kin.

1035 (C) The division shall charge a special initial application
1036 fee of \$10 in addition to all other fees required by law. This
1037 special fee shall be collected by the division and deposited in
1038 the State Road Fund.

1039 (D) The provisions of subsection (d) of this section are
1040 not applicable for the issuance of the special license plates
1041 designated by this subdivision.

1042 (59) The commissioner may issue special registration
1043 plates for retired or former Justices of the Supreme Court of
1044 Appeals of West Virginia as follows:

1045 (A) Upon appropriate application, the division may issue
1046 a special registration plate designed by the commissioner for
1047 any number of vehicles titled in the name of the qualified
1048 applicant.

1049 (B) The division shall charge a special initial application
1050 fee of \$10 in addition to all other fees required by law. This
1051 special fee shall be collected by the division and deposited in
1052 the State Road Fund.

1053 (C) The division shall charge an annual fee of \$15 for
1054 each special registration plate in addition to all other fees
1055 required by this chapter.

1056 (D) The provisions of subsection (d) of this section are
1057 not applicable for the issuance of the special license plates
1058 designated by this subdivision.

1059 (60) Upon approval by the commissioner of an
1060 appropriate application, and upon all requirements of this
1061 subdivision being satisfied, the division may issue special
1062 registration plates for class A and class G motor vehicles to
1063 members of an organization for which a special registration
1064 plate has not been issued pursuant to any other subdivision in
1065 this subsection prior to January 1, 2010, in accordance with
1066 the provisions of this subdivision.

1067 (A) An organization desiring to create a special
1068 registration plate must comply with the following
1069 requirements to be eligible to apply for the creation and
1070 issuance of a special registration plate:

1071 (i) The organization must be a nonprofit organization
1072 organized and existing under Section 501(c)(3) of Title 26 of
1073 the Internal Revenue Code and based, headquartered or have
1074 a chapter in West Virginia;

1075 (ii) The organization may be organized for, but may not
1076 be restricted to, social, civic, higher education or
1077 entertainment purposes;

1078 (iii) The organization may not be a political party and
1079 may not have been created or exist primarily to promote a
1080 specific political or social belief, as determined by the
1081 commissioner in his or her sole discretion;

1082 (iv) The organization may not have as its primary
1083 purpose the promotion of any specific faith, religion,
1084 religious belief or antireligion;

1085 (v) The name of the organization may not be the name of
1086 a special product or brand name, and may not be construed,
1087 as determined by the commissioner, as promoting a product
1088 or brand name; and

1089 (vi) The organization's lettering, logo, image or message
1090 to be placed on the registration plate, if created, may not be
1091 obscene, offensive or objectionable as determined by the
1092 commissioner in his or her sole discretion.

1093 (B) Beginning July 1, 2010, an organization requesting
1094 the creation and issuance of a special registration plate may
1095 make application with the division. The application shall
1096 include sufficient information, as determined by the
1097 commissioner, to determine whether the special registration
1098 plate requested and the organization making the application
1099 meet all of the requirements set forth in this subdivision (60).
1100 The application shall also include a proposed design,
1101 including lettering, logo, image or message to be placed on
1102 the registration plate. The commissioner shall notify the
1103 organization of the commissioner's approval or disapproval
1104 of the application.

1105 (C)(i) The commissioner may not begin the design or
1106 production of any license plates authorized and approved
1107 pursuant to this subdivision (60), subsection (c) of this
1108 section until the organization which applied for the special
1109 registration plate has collected and submitted collectively to
1110 the division applications completed by at least two hundred
1111 fifty persons and collectively deposited with the division all

1112 fees necessary to cover the first year's basic registration, one-
1113 time design and manufacturing costs and to cover the first
1114 year additional annual fee for all of the applications
1115 submitted.

1116 (ii) If the organization fails to submit the required number
1117 of applications and fees within six months of the effective
1118 date of the approval of the application for the plate by the
1119 commissioner, the plate will not be produced until a new
1120 application is submitted and is approved by the
1121 commissioner: *Provided*, That an organization that is
1122 unsuccessful in obtaining the minimum number of
1123 applications may not make a new application for a special
1124 plate until at least two years have passed since the approval
1125 of the previous application of the organization.

1126 (D) The division shall charge a special initial application
1127 fee of \$25 for each special license plate in addition to all
1128 other fees required by law. This special fee shall be collected
1129 by the division and deposited in the State Road Fund.

1130 (E) The division shall charge an annual fee of \$15 for

1131 each special registration plate in addition to all other fees
1132 required by this chapter.

1133 (F) Upon appropriate application, the division may issue
1134 a special registration plate designed by the commissioner in
1135 consultation with the organization for any number of vehicles
1136 titled in the name of a qualified registration plate applicant.
1137 Persons desiring the special registration plate shall offer
1138 sufficient proof of membership in the organization.

1139 (G) The commissioner shall discontinue the issuance or
1140 renewal of the registration of any special plate issued
1141 pursuant to this subdivision (60) if:

1142 (i) The number of valid registrations for the specialty
1143 plate falls below two hundred fifty plates for at least twelve
1144 consecutive months; or

1145 (ii) The organization no longer exists or no longer meets
1146 the requirements of this subdivision.

1147 (61) The commissioner may issue special registration
1148 plates stating “I Support Veterans” for persons desiring those
1149 plates, as follows:

1150 (A) Upon appropriate application, the division may issue
1151 a special registration plate designed by the commissioner in
1152 cooperation with the Secretary of the Office of Veterans'
1153 Assistance for any number of vehicles titled in the name of
1154 the qualified applicant.

1155 (B) The division shall charge a special initial application
1156 fee of \$10 in addition to all other fees required by law. This
1157 special fee shall be collected by the division and deposited in
1158 the State Road Fund.

1159 (C) The division shall charge an annual fee of \$15 for
1160 each special registration plate in addition to all other fees
1161 required by this chapter.

1162 (62) The commissioner may issue special registration
1163 plates to a resident next-of-kin of a member of any law-
1164 enforcement agency of the United States or this state killed
1165 in line of duty as follows:

1166 (A) Upon appropriate application, the division shall issue
1167 a special registration plate designed by the commissioner
1168 after consultation with the West Virginia Chiefs of Police

1169 Association, the West Virginia Sheriffs' Association, the
1170 West Virginia Troopers Association or the Division of
1171 Natural Resources for any number of vehicles titled in the
1172 name of a qualified applicant.

1173 (B) The next-of-kin shall provide sufficient proof of
1174 eligibility and relationship as required by the commissioner.

1175 (C) The division shall charge a special initial application
1176 fee of \$10 in addition to all other fees required by law. This
1177 special fee shall be collected by the division and deposited in
1178 the State Road Fund.

1179 (D) The division shall charge an annual fee of \$15 for
1180 each special registration plate in addition to all other fees
1181 required by this chapter.

1182 (E) The provisions of subsection (d) of this section are
1183 not applicable for the issuance of the special license plates
1184 designated by this subdivision.

1185 (d) The minimum number of applications required prior
1186 to design and production of a special license plate shall be as
1187 follows:

1188 (1) The commissioner may not begin the design or
1189 production of any license plates for which eligibility is based
1190 on membership or affiliation with a particular private
1191 organization until at least one hundred persons complete an
1192 application and deposit with the organization a check to
1193 cover the first year's basic registration, one-time design and
1194 manufacturing costs and to cover the first year additional
1195 annual fee. If the organization fails to submit the required
1196 number of applications with attached checks within six
1197 months of the effective date of the original authorizing
1198 legislation, the plate will not be produced and will require
1199 legislative reauthorization: *Provided*, That an organization
1200 or group that is unsuccessful in obtaining the minimum
1201 number of applications may not request reconsideration of a
1202 special plate until at least two years have passed since the
1203 effective date of the original authorization: *Provided*,
1204 *however*, That the provisions of this subdivision (1) are not
1205 applicable to the issuance of plates authorized pursuant to

1206 ~~subdivision (60)~~ subdivisions (60) and (62), subsection (c) of
1207 this section.

1208 (2) The commissioner may not begin the design or
1209 production of any license plates authorized by this section for
1210 which membership or affiliation with a particular
1211 organization is not required until at least two hundred fifty
1212 registrants complete an application and deposit a fee with the
1213 division to cover the first year's basic registration fee, one-
1214 time design and manufacturing fee and additional annual fee
1215 if applicable. If the commissioner fails to receive the
1216 required number of applications within six months of the
1217 effective date of the original authorizing legislation, the plate
1218 will not be produced and will require legislative
1219 reauthorization: *Provided*, That if the minimum number of
1220 applications is not satisfied within the six months of the
1221 effective date of the original authorizing legislation, a person
1222 may not request reconsideration of a special plate until at
1223 least two years have passed since the effective date of the
1224 original authorization.

1225 (e) (1) Nothing in this section requires a charge for a free
1226 prisoner of war license plate or a free recipient of the
1227 Congressional Medal of Honor license plate for a vehicle
1228 titled in the name of the qualified applicant as authorized by
1229 other provisions of this code.

1230 (2) A surviving spouse may continue to use his or her
1231 deceased spouse's prisoner of war license plate or
1232 Congressional Medal of Honor license plate until the
1233 surviving spouse dies, remarries or does not renew the
1234 license plate.

1235 (3) Qualified former prisoners of war and recipients of
1236 the Congressional Medal of Honor may obtain a second
1237 special registration plate for use on a passenger vehicle titled
1238 in the name of the qualified applicant. The division shall
1239 charge a one-time fee of \$10 to be deposited into the State
1240 Road Fund, in addition to all other fees required by this
1241 chapter, for the second special plate.

1242 (f) The division may issue special ten-year registration
1243 plates as follows:

1244 (1) The commissioner may issue or renew for a period of
1245 no more than ten years any registration plate exempted from
1246 registration fees pursuant to any provision of this code or any
1247 restricted use antique motor vehicle license plate authorized
1248 by section three-a, article ten of this chapter: *Provided*, That
1249 the provisions of this subsection do not apply to any person
1250 who has had a special registration suspended for failure to
1251 maintain motor vehicle liability insurance as required by
1252 section three, article two-a, chapter seventeen-d of this code
1253 or failure to pay personal property taxes as required by
1254 section three-a of this article.

1255 (2) An initial nonrefundable fee shall be charged for each
1256 special registration plate issued pursuant to this subsection,
1257 which is the total amount of fees required by section fifteen,
1258 article ten of this chapter, section three, article three of this
1259 chapter or section three-a, article ten of this chapter for the
1260 period requested.

1261 (g) The provisions of this section may not be construed
1262 to exempt any registrant from maintaining motor vehicle

1263 liability insurance as required by section three, article two-a,
1264 chapter seventeen-d of this code or from paying personal
1265 property taxes on any motor vehicle as required by section
1266 three-a of this article.

1267 (h) The commissioner may, in his or her discretion, issue
1268 a registration plate of reflectorized material suitable for
1269 permanent use on motor vehicles, trailers and semitrailers,
1270 together with appropriate devices to be attached to the
1271 registration to indicate the year for which the vehicles have
1272 been properly registered or the date of expiration of the
1273 registration. The design and expiration of the plates shall be
1274 determined by the commissioner. The commissioner shall,
1275 whenever possible and cost effective, implement the latest
1276 technology in the design, production and issuance of
1277 registration plates, indices of registration renewal and vehicle
1278 ownership documents, including, but not limited to, offering
1279 Internet renewal of vehicle registration and the use of bar
1280 codes for instant identification of vehicles by scanning
1281 equipment to promote the efficient and effective coordination

1282 and communication of data for improving highway safety,
1283 aiding law enforcement and enhancing revenue collection.

1284 (i) Any license plate issued or renewed pursuant to this
1285 chapter which is paid for by a check that is returned for
1286 nonsufficient funds is void without further notice to the
1287 applicant. The applicant may not reinstate the registration
1288 until the returned check is paid by the applicant in cash,
1289 money order or certified check and all applicable fees
1290 assessed as a result thereof have been paid.