

H. B. 2813

(By Delegates Miller, Sobonya, Border, Rohrbach, Folk and Eldridge)

[Introduced February 19, 2015; referred to the

Committee on Roads and Transportation then Finance.]

A BILL to amend and reenact §17A-3-14 of the Code of West Virginia, 1931, as amended, relating to motor vehicle registration generally; providing for the issuance of a special “Family of an Officer Killed in the Line of Duty” license plate; and assessing a special initial application fee and an annual fee.

Be it enacted by the Legislature of West Virginia:

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

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

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

(a) The division upon registering a vehicle shall issue to the owner one registration plate for

1 a motorcycle, trailer, semitrailer or other motor vehicle.

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

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

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

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

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

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

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

16 (A) Upon appropriate application, the division shall issue to the Secretary of State, State
17 Superintendent of Schools, Auditor, Treasurer, Commissioner of Agriculture and the Attorney
18 General, the members of both houses of the Legislature, including the elected officials of both
19 houses of the Legislature, the justices of the Supreme Court of Appeals of West Virginia, the
20 representatives and Senators of the state in the Congress of the United States, the judges of the West
21 Virginia circuit courts, active and retired on senior status, the judges of the United States district
22 courts for the State of West Virginia and the judges of the United States Court of Appeals for the

1 fourth circuit, if any of the judges are residents of West Virginia, a special registration plate for a
2 Class A motor vehicle and a special registration plate for a Class G motorcycle owned by the official
3 or his or her spouse: *Provided*, That the division may issue a Class A special registration plate for
4 each vehicle titled to the official and a Class G special registration plate for each motorcycle titled
5 to the official.

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

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

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

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

1 eligible to purchase the special registration plate issued pursuant to this subdivision.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

1 to all other fees required by this chapter, for the second plate.

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

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

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

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

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

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

20 (A) Upon appropriate application, the owner of a motor vehicle who was enlisted in any
21 branch of the armed services that participated in and survived the attack on Pearl Harbor on
22 December 7, 1941, the division shall issue a special registration plate for a vehicle titled in the name

1 of the qualified applicant. The registration plate shall be designed by the Commissioner of Motor
2 Vehicles.

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

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

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

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

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

21 (B) The commissioner shall propose rules for legislative approval in accordance with the
22 provisions of article three, chapter twenty-nine-a of this code regarding the procedures for and

1 approval of special registration plates issued pursuant to this subdivision.

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

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

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

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

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

1 State Road Fund.

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

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

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

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

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

22 (A) Upon appropriate application, the commissioner shall issue a special registration plate

1 displaying a scenic design of West Virginia which displays the words "Wild Wonderful" as a slogan.

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

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

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

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

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

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

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

1 by the commissioner.

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

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

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

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

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

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

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

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

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

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

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

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

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

1 insignia designed by the Commissioner of the Division of Motor Vehicles.

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

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

9 (19) Racing theme special registration plates:

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

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

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

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

21 (A) Upon appropriate application, the division shall issue to any recipient of the Navy Cross,
22 Distinguished Service Cross, Distinguished Flying Cross, Air Force Cross, Silver Star, Bronze Star

1 or Air Medal, a registration plate for any number of vehicles titled in the name of the qualified
2 applicant bearing letters or numbers. A separate registration plate shall be designed by the
3 Commissioner of Motor Vehicles for each award that denotes that those individuals who are granted
4 this special registration plate are recipients of the Navy Cross, Distinguished Service Cross,
5 Distinguished Flying Cross, Air Force Cross, Silver Star or Bronze Star, or Air Medal as applicable.

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

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

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

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

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

1 the State Road Fund: *Provided*, That nothing contained in this section may be construed to exempt
2 any veteran from any other provision of this chapter.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

22 (B) The division shall charge a special initial application fee of \$10 in addition to all other

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

20 (A) Upon appropriate application, the division shall issue a special registration plate designed
21 by the commissioner for any number of vehicles titled in the name of the qualified applicant.
22 Persons desiring the special registration plate shall offer sufficient proof of former service as an

1 elected or appointed member of the West Virginia House of Delegates or the West Virginia Senate.

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

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

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

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

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

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

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

22 (E) Notwithstanding the provisions of subsection (d) of this section, the time period for the

1 democratic executive committee to comply with the minimum one hundred prepaid applications is
2 hereby extended to January 15, 2005.

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

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

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

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

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

1 be collected by the division and deposited into the State Road Fund.

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

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

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

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

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

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

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

1 other provision of this chapter.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

21 (D) A surviving spouse may continue to use his or her deceased spouse's special 82nd
22 Airborne Division Association registration plate until the surviving spouse dies, remarries or does

1 not renew the special registration plate.

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

4 (A) Upon appropriate application, the division shall issue to any member of a municipal
5 police department, sheriff's department, the State Police or the law-enforcement division of the
6 Division of Natural Resources who has been wounded in the line of duty and awarded a Purple Heart
7 in recognition thereof by the West Virginia Chiefs of Police Association, the West Virginia Sheriffs'
8 Association, the West Virginia Troopers Association or the Division of Natural Resources a special
9 registration plate for one vehicle titled in the name of the qualified applicant with an insignia
10 appropriately designed by the commissioner.

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

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

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

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

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

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

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

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

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

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

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

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

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

20 (A) Upon appropriate application, the division may issue a special registration plate designed
21 by the commissioner to recognize and honor breast cancer survivors, such plate to incorporate
22 somewhere in the design the “pink ribbon emblem”, for any number of vehicles titled in the name

1 of the applicant.

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

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

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

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

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

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

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

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

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

1 Road Fund.

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

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

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

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

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

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

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

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

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

1 by this chapter.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

1 by the commissioner for any number of vehicles titled in the name of the qualified applicant.

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

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

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

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

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

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

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

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

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

1 Road Fund.

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

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

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

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

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

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

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

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

22 (B) The division shall charge a special initial application fee of \$10 in addition to all other

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

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

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

7 (60) The division may issue special registration plates bearing an appropriate symbol or
8 insignia combined with the words “Family of an Officer Killed in the Line of Duty”:

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

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

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

16 ~~(60)~~ (61) Upon approval by the commissioner of an appropriate application, and upon all
17 requirements of this subdivision being satisfied, the division may issue special registration plates
18 for class A and class G motor vehicles to members of an organization for which a special registration
19 plate has not been issued pursuant to any other subdivision in this subsection prior to January 1,
20 2010, in accordance with the provisions of this subdivision.

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

1 plate:

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

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

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

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

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

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

18 (B) Beginning July 1, 2010, an organization requesting the creation and issuance of a special
19 registration plate may make application with the division. The application shall include sufficient
20 information, as determined by the commissioner, to determine whether the special registration plate
21 requested and the organization making the application meet all of the requirements set forth in this
22 subdivision ~~(60)~~ (61). The application shall also include a proposed design, including lettering, logo,

1 image or message to be placed on the registration plate. The commissioner shall notify the
2 organization of the commissioner's approval or disapproval of the application.

3 (C)(i) The commissioner may not begin the design or production of any license plates
4 authorized and approved pursuant to this subdivision ~~(60)~~ (61), subsection (c) of this section until
5 the organization which applied for the special registration plate has collected and submitted
6 collectively to the division applications completed by at least two hundred fifty persons and
7 collectively deposited with the division all fees necessary to cover the first year's basic registration,
8 one-time design and manufacturing costs and to cover the first year additional annual fee for all of
9 the applications submitted.

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

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

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

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

1 name of a qualified registration plate applicant. Persons desiring the special registration plate shall
2 offer sufficient proof of membership in the organization.

3 (G) The commissioner shall discontinue the issuance or renewal of the registration of any
4 special plate issued pursuant to this subdivision ~~(60)~~ (61) if:

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

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

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

11 (1) The commissioner may not begin the design or production of any license plates for which
12 eligibility is based on membership or affiliation with a particular private organization until at least
13 one hundred persons complete an application and deposit with the organization a check to cover the
14 first year's basic registration, one-time design and manufacturing costs and to cover the first year
15 additional annual fee. If the organization fails to submit the required number of applications with
16 attached checks within six months of the effective date of the original authorizing legislation, the
17 plate will not be produced and will require legislative reauthorization: *Provided*, That an
18 organization or group that is unsuccessful in obtaining the minimum number of applications may not
19 request reconsideration of a special plate until at least two years have passed since the effective date
20 of the original authorization: *Provided, however*, That the provisions of this subdivision (1) are not
21 applicable to the issuance of plates authorized pursuant to subdivision ~~(60)~~ (61), subsection (c) of
22 this section.

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

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

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

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

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

22 (1) The commissioner may issue or renew for a period of no more than ten years any

1 registration plate exempted from registration fees pursuant to any provision of this code or any
2 restricted use antique motor vehicle license plate authorized by section three-a, article ten of this
3 chapter: *Provided*, That the provisions of this subsection do not apply to any person who has had
4 a special registration suspended for failure to maintain motor vehicle liability insurance as required
5 by section three, article two-a, chapter seventeen-d of this code or failure to pay personal property
6 taxes as required by section three-a of this article.

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

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

15 (h) The commissioner may, in his or her discretion, issue a registration plate of reflectorized
16 material suitable for permanent use on motor vehicles, trailers and semitrailers, together with
17 appropriate devices to be attached to the registration to indicate the year for which the vehicles have
18 been properly registered or the date of expiration of the registration. The design and expiration of
19 the plates shall be determined by the commissioner. The commissioner shall, whenever possible and
20 cost effective, implement the latest technology in the design, production and issuance of registration
21 plates, indices of registration renewal and vehicle ownership documents, including, but not limited
22 to, offering Internet renewal of vehicle registration and the use of bar codes for instant identification

1 of vehicles by scanning equipment to promote the efficient and effective coordination and
2 communication of data for improving highway safety, aiding law enforcement and enhancing
3 revenue collection.

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

NOTE: The purpose of this bill is to provide for the issuance of a special “Family of an Officer Killed in the Line of Duty” license plate. It provides for assessing an initial application fee and an annual fee for the license plate.

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