

WEST VIRGINIA LEGISLATURE

2017 REGULAR SESSION

Introduced

Senate Bill 178

FISCAL
NOTE

BY SENATORS JEFFRIES AND WOELFEL

[Introduced February 8, 2017; referred
to the Committee on Transportation and
Infrastructure; and then to the Committee on Finance]

1 A BILL to amend and reenact §17A-3-14 and §17A-3-15 of the Code of West Virginia, 1931, as
 2 amended, all relating to improving public safety by requiring registration license plates on
 3 the front and back of all vehicles; ensuring that two registration license plates shall be
 4 issued for specialty and regular plates; and updating other language to conform to these
 5 changes.

Be it enacted by the Legislature of West Virginia:

1 That §17A-3-14 and §17A-3-15 of the Code of West Virginia, 1931, as amended, be
 2 amended and reenacted, all 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 the owner ~~one~~ two registration
 2 ~~plate~~ plates for a motorcycle, trailer, semitrailer or other motor vehicle.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

63 (B) The commissioner shall propose rules for legislative approval in accordance with the
64 provisions of chapter twenty-nine-a of this code regarding the orderly distribution of the plates:

65 *Provided*, That for purposes of this subdivision, the registration plates requested and issued shall
66 include all plates bearing the numbers two through two thousand.

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

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

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

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

80 (C) A surviving spouse may continue to use his or her deceased spouse's honorably
81 discharged veterans license ~~plate~~ plates until the surviving spouse dies, remarries or does not
82 renew the license ~~plate~~ plates.

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

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

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

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

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

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

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

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

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

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

115 (A) Upon appropriate application, the owner of a motor vehicle who was enlisted in any
116 branch of the armed services that participated in and survived the attack on Pearl Harbor on

117 December 7, 1941, the division shall issue a two special registration ~~plate~~ plates for a vehicle
118 titled in the name of the qualified applicant. The registration ~~plate~~ plates shall be designed by the
119 Commissioner of Motor Vehicles.

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

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

125 (D) A survivor of the attack on Pearl Harbor may obtain a second pair of survivors of the
126 attack on Pearl Harbor license ~~plate~~ plates as described in this section for use on a passenger
127 vehicle titled in the name of the qualified applicant. The division shall charge a one-time fee of
128 \$10 to be deposited into the State Road Fund, in addition to all other fees required by this chapter,
129 for the second ~~plate~~ pair of plates.

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

132 (A) Approved nonprofit charitable and educational organizations previously authorized
133 under the prior enactment of this subdivision may accept and collect applications for special
134 registration plates from owners of Class A motor vehicles together with a special annual fee of
135 \$15, which is in addition to all other fees required by this chapter. The applications and fees shall
136 be submitted to the Division of Motor Vehicles with the request that the division issue a two
137 registration ~~plate~~ plates bearing a combination of letters or numbers with the organizations' logo
138 or emblem, with the maximum number of letters or numbers to be determined by the
139 commissioner.

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

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

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

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

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

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

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

168 (A) Any owner of a motor vehicle who is a resident of the State of West Virginia and who

169 is a certified firefighter may apply for a special license ~~plate~~ plates which ~~bears~~ bear the insignia
170 of the profession, for any number of Class A vehicles titled in the name of the qualified applicant.
171 Any insignia shall be designed by the commissioner. License plates issued pursuant to this
172 subdivision shall bear the requested insignia pursuant to the provisions of this article. Upon
173 presentation of written evidence of certification as a certified firefighter, certified firefighters are
174 eligible to purchase the special registration ~~plate~~ plates issued pursuant to this subdivision.

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

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

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

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

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

194 (13) The division may issue honorably discharged Marine Corps league members special

195 registration plates as follows:

196 (A) Upon appropriate application, the division shall issue to any honorably discharged
197 Marine Corps league member a two special registration ~~plate~~ plates for any number of vehicles
198 titled in the name of the qualified applicant with an insignia designed by the Commissioner of the
199 Division of Motor Vehicles.

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

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

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

209 (A) The division may issue a special registration ~~plate~~ plates for the members of any
210 military organization chartered by the United States Congress upon receipt of a guarantee from
211 the organization of a minimum of one hundred applicants. The insignia on the ~~plate~~ plates shall
212 be designed by the commissioner.

213 (B) Upon appropriate application, the division may issue members of the chartered
214 organization in good standing, as determined by the governing body of the chartered organization,
215 a two special registration ~~plate~~ plates for any number of vehicles titled in the name of the qualified
216 applicant.

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

221 this chapter.

222 (D) A surviving spouse may continue to use his or her deceased spouse's military
223 organization registration ~~plate~~ plates until the surviving spouse dies, remarries or does not renew
224 the special military organization registration ~~plate~~ plates.

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

227 (A) Upon appropriate application, the division shall issue a two special registration ~~plate~~
228 plates displaying a species of West Virginia wildlife which shall display a species of wildlife native
229 to West Virginia as prescribed and designated by the commissioner and the Director of the
230 Division of Natural Resources.

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

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

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

241 (A) Upon appropriate application, the division shall issue to any person who is a duly
242 qualified member of the Silver Haired Legislature a two specialized registration ~~plate~~ plates which
243 ~~bears~~ bear recognition of the applicant as a member of the Silver Haired Legislature.

244 (B) A qualified member of the Silver Haired Legislature may obtain ~~one~~ two registration
245 ~~plate~~ plates described in this subdivision for use on a passenger vehicle titled in the name of the
246 qualified applicant. The division shall charge an annual fee of \$15, in addition to all other fees

247 required by this chapter, for the ~~plate~~ pair of plates. All annual fees collected by the division shall
248 be deposited in the State Road Fund.

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

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

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

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

265 (C) A surviving spouse may continue to use his or her deceased spouse's honorably
266 discharged veterans license ~~plate~~ plates until the surviving spouse dies, remarries or does not
267 renew the license ~~plate~~ plates.

268 (19) Racing theme special registration plates:

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

271 (B) An annual fee of \$25 shall be charged for each pair of special racing theme registration
272 ~~plate~~ plates in addition to all other fees required by this chapter. All annual fees collected for each

273 special racing theme registration plate shall be deposited into the State Road Fund.

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

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

280 (A) Upon appropriate application, the division shall issue to any recipient of the Navy
281 Cross, Distinguished Service Cross, Distinguished Flying Cross, Air Force Cross, Silver Star,
282 Bronze Star or Air Medal, a two registration ~~plate~~ plates for any number of vehicles titled in the
283 name of the qualified applicant bearing letters or numbers. A separate registration plate shall be
284 designed by the Commissioner of Motor Vehicles for each award that denotes that those
285 individuals who are granted ~~this~~ the special registration ~~plate~~ plates are recipients of the Navy
286 Cross, Distinguished Service Cross, Distinguished Flying Cross, Air Force Cross, Silver Star or
287 Bronze Star, or Air Medal as applicable.

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

292 (C) A surviving spouse may continue to use his or her deceased spouse's Navy Cross,
293 Distinguished Service Cross, Distinguished Flying Cross, Air Force Cross, Silver Star, Bronze
294 Star or Air Medal special registration ~~plate~~ plates until the surviving spouse dies, remarries or
295 does not renew the special registration ~~plate~~ plates.

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

298 (A) Upon appropriate application, the division shall issue to any honorably discharged

299 veteran of any branch of the armed services of the United States with verifiable service during
300 World War II, the Korean War, the Vietnam War, the Persian Gulf War or the War Against
301 Terrorism a two special registration ~~plate~~ plates for any number of vehicles titled in the name of
302 the qualified applicant with an insignia designed by the commissioner denoting service in the
303 applicable conflict.

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

308 (C) A surviving spouse may continue to use his or her deceased spouse's honorably
309 discharged veterans registration ~~plate~~ plates until the surviving spouse dies, remarries or does
310 not renew the special registration ~~plate~~ plates.

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

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

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

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

325 State Road Fund.

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

329 (A) Upon appropriate application, the division shall issue to an applicant a two identical
330 registration ~~plate~~ plates of the applicant's choice, displaying a patriotic theme as provided in this
331 subdivision, for a vehicle titled in the name of the applicant. A series of registration plates
332 displaying patriotic themes shall be designed by the Commissioner of Motor Vehicles for
333 distribution to applicants.

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

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

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

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

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

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

348 (A) Upon appropriate application, the division may issue a special registration plate
349 depicting the symbol of the 4-H organization which represents the head, heart, hands and health
350 as well as the symbol of the Future Farmers of America organization which represents a cross

351 section of an ear of corn for any number of vehicles titled in the name of the qualified applicant.

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

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

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

359 (A) Upon appropriate application, the division may issue a two special registration ~~plate~~
360 plates designed by the commissioner for any number of vehicles titled in the name of the qualified
361 applicant.

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

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

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

369 (A) Upon appropriate application, the division may issue a two special registration ~~plate~~
370 plates designed by the commissioner for any number of vehicles titled in the name of the qualified
371 applicant. Persons desiring the special registration ~~plate~~ plates shall offer sufficient proof of
372 membership in Nemesis Shrine.

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

376 (C) An annual fee of \$15 shall be charged for each ~~plate~~ pair of plates in addition to all

377 other fees required by this chapter.

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

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

383 (A) Upon appropriate application, the division shall issue to any person who is a duly
384 qualified volunteer or employee of the American Red Cross a two specialized registration ~~plate~~
385 plates which ~~bears~~ bear recognition of the applicant as a volunteer or employee of the American
386 Red Cross for any number of vehicles titled in the name of the qualified applicant.

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

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

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

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

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

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

403 (A) Upon appropriate application, the division shall issue a two special registration ~~plate~~
404 plates designed by the commissioner for any number of vehicles titled in the name of the qualified
405 applicant. Persons desiring the special registration ~~plate~~ plates shall offer sufficient proof of
406 membership in the Knights of Columbus.

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

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

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

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

417 (A) Upon appropriate application, the division shall issue a two special registration ~~plate~~
418 plates designed by the commissioner for any number of vehicles titled in the name of the qualified
419 applicant. Persons desiring the special registration plate shall offer sufficient proof of former
420 service as an elected or appointed member of the West Virginia House of Delegates or the West
421 Virginia Senate.

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

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

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

428 (A) The division shall design and issue special registration plates for use by democratic

429 state or county executive committee members. The design of the plates shall include an insignia
430 of a donkey and shall differentiate by wording on the plate between state and county executive
431 committee members.

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

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

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

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

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

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

453 (B) A special initial application fee of \$10 shall be charged in addition to all other fees
454 required by law. This special fee shall be collected by the division and deposited in the State Road

455 Fund: *Provided*, That nothing in this section may be construed to exempt any veteran from any
456 other provision of this chapter.

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

460 (34) The division may issue special registration plates bearing the logo, symbol, insignia,
461 letters or words demonstrating association with West Liberty State College to any resident owner
462 of a motor vehicle. Resident owners may apply for the special license ~~plate~~ plates for any number
463 of Class A vehicles titled in the name of the applicant. The special registration plates shall be
464 designed by the commissioner. Each application submitted pursuant to this subdivision shall be
465 accompanied by payment of a special initial application fee of \$15, which is in addition to any
466 other registration or license fee required by this chapter. The division shall charge an annual fee
467 of \$15 for each pair of special registration ~~plate~~ plates in addition to all other fees required by this
468 chapter. All special fees shall be collected by the division and deposited into the State Road Fund.

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

471 (A) Upon appropriate application, the division may issue a two special registration ~~plate~~
472 plates designed by the commissioner for any number of vehicles titled in the name of the qualified
473 applicant. Persons desiring the special registration ~~plate~~ plates shall offer sufficient proof of
474 membership in the Harley Owners Group.

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

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

480 (36) The division may issue special registration plates for persons retired from any branch

481 of the armed services of the United States as follows:

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

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

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

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

496 (A) Upon appropriate application, the division may issue a two special registration ~~plate~~
497 plates designed by the commissioner for any number of vehicles titled in the name of the qualified
498 applicant.

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

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

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

506 (A) Any owner of a motor vehicle who is a resident of West Virginia may apply for a special

507 license ~~plate~~ plates depicting a farming scene or other apt reference to farming, whether in
508 pictures or words, at the discretion of the commissioner.

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

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

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

514 (A) Upon appropriate application, the division shall issue a two special registration ~~plate~~
515 plates displaying a children's education-related theme as prescribed and designated by the
516 commissioner and the state superintendent of Schools.

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

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

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

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

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

531 (C) The division shall charge a special one-time initial application fee of \$10 for each pair
532 of special license ~~plate~~ plates in addition to all other fees required by this chapter. All initial

533 application fees collected by the division shall be deposited into the State Road Fund: *Provided,*
534 That nothing in this section may be construed to exempt the applicant from any other provision of
535 this chapter.

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

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

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

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

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

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

558 (42) The division may issue a special registration ~~plate~~ plates for persons who are Native

559 Americans and residents of this state.

560 (A) Upon appropriate application, the division shall issue to an applicant who is a Native
561 American resident of West Virginia a two registration ~~plate~~ plates for a vehicle titled in the name
562 of the applicant with an insignia designed by the Commissioner of the Division of Motor Vehicles
563 to designate the recipient as a Native American.

564 (B) The division shall charge a special one-time initial application fee of \$10 in addition to
565 all other fees required by law. This 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~~ pair of plates in addition to all
568 other fees required by this chapter.

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

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

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

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

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

580 (A) Upon appropriate application, the division may issue a two special registration ~~plate~~
581 plates designed by the commissioner to recognize and honor breast cancer survivors, such ~~plate~~
582 plates to incorporate somewhere in the design the "pink ribbon emblem", for any number of
583 vehicles titled in the name of the applicant.

584 (B) The division shall charge a special initial application fee of \$10. This special fee shall

585 be deposited in the State Road Fund.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

632 (A) Upon appropriate application, the division may issue a two special registration ~~plate~~
633 plates designed by the commissioner in consultation with the West Virginia Bar Association for
634 any number of vehicles titled in the name of the qualified applicant. Persons desiring the special
635 registration ~~plate~~ plates shall offer sufficient proof of membership in the West Virginia Bar
636 Association.

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

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

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

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

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

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

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

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

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

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

662 (52) The division may issue special registration plates to present and former Boy Scouts

663 as follows:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

714 (C) An annual fee of \$15 shall be charged for each ~~plate~~ pair of plates in addition to all

715 other fees required by this chapter.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

766 (iii) The organization may not be a political party and may not have been created or exist

767 primarily to promote a specific political or social belief, as determined by the commissioner in his
768 or her sole discretion;

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

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

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

777 (B) Beginning July 1, 2010, an organization requesting the creation and issuance of a
778 special registration plate may make application with the division. The application shall include
779 sufficient information, as determined by the commissioner, to determine whether the special
780 registration plate requested and the organization making the application meet all of the
781 requirements set forth in this subdivision (60). The application shall also include a proposed
782 design, including lettering, logo, image or message to be placed on the registration plate. The
783 commissioner shall notify the organization of the commissioner's approval or disapproval of the
784 application.

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

792 (ii) If the organization fails to submit the required number of applications and fees within

793 six months of the effective date of the approval of the application for the plate by the
794 commissioner, the plate will not be produced until a new application is submitted and is approved
795 by the commissioner: *Provided*, That an organization that is unsuccessful in obtaining the
796 minimum number of applications may not make a new application for a special plate until at least
797 two years have passed since the approval of the previous application of the organization.

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

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

803 (F) Upon appropriate application, the division may issue a two special registration ~~plate~~
804 plates designed by the commissioner in consultation with the organization for any number of
805 vehicles titled in the name of a qualified registration plate applicant. Persons desiring the special
806 registration ~~plate~~ plates shall offer sufficient proof of membership in the organization.

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

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

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

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

815 (1) The commissioner may not begin the design or production of any license plates for
816 which eligibility is based on membership or affiliation with a particular private organization until at
817 least one hundred persons complete an application and deposit with the organization a check to
818 cover the first year's basic registration, one-time design and manufacturing costs and to cover the

819 first year additional annual fee. If the organization fails to submit the required number of
820 applications with attached checks within six months of the effective date of the original authorizing
821 legislation, the plate will not be produced and will require legislative reauthorization: *Provided,*
822 That an organization or group that is unsuccessful in obtaining the minimum number of
823 applications may not request reconsideration of a special plate until at least two years have
824 passed since the effective date of the original authorization: *Provided, however,* That the
825 provisions of this subdivision (1) are not applicable to the issuance of plates authorized pursuant
826 to subdivision (60), subsection (c) of this section.

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

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

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

843 (3) Qualified former prisoners of war and recipients of the Congressional Medal of Honor
844 may obtain a second set of special registration ~~plate~~ plates for use on a passenger vehicle titled

845 in the name of the qualified applicant. The division shall charge a one-time fee of \$10 to be
846 deposited into the State Road Fund, in addition to all other fees required by this chapter, for the
847 second set of special ~~plate~~ plates.

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

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

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

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

864 (h) The commissioner may, in his or her discretion, issue a two registration ~~plate~~ plates of
865 reflectorized material suitable for permanent use on motor vehicles, trailers and semitrailers,
866 together with appropriate devices to be attached to the registration to indicate the year for which
867 the vehicles have been properly registered or the date of expiration of the registration. The design
868 and expiration of the plates shall be determined by the commissioner. The commissioner shall,
869 whenever possible and cost effective, implement the latest technology in the design, production
870 and issuance of registration plates, indices of registration renewal and vehicle ownership

871 documents, including, but not limited to, offering Internet renewal of vehicle registration and the
 872 use of bar codes for instant identification of vehicles by scanning equipment to promote the
 873 efficient and effective coordination and communication of data for improving highway safety,
 874 aiding law enforcement and enhancing revenue collection.

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

§17A-3-15. Display of registration plates.

1 (a) Registration plates issued for vehicles required to be registered under this article shall
 2 be attached to the front and rear of the vehicles. ~~except that on truck tractors and road tractors~~
 3 ~~designed and constructed to pull trailers or semitrailers, the registration plate shall be mounted to~~
 4 ~~the front~~

5 (b) Every registration plate shall at all times be securely fastened in a horizontal position
 6 to the vehicle for which it is issued so as to prevent the plate from swinging and at a height of not
 7 less than twelve inches from the ground, measuring from the bottom of the plate, in a place and
 8 position to be clearly visible and shall be maintained free from foreign materials and in a condition
 9 to be clearly legible.

10 (c) Notwithstanding the provisions of subsection (b) of this section, an owner of a motor
 11 vehicle with a Class G registration as defined in section one, article ten of this chapter may choose
 12 to:

13 (1) Display a two standard, Class G registration ~~plate~~ plates in a horizontal position; or

14 (2) Display a two specially designed Class G registration ~~plate~~ plates in a vertical position
 15 issued by the Division of Motor Vehicles if the owner:

16 (A) Pays a one-time fee of \$25 to cover the additional cost and services necessary to

- 17 issue the pair of special registration ~~plate~~ plates to be deposited into a special revolving fund to
18 be used for the administration of this chapter; and
- 19 (B) Pays all other required fees and complies with all other applicable provisions of this
20 code regarding the titling, registration and operation of the vehicle.

NOTE: The purpose of this bill is to improve public safety by requiring license plates on the front and back of all vehicles.

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