

WEST VIRGINIA LEGISLATURE

2023 REGULAR SESSION

Introduced

House Bill 2794

By Delegates Holstein and Brooks

[Introduced January 18, 2023; Referred to the
Committee on Technology and Infrastructure]

1 A BILL to amend and reenact §17A-3-14 of the Code of West Virginia, 1931, as amended, relating
2 to permitting the creation of a special license plate for 100% disabled veterans.

Be it enacted by the Legislature of West Virginia:

**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 registration plate
2 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 the
5 registration number assigned to the vehicle for which it is issued; the name of this state, which may
6 be abbreviated; and the year number for which it is issued or the date of expiration of the plate.

7 (2) Every registration plate and the required letters and numerals on the plate shall be of
8 sufficient size to be plainly readable from a distance of 100 feet during daylight: *Provided*, That the
9 requirements of this subdivision shall not apply to the year number for which the plate is issued or
10 the date of expiration.

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

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

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

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

17 (A) Upon appropriate application, the division shall issue to the Secretary of State, State

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

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

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

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

38 (A) Upon receipt of an application on a form prescribed by the division and receipt of
39 written evidence from the chief executive officer of the Army National Guard or Air National Guard,
40 as appropriate, or the commanding officer of any United States armed forces reserve unit that the
41 applicant is a member thereof, the division shall issue to any member of the National Guard of this
42 state or a member of any reserve unit of the United States armed forces a special registration plate
43 designed by the commissioner for any number of Class A motor vehicles owned by the member.

44 Upon presentation of written evidence of retirement status, retired members of this state's Army or
45 Air National Guard, or retired members of any reserve unit of the United States armed forces, are
46 eligible to purchase the special registration plate issued pursuant to this subdivision.

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

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

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

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

60 (B) The commissioner shall propose rules for legislative approval in accordance with the
61 provisions of §29A-1-1 *et seq.* of this code regarding the orderly distribution of the plates:
62 *Provided*, That for purposes of this subdivision, the registration plates requested and issued shall
63 include all plates bearing the numbers two through 2,000.

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

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

68 (A) Upon appropriate application, the division shall issue to any honorably discharged
69 veteran of any branch of the armed services of the United States a special registration plate for

70 any number of vehicles titled in the name of the qualified applicant with an insignia designed by the
71 Commissioner of the Division of Motor Vehicles.

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

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

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

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

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

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

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

94 (A) Upon appropriate application, there shall be issued to any armed service person
95 holding the distinguished Purple Heart medal for persons wounded in combat a registration plate

96 for a vehicle titled in the name of the qualified applicant bearing letters or numbers. The
97 registration plate shall be designed by the Commissioner of the Division of Motor Vehicles and
98 shall denote that those individuals who are granted this special registration plate are recipients of
99 the Purple Heart. All letterings shall be in purple where practical.

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

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

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

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

110 (A) Upon appropriate application, the owner of a motor vehicle who was enlisted in any
111 branch of the armed services that participated in and survived the attack on Pearl Harbor on
112 December 7, 1941, the division shall issue a special registration plate for a vehicle titled in the
113 name of the qualified applicant. The registration plate shall be designed by the Commissioner of
114 the Division of Motor Vehicles.

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

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

120 (D) A survivor of the attack on Pearl Harbor may obtain a second survivors of the attack on
121 Pearl Harbor license plate as described in this section for use on a passenger vehicle titled in the

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

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

126 (A) Approved nonprofit charitable and educational organizations previously authorized
127 under the prior enactment of this subdivision may accept and collect applications for special
128 registration plates from owners of Class A motor vehicles together with a special annual fee of
129 \$15, which is in addition to all other fees required by this chapter. The applications and fees shall
130 be submitted to the Division of Motor Vehicles with the request that the division issue a registration
131 plate bearing a combination of letters or numbers with the organization's logo or emblem, with the
132 maximum number of letters or numbers to be determined by the commissioner.

133 (B) The commissioner shall propose rules for legislative approval in accordance with the
134 provisions of §29A-3-1 *et seq.* of this code regarding the procedures for and approval of special
135 registration plates issued pursuant to this subdivision.

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

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

143 (A) Any owner of a motor vehicle who is a resident of the State of West Virginia and who is
144 a certified paramedic or emergency medical technician, a member of a paid fire department, a
145 member of the State Fire Commission, the State Fire Marshal, the State Fire Marshal's assistants,
146 the State Fire Administrator, and voluntary rescue squad members may apply for a special license
147 plate for any number of Class A vehicles titled in the name of the qualified applicant which bears

148 the insignia of the profession, group, or commission. Any insignia shall be designed by the
149 commissioner. License plates issued pursuant to this subdivision shall bear the requested insignia
150 in addition to the registration number issued to the applicant pursuant to the provisions of this
151 article.

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

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

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

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

168 (B) Each application submitted pursuant to this subdivision shall be accompanied by an
169 affidavit stating that the applicant is justified in having a registration with the requested insignia,
170 proof of compliance with all laws of this state regarding registration and licensure of motor
171 vehicles, and payment of all required fees. The firefighter certification department, section, or
172 division of the West Virginia University fire service extension shall notify the commissioner in
173 writing immediately when a firefighter loses his or her certification. If a firefighter loses his or her

174 certification, the commissioner may not issue him or her a license plate under this subdivision.

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

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

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

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

185 (13) The division may issue honorably discharged Marine Corps League members special
186 registration plates as follows:

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

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

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

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

200 (A) The division may issue a special registration plate for the members of any military
201 organization chartered by the United States Congress upon receipt of a guarantee from the
202 organization of a minimum of 100 applicants. The insignia on the plate shall be designed by the
203 commissioner.

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

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

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

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

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

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

225 (C) The division shall charge a special one-time initial application fee of \$10 in addition to

226 all other fees required by this chapter. All initial application fees collected by the division shall be
227 deposited in the State Road Fund.

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

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

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

238 (17) Upon appropriate application, the commissioner shall issue to a classic motor vehicle
239 or classic motorcycle, as defined in §17A-10-3a of this code, a special registration plate designed
240 by the commissioner. An annual fee of \$15, in addition to all other fees required by this chapter,
241 shall be charged for each classic registration plate.

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

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

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

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

255 (19) Racing theme special registration plates:

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

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

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

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

267 (A) Upon appropriate application, the division shall issue to any recipient of the Navy
268 Cross, Distinguished Service Cross, Distinguished Flying Cross, Air Force Cross, Silver Star,
269 Bronze Star, or Air Medal, a registration plate for any number of vehicles titled in the name of the
270 qualified applicant bearing letters or numbers. A separate registration plate shall be designed by
271 the Commissioner of the Division of Motor Vehicles for each award that denotes that those
272 individuals who are granted this special registration plate are recipients of the Navy Cross,
273 Distinguished Service Cross, Distinguished Flying Cross, Air Force Cross, Silver Star, Bronze
274 Star, or Air Medal as applicable.

275 (B) The division shall charge a special initial application fee of \$10 in addition to all other
276 fees required by law. This special fee shall be collected by the division and deposited in the State
277 Road Fund: *Provided*, That nothing in this section exempts the applicant for a special registration

278 plate under this subdivision from any other provision of this chapter.

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

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

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

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

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

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

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

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

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

313 (23) The division may issue special registration plates which reflect patriotic themes,
314 including the display of any United States symbol, icon, phrase, or expression which evokes
315 patriotic pride or recognition. The division shall also issue registration plates with the words "In
316 God We Trust":

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

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

324 (C) The provisions of §17A-3-14(d) of this code are not applicable for the issuance of the
325 license plates designated by this subdivision.

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

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

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

330 required by this chapter.

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

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

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

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

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

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

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

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

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

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

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

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

367 (D) Notwithstanding the provisions of §17A-3-14(d) of this code, the time period for the
368 Nemesis Shrine to comply with the minimum 100 prepaid applications is hereby extended to
369 January 15, 2005.

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

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

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

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

381 (29) The division shall issue special registration plates to individuals who have received

382 the U.S. Army Combat Infantryman Badge, Combat Action Badge, or Combat Medical Badge; the
383 U.S. Marine Corps, U.S. Navy, or U.S. Coast Guard Combat Action Ribbon; or the U.S. Air Force
384 Combat Action Medal as follows:

385 (A) Upon appropriate application, the division shall issue a special registration plate
386 designed by the commissioner for any number of vehicles titled in the name of the qualified
387 applicant. Persons desiring the special registration plate shall offer sufficient proof that they have
388 received the U.S. Army Combat Infantryman Badge, Combat Action Badge, or Combat Medical
389 Badge; the U.S. Marine Corps, U.S. Navy, or U.S. Coast Guard Combat Action Ribbon; or the U.S.
390 Air Force Combat Action Medal.

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

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

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

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

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

405 (D) Notwithstanding the provisions of §17A-3-14(d) of this code, the time period for the
406 Knights of Columbus to comply with the minimum 100 prepaid applications is hereby extended to
407 January 15, 2007.

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

410 (A) Upon appropriate application, the division shall issue a special registration plate
411 designed by the commissioner for any number of vehicles titled in the name of the qualified
412 applicant. Persons desiring the special registration plate shall offer sufficient proof of former
413 service as an elected or appointed member of the West Virginia House of Delegates or the West
414 Virginia Senate.

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

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

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

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

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

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

432 (D) The division shall not begin production of a plate authorized under the provisions of this
433 subdivision until the division receives at least 100 completed applications from the state or county

434 executive committee members, including all fees required pursuant to this subdivision.

435 (E) Notwithstanding the provisions of §17A-3-14(d) of this code, the time period for the
436 democratic executive committee to comply with the minimum 100 prepaid applications is hereby
437 extended to January 15, 2005.

438 (33) The division may issue honorably discharged female veterans' special registration
439 plates as follows:

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

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

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

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

460 fees shall be collected by the division and deposited into the State Road Fund.

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

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

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

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

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

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

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

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

485 (37) The division may issue special registration plates bearing the logo, symbol, insignia,

486 letters, or words demonstrating association with or support for Fairmont State University as
487 follows:

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

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

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

496 (38) The division may issue special registration plates honoring the farmers of West
497 Virginia, and the division may issue special beekeeper pollinator registration plates as follows:

498 (A) Upon appropriate application, the division shall issue a special registration plate
499 depicting a farming scene or other apt reference to farming, whether in pictures or words, at the
500 discretion of the commissioner. Upon appropriate application, the division shall issue a special
501 registration plate displaying a pollinator species or advocating its protection as prescribed and
502 designated by the commissioner.

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

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

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

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

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

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

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

519 (A) The division may issue a special registration plate for members of the 82nd Airborne
520 Division Association upon receipt of a guarantee from the organization of a minimum of 100
521 applicants. The insignia on the plate shall be designed by the commissioner.

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

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

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

532 (41) The division may issue special registration plates to applicants supporting law-
533 enforcement officers, to retired members of the West Virginia State Police, and to survivors of
534 wounds received in the line of duty as a member with a West Virginia law-enforcement agency as
535 follows:

536 (A) Upon appropriate application, the division shall issue a special registration plate
537 designed by the commissioner which recognizes, supports, and honors the men and women of

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

545 (B) For special registration plates supporting law-enforcement officers, the division shall
546 charge a special initial application fee of \$10 in addition to all other fees required by law. This
547 special fee shall be collected by the division and deposited in the State Road Fund. An annual fee
548 of \$15 shall be charged for each plate supporting law-enforcement officers in addition to all other
549 fees required by this chapter.

550 (C) Registration plates issued pursuant to this subdivision to survivors of wounds received
551 in the line of duty as a member with a West Virginia law-enforcement agency are exempt from the
552 registration fees otherwise required by the provisions of this chapter. A surviving spouse may
553 continue to use his or her deceased spouse's special registration plate until the surviving spouse
554 dies, remarries, or does not renew the plate. Survivors of wounds received in the line of duty as a
555 member with a West Virginia law-enforcement agency may obtain a license plate as described in
556 this subdivision for use on a passenger vehicle titled in the name of the qualified applicant. The
557 division shall charge a one-time fee of \$10 to be deposited into the State Road Fund, in addition to
558 all other fees required by this chapter, for the second plate.

559 (D) Upon appropriate application, the division may issue special registration plates
560 designed by the commissioner for any number of vehicles titled in the name of the qualified
561 applicant who offers sufficient proof of being a retired member of the West Virginia State Police.
562 The division shall charge a special initial application fee of \$10 in addition to all other fees required
563 by law. This special fee shall be collected by the division and deposited in the State Road Fund.

564 (42) The division may issue a special registration plate for persons who are Native-
565 Americans and residents of this state:

566 (A) Upon appropriate application, the division shall issue to an applicant who is a Native-
567 American resident of West Virginia a registration plate for a vehicle titled in the name of the
568 applicant with an insignia designed by the Commissioner of the Division of Motor Vehicles to
569 designate the recipient as a Native-American.

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

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

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

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

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

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

584 (44) The division may issue special registration plates recognizing and honoring breast
585 cancer survivors. The division may also issue special registration plates to support a cure for
586 childhood cancer:

587 (A) Upon appropriate application, the division may issue a special registration plate
588 designed by the commissioner to recognize and honor breast cancer survivors, such plate to
589 incorporate somewhere in the design the "pink ribbon emblem", for any number of vehicles titled in

590 the name of the applicant. Upon appropriate application, the division may also issue a special
591 registration plate designed by the commissioner to support a cure for childhood cancer, such plate
592 to incorporate somewhere in the design the gold ribbon emblem with "WV Kids Cancer Crusaders"
593 below or next to the emblem and "Cure Childhood Cancer" at the bottom of the plate, for any
594 number of vehicles titled in the name of the applicant.

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

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

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

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

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

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

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

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

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

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

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

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

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

631 (48) The division may issue special registration plates supporting organ donation and
632 adoption as follows:

633 (A) Upon appropriate application, the division may issue a special registration plate
634 designed by the commissioner which recognizes, supports, and honors organ and tissue donors
635 and includes the words "Donate Life", and the division may issue a special registration plate
636 designed by the commissioner which supports and encourages adoption and includes the words
637 "Choose Life".

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

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

642 required by this chapter.

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

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

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

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

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

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

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

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

664 (51) The division may issue special registration plates honoring coal miners and the coal
665 industry, as well as other professions, as set forth in this subdivision as follows:

666 (A)(i) Upon appropriate application, the division shall issue a special registration plate
667 depicting and displaying coal miners in mining activities as prescribed and designated by the

668 commissioner and the board of the National Coal Heritage Area Authority.

669 (ii) The division may issue registration plates with the words "Friends of Coal".

670 (iii) The division may issue special registration plates recognizing the occupation of
671 linemen, showing appreciation for workers who construct and maintain utility lines, and depicting a
672 scene or other apt reference to the occupation of linemen, whether in words or pictures, at the
673 discretion of the commissioner.

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

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

679 (D) The provisions of §17A-3-14(d) of this code are not applicable for the issuance of
680 license plates designated by this subdivision.

681 (52) The division may issue special registration plates to present and former Boy Scouts,
682 and to present and former members of the Civil Air Patrol as follows:

683 (A) Upon appropriate application, the division may issue a special registration plate
684 designed by the commissioner for any number of vehicles titled in the name of the qualified
685 applicant. Persons desiring the special registration plate shall offer sufficient proof of present or
686 past membership in the Boy Scouts as either a member or a leader, or in the Civil Air Patrol, as
687 applicable. The special registration plates for the Civil Air Patrol shall be designed by the
688 commissioner in cooperation with the Civil Air Patrol.

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

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

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

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

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

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

704 (54) The division may issue special registration plates recognizing and memorializing
705 victims of domestic violence:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

758 (D) The provisions of §17A-3-14(d) of this code are not applicable for the issuance of
759 special license plates designated by this subdivision.

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

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

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

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

770 (D) The provisions of §17A-3-14(d) of this code are not applicable for the issuance of
771 special license plates designated by this subdivision.

772 (60) The commissioner may issue special registration plates for 100% disabled veterans
773 as follows:

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

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

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

782 (D) The provisions of §17A-3-14(d) of this code are not applicable for the issuance of
783 special license plates designated by this subdivision.

784 ~~(60)~~ (61) Upon approval by the commissioner of an appropriate application, and upon all
785 requirements of this subdivision being satisfied, the division may issue special registration plates
786 for Class A and Class G motor vehicles to members of an organization for which a special
787 registration plate has not been issued pursuant to any other subdivision in this subsection prior to
788 January 1, 2010, in accordance with the provisions of this subdivision:

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

792 (i) The organization must be a nonprofit organization organized and existing under Section
793 501(c)(3) of Title 26 of the Internal Revenue Code and based, headquartered, or have a chapter in
794 West Virginia;

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

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

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

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

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

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

808 (B) Beginning July 1, 2010, an organization requesting the creation and issuance of a
809 special registration plate may make application with the division. The application shall include
810 sufficient information, as determined by the commissioner, to determine whether the special
811 registration plate requested, and the organization making the application, meet all the
812 requirements set forth in this subdivision. The application shall also include a proposed design,
813 including lettering, logo, image, or message to be placed on the registration plate. The
814 commissioner shall notify the organization of the commissioner's approval or disapproval of the
815 application.

816 (C)(i) The commissioner may not begin the design or production of any license plates
817 authorized and approved pursuant to this subdivision until the organization which applied for the
818 special registration plate has collected and submitted collectively to the division applications
819 completed by at least 250 persons and collectively deposited with the division all fees necessary to
820 cover the first year's basic registration, one-time design and manufacturing costs, and to cover the
821 first year additional annual fee for all of the applications submitted.

822 (ii) If the organization fails to submit the required number of applications and fees within six
823 months of the effective date of the approval of the application for the plate by the commissioner,

824 the plate will not be produced until a new application is submitted and is approved by the
825 commissioner: *Provided*, That an organization that is unsuccessful in obtaining the minimum
826 number of applications may not make a new application for a special plate until at least two years
827 have passed since the approval of the previous application of the organization.

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

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

833 (F) Upon appropriate application, the division may issue a special registration plate
834 designed by the commissioner in consultation with the organization for any number of vehicles
835 titled in the name of a qualified registration plate applicant. Persons desiring the special
836 registration plate shall offer sufficient proof of membership in the organization.

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

839 (i) The number of valid registrations for the specialty plate falls below 250 plates for at least
840 12 consecutive months; or

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

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

845 (1) The commissioner may not begin the design or production of any license plates for
846 which eligibility is based on membership or affiliation with a particular private organization until at
847 least 100 persons complete an application and deposit with the organization a check to cover the
848 first year's basic registration, one-time design and manufacturing costs, and to cover the first year
849 additional annual fee. If the organization fails to submit the required number of applications with

850 attached checks within six months of the effective date of the original authorizing legislation, the
851 plate will not be produced and will require legislative reauthorization: *Provided*, That an
852 organization or group that is unsuccessful in obtaining the minimum number of applications may
853 not request reconsideration of a special plate until at least two years have passed since the
854 effective date of the original authorization: *Provided, however*, That the provisions of this
855 subdivision are not applicable to the issuance of plates authorized pursuant to §17A-3-14(c)(60) of
856 this code.

857 (2) The commissioner may not begin the design or production of any license plates
858 authorized by this section for which membership or affiliation with a particular organization is not
859 required until at least 250 registrants complete an application and deposit a fee with the division to
860 cover the first year's basic registration fee, one-time design and manufacturing fee, and additional
861 annual fee, if applicable. If the commissioner fails to receive the required number of applications
862 within six months of the effective date of the original authorizing legislation, the plate will not be
863 produced and will require legislative reauthorization: *Provided*, That if the minimum number of
864 applications is not satisfied within the six months of the effective date of the original authorizing
865 legislation, a person may not request reconsideration of a special plate until at least two years
866 have passed since the effective date of the original authorization.

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

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

873 (3) Qualified former prisoners of war and recipients of the Congressional Medal of Honor
874 may obtain a second special registration plate for use on a passenger vehicle titled in the name of
875 the qualified applicant. The division shall charge a one-time fee of \$10 to be deposited into the

876 State Road Fund, in addition to all other fees required by this chapter, for the second special plate.

877 (f) The division may issue special 10-year registration plates as follows:

878 (1) The commissioner may issue or renew for a period of no more than 10 years any
879 registration plate exempted from registration fees pursuant to any provision of this code or any
880 restricted use antique motor vehicle license plate authorized by §17A-10-3a of this code:
881 *Provided*, That the provisions of this subsection do not apply to any person who has had a special
882 registration suspended for failure to maintain motor vehicle liability insurance as required by §17D-
883 2A-3 of this code or failure to pay personal property taxes as required by §17A-3-3a of this code.

884 (2) An initial nonrefundable fee shall be charged for each special registration plate issued
885 pursuant to this subsection, which is the total amount of fees required by §17A-3-3, §17A-10-3a, or
886 §17A-10-15 of this code for the period requested.

887 (g) The provisions of this section may not be construed to exempt any registrant from
888 maintaining motor vehicle liability insurance as required by §17D-2A-3 of this code or from paying
889 personal property taxes on any motor vehicle as required by §17A-3-3a of this code.

890 (h) The commissioner may, in his or her discretion, issue a registration plate of
891 reflectorized material suitable for permanent use on motor vehicles, trailers, and semitrailers,
892 together with appropriate devices to be attached to the registration to indicate the year for which
893 the vehicles have been properly registered or the date of expiration of the registration. The design
894 and expiration of the plates shall be determined by the commissioner. The commissioner shall,
895 whenever possible and cost effective, implement the latest technology in the design, production,
896 and issuance of registration plates, indices of registration renewal and vehicle ownership
897 documents, including, but not limited to, offering Internet renewal of vehicle registration and the
898 use of bar codes for instant identification of vehicles by scanning equipment to promote the
899 efficient and effective coordination and communication of data for improving highway safety,
900 aiding law enforcement, and enhancing revenue collection.

901 (i) Any license plate issued or renewed pursuant to this chapter which is paid for by a check

902 that is returned for nonsufficient funds is void without further notice to the applicant. The applicant
903 may not reinstate the registration until the returned check is paid by the applicant in cash, money
904 order, or certified check and all applicable fees assessed as a result thereof have been paid.

905 (j) The division shall, upon request of a qualifying applicant, exempt one nonexempt
906 military special registration plate per qualifying applicant from all registration fees. For purposes of
907 this subsection:

908 (1) "Exempt military special registration plate" means a special registration plate related to
909 military service that is issued pursuant to this section for which registration fees are exempt
910 pursuant to this section or §17A-10-8 of this code, including, but not limited to, a special
911 registration plate issued to one of the following:

912 (A) A disabled veteran pursuant to §17A-3-14(c)(6), §17A-10-8(4), or §17A-10-8(5) of this
913 code;

914 (B) A recipient of the Purple Heart medal pursuant to §17A-3-14(c)(7) of this code;

915 (C) A survivor of the attack on Pearl Harbor pursuant to §17A-3-14(c)(8) of this code;

916 (D) A former prisoner of war pursuant to §17A-10-8(6) of this code; or

917 (E) A recipient of the Congressional Medal of Honor pursuant to §17A-10-8(7) of this code.

918 (2) "Nonexempt military special registration plate" means a special registration plate
919 related to military service that is issued pursuant to this section for which registration fees are not
920 exempt pursuant to this section or §17A-10-8 of this code, including, but not limited to, special
921 registration plate issued to one of the following:

922 (A) A member of the National Guard forces pursuant to §17A-3-14(c)(3) of this code;

923 (B) An honorably discharged veteran pursuant to §17A-3-14(c)(5) or §17A-3-14(c)(21) of
924 this code;

925 (C) An honorably discharged Marine Corps League member pursuant to §17A-3-14(c)(13)
926 of this code;

927 (D) A member of a military organization pursuant to §17A-3-14(c)(14) of this code;

928 (E) A recipient of the Navy Cross, Distinguished Service Cross, Distinguished Flying
929 Cross, Air Force Cross, Bronze Star, Silver Star, or Air Medal pursuant to §17A-3-14(c)(20) of this
930 code;

931 (F) A recipient of the Combat Infantry Badge or the Combat Medic Badge pursuant to
932 §17A-3-14(c)(29) of this code;

933 (G) An honorably discharged female veteran pursuant to §17A-3-14(c)(33) of this code;

934 (H) A person retired from any branch of the armed services of the United States pursuant
935 to §17A-3-14(c)(36) of this code; or

936 (I) A member of the 82nd Airborne Division Association pursuant to §17A-3-14(c)(40) of
937 this code.

938 (3) "Qualifying applicant" means an applicant who qualifies for an exempt military special
939 registration plate, and who also qualifies for a nonexempt military special registration plate, who
940 requests that the division issue one such nonexempt military special registration plate instead of
941 such exempt military special registration plate in order to have such nonexempt military special
942 registration plate be exempt from the payment of registration fees.

NOTE: The purpose of this bill is to create a special license plate for 100% disabled veterans.

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