

CS for EHB 1286

1 THE STATE SENATE  
2 Monday, April 11, 2005

3 Committee Substitute for  
4 ENGROSSED  
5 House Bill No. 1286

6 COMMITTEE SUBSTITUTE FOR ENGROSSED HOUSE BILL NO. 1286 - By:  
7 BALKMAN, BANZ, KIESEL, NANCE, WESSELHOFT and ROUSSELOT of the House  
8 and JOLLEY of the Senate.

9 [ motor vehicles - special license plates - codification -  
10 effective date ]

11 SECTION 1. AMENDATORY Section 12, Chapter 504, .S.L. 2004  
12 (47 O.S. Supp. 2004, Section 1135.3), is amended to read as follows:

13 Section 1135.3 A. The Oklahoma Tax Commission is hereby  
14 authorized to design and issue appropriate official special license  
15 plates to persons wishing to demonstrate support, interest, or  
16 membership to or for an organization, occupation, cause or other  
17 subject as provided by this section.

18 Special license plates shall not be transferred to any other  
19 person but shall be removed from the vehicle upon transfer of  
20 ownership and retained. The special license plate may then be used  
21 on another vehicle but only after such other vehicle has been  
22 registered for the current year.

23 Special license plates shall be renewed each year by the Tax  
24 Commission or a motor license agent. The Tax Commission shall  
25 annually notify by mail all persons issued special license plates.

1 The notice shall contain all necessary information and shall contain  
2 instructions for the renewal procedure upon presentation to a motor  
3 license agent or the Tax Commission. The license plates shall be  
4 issued on a staggered system.

5 The Tax Commission is hereby directed to develop and implement a  
6 system whereby motor license agents are permitted to accept  
7 applications for special license plates authorized under this  
8 section. The motor license agent shall confirm the applicant's  
9 eligibility, if applicable, collect and deposit any amount  
10 specifically authorized by law, accept and process the necessary  
11 information directly into such system and generate a receipt  
12 accordingly. For performance of these duties, motor license agents  
13 shall retain the fee provided in Section 1141.1 of ~~Title 47 of the~~  
14 ~~Oklahoma Statutes~~ this title for registration of a motor vehicle.  
15 The motor license agent fees for acceptance of applications and  
16 renewals shall be paid out of the Oklahoma Tax Commission  
17 Reimbursement Fund.

18 If fewer than one hundred of any type of special license plates  
19 authorized prior to January 1, 2004, are issued prior to January 1,  
20 2006, the Tax Commission shall discontinue issuance and renewal of  
21 that type of special license plate. Any such authorized special  
22 license plate registrant shall be allowed to display the license  
23 plate upon the designated vehicle until the registration expiration

1 date. After such time the expired special license plate shall be  
2 removed from the vehicle.

3 For special license plates authorized on or after July 1, 2004,  
4 no special license plates shall be developed or issued by the Tax  
5 Commission until the Commission receives one hundred (100) prepaid  
6 applications therefor. The prepaid applications must be received by  
7 the Tax Commission within one hundred and eighty (180) days of the  
8 effective date of the authorization or the authority to issue shall  
9 be null and void. In the event one hundred (100) prepaid  
10 applications are not received by the Tax Commission within such  
11 prescribed time period any payment so received shall be refunded  
12 accordingly.

13 B. The special license plates provided by this section are as  
14 follows:

15 1. Round and Square Dance License Plates - such plates shall be  
16 designed and issued to any person wishing to demonstrate support for  
17 round and square dancing;

18 2. National Association for the Advancement of Colored People  
19 License Plates - such plates shall be designed, subject to the  
20 criteria to be presented to the Tax Commission by the NAACP, and  
21 issued to any person wishing to demonstrate support for the NAACP;

22 3. National Rifle Association License Plates - such plates  
23 shall be designed, subject to the criteria to be presented to the

1 Tax Commission by the National Rifle Association, and issued to any  
2 person wishing to demonstrate support for the National Rifle  
3 Association;

4 4. Masonic Fraternity License Plates - such plates shall be  
5 designed and issued to any resident of this state who is a member of  
6 a Masonic Fraternity of Oklahoma. Such persons may apply for a  
7 Masonic Fraternity license plate for each vehicle with a rated  
8 carrying capacity of one (1) ton or less upon proof of a Masonic  
9 Fraternity membership or upon the presentment of an application for  
10 a Masonic Fraternity license plate authorized and approved by the  
11 Grand Lodge of Oklahoma. The license plates shall be designed in  
12 consultation with the Masonic Fraternities of Oklahoma and shall  
13 contain the Masonic emblem;

14 5. Shriner's Hospitals for Burned and Crippled Children License  
15 Plates - such plates shall be designed to demonstrate support for  
16 Shriner's Hospitals for Burned and Crippled Children and shall be  
17 issued to any resident of this state who is a member of a Shriner's  
18 Temple in Oklahoma. The license plate shall be designed in  
19 consultation with the Shriner's Temples in Oklahoma and shall  
20 contain the Shriner's emblem;

21 6. Balloonists License Plate - such plates shall be designed  
22 and issued to any person wishing to demonstrate support for hot air  
23 ballooning in this state;

1           7. Order of the Eastern Star License Plates - such plates shall  
2 be designed and issued to any resident of this state who is a member  
3 of an Order of the Eastern Star. Such persons may apply for an  
4 Order of the Eastern Star license plate for each vehicle with a  
5 rated carrying capacity of one (1) ton or less upon proof of an  
6 Order of the Eastern Star membership or upon the presentment of an  
7 application for an Order of the Eastern Star license plate  
8 authorized and approved by the organization. The license plate  
9 shall be designed in consultation with the Order of the Eastern Star  
10 and shall contain the Order of the Eastern Star emblem;

11           8. Knights of Columbus License Plates - such plates shall be  
12 designed and issued to any resident of this state who is a member of  
13 the Knights of Columbus. Such persons may apply for a Knights of  
14 Columbus license plate for each vehicle with a rated carrying  
15 capacity of one (1) ton or less upon proof of a Knights of Columbus  
16 membership or upon the presentment of an application for a Knights  
17 of Columbus license plate authorized and approved by the  
18 organization. The license plate shall be designed in consultation  
19 with the Knights of Columbus and shall contain the Knights of  
20 Columbus emblem;

21           9. Jaycees License Plates - such plates shall be designed and  
22 issued to members of the Jaycees. Persons applying for such license

1 plate must show proof of membership in the Jaycees. The license  
2 plates shall be designed in consultation with the Jaycees;

3 10. Ducks Unlimited License Plates - such plates shall be  
4 designed and issued to members of Ducks Unlimited. Persons applying  
5 for and renewing such license plates must show proof of tag  
6 membership in Ducks Unlimited. The license plates shall be designed  
7 in consultation with Ducks Unlimited;

8 11. Kiwanis International License Plates - such plates shall be  
9 designed and issued to members of Kiwanis International. Persons  
10 applying for such license plate must show proof of membership in  
11 Kiwanis International. The license plates shall be designed in  
12 consultation with Kiwanis International;

13 12. Certified Public Accountants License Plates - such plates  
14 shall be designed and issued to any resident of this state who is a  
15 Certified Public Accountant. Such persons may apply for a Certified  
16 Public Accountant license plate for each vehicle with a rated  
17 carrying capacity of one (1) ton or less upon proof of status as a  
18 Certified Public Accountant. The license plates shall be designed  
19 in consultation with the Oklahoma Society of Certified Public  
20 Accountants;

21 13. Civil Emergency Management License Plates - such plates  
22 shall be designed and issued to persons wishing to demonstrate  
23 support for the state civil emergency management system;

1        14. Civilian Conservation Corps License Plates - such plates  
2 shall be designed, subject to criteria to be presented to the Tax  
3 Commission, by the Civilian Conservation Corps Association, and  
4 issued to any person wishing to demonstrate support of the Civilian  
5 Conservation Corps;

6        15. Rotarian License Plates - such plates shall be designed and  
7 issued to any resident of this state who is a member of a Rotarian  
8 Club of Oklahoma. Such persons may apply for a Rotarian license  
9 plate for each vehicle with a rated carrying capacity of one (1) ton  
10 or less upon proof of a Rotarian Club membership or upon the  
11 presentment of an application for a Rotarian license plate  
12 authorized and approved by a Rotarian Club of Oklahoma. The license  
13 plates shall be designed in consultation with the five Rotarian  
14 District Governors and shall contain the Rotarian emblem;

15        16. Benevolent Protective Order of Elks - such plates shall be  
16 designed, subject to criteria to be presented to the Tax Commission,  
17 by the Benevolent Protective Order of Elks, and issued to any  
18 resident of this state who is a member of the Benevolent Protective  
19 Order of Elks;

20        17. Humane Society License Plates - such plates shall be  
21 designed and issued to any person wishing to demonstrate support for  
22 the Humane Society of the United States. The plates shall be issued  
23 to any person in any combination of numbers and letters from one to

1 a maximum of seven, as for personalized license plates. The plate  
2 shall contain the official Humane Society logo;

3 18. Oklahoma Mustang Club - such plates shall be designed,  
4 subject to criteria to be presented to the Tax Commission, by the  
5 Oklahoma Mustang Club, and issued to any resident of this state who  
6 is a member of the Oklahoma Mustang Club. Such persons may apply  
7 for an Oklahoma Mustang Club license plate upon presentment of proof  
8 of membership in the Oklahoma Mustang Club. The plates shall be  
9 issued to any person in any combination of numbers and letters from  
10 one to a maximum of seven, as for personalized license plates;

11 19. American Business Clubs (AMBUCS) License Plates - such  
12 plates shall be designed and issued to members of American Business  
13 Clubs. Persons applying for such license plate must show proof of  
14 membership in AMBUCS. The license plates shall be designed in  
15 consultation with American Business Clubs;

16 20. West Point 200th Anniversary License Plates - such plates  
17 shall be designed and issued to any person wishing to commemorate  
18 the Two Hundredth Anniversary of the founding of the United States  
19 Military Academy at West Point, New York. The license plates shall  
20 be designed in consultation with the West Point Society of Central  
21 Oklahoma;

22 21. Northern Cherokee Nation of the Old Louisiana Territory  
23 License Plate - such plates shall be designed and issued to persons

1 wishing to demonstrate support or affiliation with the Northern  
2 Cherokee Nation of the Old Louisiana Territory;

3       22. Oklahoma Aquarium License Plate - such plates shall be  
4 designed and issued to persons wishing to demonstrate support for  
5 the Oklahoma Aquarium. The plates shall be issued to any person in  
6 any combination of numbers and letters from one to a maximum of  
7 seven, as for personalized license plates. The license plates shall  
8 be designed in consultation with the Oklahoma Aquarium. Effective  
9 January 1, 2006, the Tax Commission shall be authorized to accept  
10 applications for this special license plate pursuant to the  
11 provisions of subsection A of this section;

12       23. The Pride of Broken Arrow License Plates - such plates  
13 shall be designed and issued to any person wishing to demonstrate  
14 support for The Pride of Broken Arrow marching band. The plates  
15 shall be designed in consultation with the Broken Arrow Public  
16 School System;

17       24. Fellowship of Christian Athletes License Plates - such  
18 plates shall be designed in consultation with the Fellowship of  
19 Christian Athletes and issued to members and supporters of the  
20 Fellowship of Christian Athletes;

21       25. Parrothead Club License Plates - such plates shall be  
22 designed and issued to members and supporters of the Parrothead  
23 Club. The license plate shall be issued to any person in any

1 combination of numbers and letters from one to a maximum of seven as  
2 for personalized license plates;

3 26. Oklahoma Bicycling Coalition License Plates - such plates  
4 shall be designed and issued to any person who is a member of the  
5 Oklahoma Bicycling Coalition. The license plates shall be designed  
6 in consultation with the Oklahoma Bicycling Coalition;

7 27. Electric Lineman License Plate - such plates shall be  
8 designed and issued to persons wishing to demonstrate support for  
9 Oklahoma's electric linemen. The license plates shall be designed  
10 in consultation with the Oklahoma Electric Superintendent's  
11 Association;

12 28. Alpha Kappa Alpha License Plate - such plates shall be  
13 designed and issued to persons wishing to demonstrate support for  
14 Alpha Kappa Alpha Sorority. The license plates shall be designed in  
15 consultation with the Oklahoma Chapter of Alpha Kappa Alpha  
16 Sorority;

17 29. Kappa Alpha Psi Fraternity Incorporated License Plate -  
18 such plates shall be designed and issued to persons wishing to  
19 demonstrate support for Kappa Alpha Psi Fraternity Incorporated.  
20 The license plates shall be designed in consultation with the  
21 Oklahoma Chapter of Kappa Alpha Psi Fraternity Incorporated;

22 30. The National Pan-Hellenic Council Incorporated License  
23 Plate - such plates shall be designed and issued to any person

1 wishing to demonstrate support to any of the nine sororities and  
2 fraternities recognized by the National Pan-Hellenic Council  
3 Incorporated. The license plates shall be designed in consultation  
4 with the Oklahoma Chapter of the National Pan-Hellenic Council  
5 Incorporated; ~~and~~

6 31. Organ, Eye and Tissue License Plate - such plates shall be  
7 designed and issued to persons wishing to demonstrate support and  
8 increase awareness for organ, eye and tissue donation. The license  
9 plates shall be designed in consultation with the Oklahoma Organ  
10 Donor Education and Awareness Program Advisory Council; and

11 32. Central Oklahoma Habitat for Humanity License Plate - such  
12 plates shall be designed and issued to persons wishing to  
13 demonstrate support and increase awareness for Habitat for Humanity.  
14 The license plate shall be designed in consultation with Central  
15 Oklahoma Habitat for Humanity.

16 C. The fee for such plates shall be Fifteen Dollars (\$15.00)  
17 and shall be in addition to all other registration fees provided by  
18 the Oklahoma Vehicle License and Registration Act. Unless otherwise  
19 provided in this section, the fee shall be apportioned as follows:  
20 Eight Dollars (\$8.00) of the special license plate fee shall be  
21 deposited in the Oklahoma Tax Commission Reimbursement Fund to be  
22 used for the administration of the Oklahoma Vehicle License and  
23 Registration Act and the remaining Seven Dollars (\$7.00) of the

1 special license plate fee shall be apportioned as provided in  
2 Section 1104 of ~~Title 47 of the Oklahoma Statutes~~ this title.

3 SECTION 2. AMENDATORY Section 14, Chapter 504, O.S.L.  
4 2004 (47 O.S. Supp. 2004, Section 1135.5), is amended to read as  
5 follows:

6 Section 1135.5 A. The Oklahoma Tax Commission is hereby  
7 authorized to design and issue appropriate official special license  
8 plates to persons wishing to demonstrate support and provide  
9 financial assistance as provided by this section.

10 Special license plates shall not be transferred to any other  
11 person but shall be removed from the vehicle upon transfer of  
12 ownership and retained. The special license plate may then be used  
13 on another vehicle but only after such other vehicle has been  
14 registered for the current year with a motor license agent.

15 Special license plates shall be renewed each year by the Tax  
16 Commission or a motor license agent. The Tax Commission shall  
17 annually notify by mail all persons issued special license plates.  
18 The notice shall contain all necessary information and shall contain  
19 instructions for the renewal procedure upon presentation to a motor  
20 license agent or the Tax Commission. The license plates shall be  
21 issued on a staggered system.

22 The Tax Commission is hereby directed to develop and implement a  
23 system whereby motor license agents are permitted to accept

1 applications for special license plates authorized under this  
2 section. The motor license agent shall confirm the applicant's  
3 eligibility, if applicable, collect and deposit any amount  
4 specifically authorized by law, accept and process the necessary  
5 information directly into such system and generate a receipt  
6 accordingly. For performance of these duties, motor license agents  
7 shall retain the fee provided in Section 1141.1 of ~~Title 47 of the~~  
8 ~~Oklahoma Statutes~~ this title for registration of a motor vehicle.  
9 The motor license agent fees for acceptance of applications and  
10 renewals shall be paid out of the Oklahoma Tax Commission  
11 Reimbursement Fund.

12 If fewer than one hundred of any type of special license plates  
13 authorized prior to January 1, 2004, are issued prior to January 1,  
14 2006, the Tax Commission shall discontinue issuance and renewal of  
15 that type of special license plate. Any such authorized special  
16 license plate registrant shall be allowed to display the license  
17 plate upon the designated vehicle until the registration expiration  
18 date. After such time the expired special license plate shall be  
19 removed from the vehicle.

20 For special license plates authorized on or after July 1, 2004,  
21 no special license plates shall be developed or issued by the Tax  
22 Commission until the Commission receives one hundred ~~(100)~~ prepaid  
23 applications therefor. The prepaid applications must be received by

1 the Tax Commission within one hundred and eighty (180) days of the  
2 effective date of the authorization or the authority to issue shall  
3 be null and void. In the event one hundred ~~(100)~~ prepaid  
4 applications are not received by the Tax Commission within such  
5 prescribed time period any payment so received shall be refunded  
6 accordingly.

7 B. The special license plates provided by this section are as  
8 follows:

9 1. University or College Supporter License Plates - such plates  
10 shall be designed and issued to any person wishing to demonstrate  
11 support to any state-supported or private university or college. As  
12 provided in this section, an amount of the fee collected shall be  
13 apportioned as provided in Section 1104.1 of ~~Title 47 of the~~  
14 ~~Oklahoma Statutes~~ this title;

15 2. Environmental Awareness License Plates - such plates shall  
16 be designed, subject to the criteria to be presented to the Tax  
17 Commission by the Department of Environmental Quality in  
18 consultation with the Oklahoma Arts Council, and issued to any  
19 person wishing to demonstrate support to implement the statewide  
20 general public environmental education program created pursuant to  
21 the provisions of the Oklahoma Environmental Quality Code. Such  
22 plates shall be designed and issued to any person in any combination  
23 of numbers and letters from one to a maximum of seven, as for

1 personalized license plates. A dealer's license plate issued  
2 pursuant to Section 1116.1 or 1128 of ~~Title 47 of the Oklahoma~~  
3 ~~Statutes~~ this title may be designated an Environmental Awareness  
4 License Plate upon payment of the fee imposed by this section and  
5 any other registration fees required by the Oklahoma Vehicle License  
6 and Registration Act. As provided in this section, an amount of the  
7 fee collected shall be apportioned pursuant to Section 1104.2 of  
8 ~~Title 47 of the Oklahoma Statutes~~ this title;

9 3. Firefighter License Plates - such plates shall be designed  
10 for any career or retired firefighter, volunteer or paid.  
11 Firefighters may apply for firefighter plates for up to four  
12 vehicles with a rated capacity of one (1) ton or less or for a  
13 motorcycle upon proof of a fire department membership by either an  
14 identification card or letter from the chief of the fire department.  
15 Retirees who are eligible for such plates shall provide proof of  
16 eligibility upon initial application, but shall not be required to  
17 provide proof of eligibility annually. The surviving spouse of any  
18 deceased firefighter, if the spouse has not since remarried, may  
19 apply for a firefighter license plate for one vehicle with a rated  
20 carrying capacity of one (1) ton or less or for a motorcycle upon  
21 proof that the deceased firefighter was a member of a fire  
22 department by either an identification card or letter from the chief  
23 of the fire department.

1        Except for motorcycles, the license plate shall have the legend  
2 "Oklahoma" in the color Pantone 186C Red and shall contain no more  
3 than three letters and three numbers in the color Pantone 301C Blue.  
4 Between the letters and numbers shall be the Firefighter Maltese  
5 Cross Logo in the color Pantone 186C Red outlined in the color  
6 Pantone 301C Blue. Below the letters and the logo shall be the word  
7 "Firefighter" in the color Pantone 186C Red. The license plate for  
8 motorcycles may be of a similar design as space permits or a new  
9 design in order to meet the space requirements of a motorcycle  
10 license plate. The plates shall not be subject to the design  
11 requirements of any other license plates prescribed by law other  
12 than the space for the placement of the yearly decals for each  
13 succeeding year of registration after the initial issue.

14        As provided in this section, an amount of the fee collected  
15 shall be deposited to the Oklahoma State Firemen's Museum Building &  
16 Memorial Fund for support of the Oklahoma Firefighter Fallen and  
17 Living Memorial;

18        4. Wildlife Conservation License Plates - such plates shall be  
19 designed, subject to the criteria to be presented to the Tax  
20 Commission by the Oklahoma Department of Wildlife Conservation in  
21 consultation with the Oklahoma Arts Council, and issued to any  
22 person wishing to demonstrate support for wildlife conservation in  
23 this state through the Wildlife Diversity Fund, provided for in

1 Section 3-310 of Title 29 of the Oklahoma Statutes. Such plates may  
2 be designed and issued to any person as for personalized license  
3 plates.

4 As provided in this section, an amount of the fee collected  
5 shall be apportioned pursuant to subsection D of Section 3-310 of  
6 Title 29 of the Oklahoma Statutes;

7 5. Child Abuse Prevention License Plates - such plates shall be  
8 designed, subject to the criteria to be presented to the Tax  
9 Commission by the Office of Child Abuse Prevention in the State  
10 Department of Health and the Oklahoma Committee to Prevent Child  
11 Abuse, and issued to any person wishing to demonstrate support for  
12 the prevention of child abuse.

13 As provided in this section, an amount of the fee collected  
14 shall be deposited in the Child Abuse Prevention Fund;

15 6. United States Olympic Committee Supporter License Plates -  
16 such plates shall be designed and issued to any person wishing to  
17 demonstrate support for the United States Olympic Committee. The  
18 plates shall be issued to any person in any combination of numbers  
19 and letters from one to a maximum of seven, as for personalized  
20 license plates. The plate shall contain the official United States  
21 Olympic Committee logo. The Tax Commission shall be authorized, if  
22 necessary, to enter into a licensing agreement with the United  
23 States Olympic Committee for any licensing fees which may be

1 required in order to use the United States Olympic Committee logo or  
2 design. The licensing agreement shall provide for a payment of not  
3 more than Twenty-five Dollars (\$25.00) for each license plate  
4 issued;

5 7. Oklahoma History License Plates - such plates shall be  
6 designed and issued to any person wishing to demonstrate interest in  
7 Oklahoma history. As provided in this section, an amount of the fee  
8 collected shall be deposited to the Oklahoma Historical Society  
9 Revolving Fund to be used for educational purposes;

10 8. Historic Route 66 License Plates - such plates shall be  
11 designed to honor historic Route 66, also known as the "Mother  
12 Road". As provided in this section, an amount of the fee collected  
13 shall be apportioned to the Oklahoma Tourism and Recreation  
14 Department Revolving Fund to be distributed to the Route 66 Museum  
15 located in Clinton, Oklahoma;

16 9. Heart of the Heartland License Plates - such plates shall be  
17 designed and issued to any person wishing to honor the victims of  
18 the terrorist bombing attack on the Alfred P. Murrah Federal  
19 Building in downtown Oklahoma City on April 19, 1995. As provided  
20 in this section, an amount of the fee collected shall be deposited  
21 in the Heart of the Heartland Scholarship Fund, as established in  
22 Section 2282 of Title 70 of the Oklahoma Statutes;

1           10. Emergency Medical Technician License Plates - such plates  
2 shall be designed and issued to any person who is an emergency  
3 medical technician. Such persons may apply for an emergency medical  
4 technician license plate for each vehicle with a rated carrying  
5 capacity of one (1) ton or less upon proof of an emergency medical  
6 technician's license. The license plate shall be designed in  
7 consultation with the state association of emergency medical  
8 technicians. As provided in this section, an amount of the fee  
9 collected shall be apportioned to the county of residence of the  
10 person purchasing the plates to be equally apportioned by the county  
11 to the city and county volunteer fire departments in the county;

12           11. Fight Breast Cancer License Plates - such plates shall be  
13 designed to demonstrate support for the prevention and treatment of  
14 breast cancer in this state. As provided in this section, an amount  
15 of the fee collected shall be apportioned to the Breast Cancer Act  
16 Revolving Fund;

17           12. Crime Victims Awareness License Plates - such plates shall  
18 be designed and issued to any person wishing to demonstrate  
19 awareness of and support for victims of crimes. The license plates  
20 shall be designed in consultation with the Oklahoma Crime Victims  
21 Centre. As provided in this section, an amount of the fee collected  
22 shall be apportioned to the Attorney General's Revolving Fund for  
23 the Office of the Attorney General, which is hereby directed to use

1 such funds to contract with a statewide nonprofit organization to  
2 provide services to crime victims;

3 13. Oklahoma Safe Kids Association License Plates - such plates  
4 shall be designed and issued to any person wishing to demonstrate  
5 support and awareness of the Oklahoma Safe Kids Association. The  
6 license plate shall be designed in consultation with the Oklahoma  
7 Safe Kids Association. As provided in this section, an amount of  
8 the fee collected shall be deposited in the Children's Hospital -  
9 Oklahoma Safe Kids Association Revolving Fund to be distributed to  
10 the Oklahoma Safe Kids Association program;

11 14. Four-H Club License Plates - such plates shall be designed,  
12 subject to criteria to be presented to the Tax Commission by the  
13 Four-H Foundation, and issued to any person wishing to demonstrate  
14 support of the Four-H Club. Such plates may be designed and issued  
15 to any person as for personalized license plates. As provided in  
16 this section, an amount of the fee collected shall be apportioned to  
17 the OSU Extension Service License Plate Revolving Fund created in  
18 Section 1104.4 of ~~Title 47 of the Oklahoma Statutes~~ this title;

19 15. Agricultural Awareness License Plates - such plates shall  
20 be designed, subject to criteria to be presented to the Tax  
21 Commission, by the Oklahoma Department of Agriculture, Food, and  
22 Forestry in consultation with the Oklahoma Arts Council, and issued  
23 to any person wishing to demonstrate support of the Department's Ag

1 in the Classroom Education Program. As provided in this section, an  
2 amount of the fee collected shall be apportioned as provided in  
3 Section 1104.3 of ~~Title 47 of the Oklahoma Statutes~~ this title;

4 16. Oklahoma Statehood Centennial License Plates - such plates  
5 shall be designed and issued to any person wishing to commemorate  
6 the centennial of Oklahoma's admission to statehood in 1907. The  
7 license plates shall be designed in consultation with the Oklahoma  
8 Capitol Complex and Centennial Commemoration Commission. As  
9 provided in this section, an amount of the fee collected shall be  
10 deposited in the Oklahoma Capitol Complex and Centennial  
11 Commemoration Commission Revolving Fund created in Section 98.5 of  
12 Title 73 of the Oklahoma Statutes;

13 17. Support Education License Plates - such plates shall be  
14 designed, subject to criteria to be presented to the Tax Commission  
15 by the State Department of Education in consultation with the  
16 Oklahoma Arts Council, and issued to any person wishing to  
17 demonstrate support for education in this state. All motor license  
18 agents shall display a sample of the Support Education License plate  
19 in the area of the business accessed by the public. Twenty-three  
20 Dollars (\$23.00) of the fee collected shall be apportioned as  
21 follows:

22 a. five percent (5%) shall be deposited to the Education  
23 Reform Revolving Fund,

- 1           b.    five percent (5%) shall be deposited to the Higher  
2                    Education Revolving Fund,  
3           c.    five percent (5%) shall be deposited to the State  
4                    Career Technology Fund, and  
5           d.    eighty-five percent (85%) of the fee shall be  
6                    deposited to the Teachers' Retirement Benefit Fund as  
7                    set forth in Section 17-108 of Title 70 of the  
8                    Oklahoma Statutes.

9           However, when the Teachers' Retirement Benefit Fund attains a  
10           seventy percent (70%) funded ratio based on an annual actuarial  
11           valuation as required by law, the amount of the fee shall be  
12           apportioned equally pursuant to subparagraphs a, b and c of this  
13           paragraph;

14           18. Retired Oklahoma Highway Patrol Officers License Plates -  
15           such plates shall be designed and issued to any retired officer of  
16           the Oklahoma Highway Patrol. The license plate shall have the  
17           legend "Oklahoma" and shall contain, in the center of the plate, the  
18           Highway Patrol Officers patch using the same colors and pattern as  
19           used in the patch. Centered on the bottom of the license plate  
20           shall be the word "Retired". The letters "TRP" shall be used in  
21           combination with three numbers on either side of the insignia or  
22           emblem. The color of the letters and numbers shall be brown.  
23           Retirees who are eligible for such plates shall provide proof of

1 eligibility upon initial application, but shall not be required to  
2 provide proof of eligibility annually. The surviving spouse of any  
3 deceased retired officer of the Oklahoma Highway Patrol, if the  
4 spouse has not since remarried, or if remarried, the remarriage is  
5 terminated by death, divorce, or annulment, may apply for a Retired  
6 Oklahoma Highway Patrol Officers license plate. As provided in this  
7 section, an amount of the fee collected shall be deposited into the  
8 Law Enforcement Retirement Fund;

9 19. Boy Scouts of America Supporter License Plates - such  
10 plates shall be designed and issued to any person wishing to  
11 demonstrate support for the Boy Scouts of America. The plates shall  
12 be issued to any person in any combination of numbers and letters  
13 from one to a maximum of seven, as for personalized license plates.  
14 The plate shall contain the official Boy Scouts of America logo.  
15 The Tax Commission shall be authorized, if necessary, to enter into  
16 a licensing agreement with the Boy Scouts of America for any  
17 licensing fees which may be required in order to use the Boy Scouts  
18 of America logo or design. The licensing agreement shall provide  
19 for a payment to the Boy Scouts of America of not more than Twenty  
20 Dollars (\$20.00) for each license plate issued;

21 20. Urban Forestry and Beautification License Plates - such  
22 plates shall be designed, subject to criteria to be presented to the  
23 Tax Commission, by the Oklahoma Department of Agriculture, Food, and

1 Forestry in consultation with nonprofit organizations in this state  
2 that develop and operate programs to encourage urban forestry and  
3 beautification, and issued to any person wishing to demonstrate  
4 support of such programs. As provided in this section, an amount of  
5 the fee collected shall be apportioned as provided in Section 1104.5  
6 of ~~Title 47 of the Oklahoma Statutes~~ this title;

7 21. Oklahoma State Parks Supporter License Plates - such plates  
8 shall be designed, subject to criteria to be presented to the Tax  
9 Commission by the Oklahoma Tourism and Recreation Department, and  
10 issued to any person wishing to demonstrate support for the Oklahoma  
11 state parks system. Twenty-three Dollars (\$23.00) of the fee  
12 collected shall be deposited in the Oklahoma Tourism and Recreation  
13 Department Revolving Fund. Such money shall be designated for and  
14 may only be expended for the support of Oklahoma state parks;

15 22. Adoption Creates Families License Plates - such plates  
16 shall be issued to any person wishing to demonstrate support of  
17 pregnant women who are committed to placing their children for  
18 adoption and wishing to provide assistance to guardians, adoptive  
19 parents and other created families to assist in the adoption and  
20 placement of children in permanent, safe homes. The license plates  
21 shall be designed and final terminology delivered in consultation  
22 with the Oklahoma Adoption Coalition and the Department of Human  
23 Services. Twenty-five Dollars (\$25.00) of the fee collected shall

1 be deposited in a revolving fund established in the State Treasury  
2 for and to be used by the Department of Human Services for the  
3 implementation of the Investing in Stronger Oklahoma Families Act  
4 specifically for created families;

5 23. Choose Life License Plates - such plates shall be designed,  
6 subject to criteria presented to the Tax Commission, by Choose Life,  
7 Inc., and issued to any person who wishes to demonstrate support of  
8 organizations that encourage adoption as a positive choice for women  
9 with unplanned pregnancies. As provided in this section, an amount  
10 of the fee collected shall be deposited in the Choose Life  
11 Assistance Program Revolving Fund established in Section 1104.6 of  
12 ~~Title 47 of the Oklahoma Statutes~~ this title;

13 24. Future Farmers of America License Plate - such plates shall  
14 be designed and issued to persons wishing to demonstrate support for  
15 the Oklahoma FFA (formerly known as Future Farmers of America). The  
16 license plates shall be designed in consultation with the Oklahoma  
17 FFA Foundation Board of Directors. As provided in this section, an  
18 amount of the fee collected shall be apportioned as provided in  
19 Section 1104.7 of ~~Title 47 of the Oklahoma Statutes~~ this title;

20 25. Lions Club License Plates - such plates shall be designed  
21 and issued to persons wishing to demonstrate support for the Lions  
22 Club of Oklahoma. The plates shall be issued to any person in any  
23 combination of numbers and letters from one to a maximum of seven,

1 as for personalized license plates. The license plates shall be  
2 designed in consultation with the Oklahoma Lions Service Foundation  
3 and shall contain the official logo of the International Association  
4 of Lions Clubs. The Tax Commission shall be authorized to enter  
5 into a licensing agreement with the Oklahoma Lions Service  
6 Foundation. The licensing agreement shall provide for a payment to  
7 the Oklahoma Lions Service Foundation of not more than Ten Dollars  
8 (\$10.00) for each license plate issued;

9 26. Color Oklahoma License Plates - such plates shall be  
10 designed, subject to criteria to be presented to the Tax Commission  
11 by the Oklahoma Native Plant Society, and issued to any person  
12 wishing to demonstrate support for preserving and planting  
13 wildflowers and native plants in Oklahoma and to promote Oklahoma's  
14 wildflower heritage through education. As provided in this section,  
15 an amount of the fee collected shall be apportioned as provided in  
16 Section & 1104.8 of this ~~act~~ title;

17 27. Girl Scouts of the United States of America Supporter  
18 License Plates - such plates shall be designed and issued to any  
19 person wishing to demonstrate support for the Girl Scouts of the  
20 United States of America. The plates shall be issued to any person  
21 in any combination of numbers and letters from one to a maximum of  
22 seven, as for personalized license plates. The plate shall contain  
23 the official Girl Scouts of the United States of America logo. The

1 Tax Commission shall be authorized, if necessary, to enter into a  
2 licensing agreement with the Girl Scouts of the United States of  
3 America for any licensing fees which may be required in order to use  
4 the Girl Scouts of the United States of America logo or design. The  
5 licensing agreement shall provide for a payment to the Girl Scouts  
6 of Magic Empire Council, acting on behalf of all Oklahoma Girl Scout  
7 councils, of not more than Twenty Dollars (\$20.00) for each license  
8 plate issued;

9 28. Oklahoma City Memorial Marathon License Plates - such  
10 plates shall be designed and issued to any person wishing to  
11 demonstrate support for the Oklahoma City Memorial Marathon. The  
12 plate shall be designed in consultation with the Oklahoma City  
13 Memorial Marathon. The Tax Commission shall be authorized to enter  
14 into a licensing agreement with the Oklahoma City Memorial Marathon  
15 for any licensing fees which may be required in order to use the  
16 Oklahoma City Memorial Marathon logo or design. The licensing  
17 agreement shall provide for a payment to the Oklahoma City Memorial  
18 Marathon of not more than Twenty Dollars (\$20.00) for each license  
19 plate issued;

20 29. Oklahoma Scenic Rivers License Plate - such plates shall be  
21 designed to demonstrate support for the Oklahoma Scenic Rivers. The  
22 plates shall be designed in consultation with the Oklahoma Scenic

1 Rivers Commission. Twenty-five Dollars (\$25.00) of the fee shall be  
2 apportioned to the Oklahoma Scenic Rivers Commission;

3 30. Fight Cancer License Plate - such plates shall be designed  
4 to demonstrate support for the Oklahoma Central Cancer Registry.  
5 ~~The plate shall contain the American Cancer Society logo. The~~  
6 ~~American Cancer Society logo shall be used in accordance with the~~  
7 ~~American Cancer Society's branding guidelines and shall only be~~  
8 ~~utilized to support~~ plates shall be designed in consultation with  
9 the Oklahoma Central Cancer Registry. Twenty Dollars (\$20.00) of  
10 the fee shall be apportioned to the Oklahoma Central Cancer Registry  
11 Revolving Fund. Effective January 1, 2006, the Tax Commission shall  
12 be authorized to accept applications for this special license plate  
13 pursuant to the provisions of subsection A of this section; and

14 31. Animal Friendly License Plate - such plates shall be  
15 designed and issued to any person wishing to demonstrate support for  
16 controlling the overpopulation of dogs and cats through educational  
17 and sterilization efforts. The plates shall be designed in  
18 consultation with the Veterinary Medical Association. Twenty  
19 Dollars (\$20.00) of the fee collected shall be designated by the  
20 purchaser of the plate to be deposited in the Oklahoma Pet  
21 Overpopulation Fund created in Section ~~17~~ 2368.13 of ~~this act~~ Title  
22 68 of the Oklahoma Statutes or the Animal Friendly Revolving Fund  
23 created in Section ~~18~~ 1104.10 of this ~~act~~ title; and

1        32. Armed Forces Veterans Motorcycle License Plate - such  
2 plates shall be designed for use on a motorcycle in consultation  
3 with A Brotherhood Aiming Toward Education of Oklahoma, Inc.  
4 (ABATE), and issued to any honorably discharged former member of the  
5 United States Armed Forces wishing to demonstrate support for the  
6 45th Infantry Division Museum. Persons applying for such license  
7 plate must show proof of past military service. As provided in this  
8 section, a portion of the fee collected shall be deposited in the  
9 45th Infantry Division Museum Fund created in Section 235.1 of Title  
10 44 of the Oklahoma Statutes.

11        C. The fee for such plates shall be Thirty-five Dollars  
12 (\$35.00) and shall be in addition to all other registration fees  
13 provided by the Oklahoma Vehicle License and Registration Act. The  
14 fee shall be apportioned as follows:

15        1. Twenty Dollars (\$20.00) or any other amount as provided in  
16 ~~Title 47 of the Oklahoma Statutes~~ this title of the fee shall be  
17 apportioned as provided or deposited in a fund as specified within  
18 the paragraph authorizing the special license plate;

19        2. Eight Dollars (\$8.00) of the fee shall be deposited in the  
20 Oklahoma Tax Commission Reimbursement Fund to be used for the  
21 administration of the Oklahoma Vehicle License and Registration Act;  
22 and

1           3. Any remaining amounts of the fee shall be apportioned as  
2 provided in Section 1104 of ~~Title 47 of the Oklahoma Statutes~~ this  
3 title.

4           SECTION 3.           AMENDATORY           44 O.S. 2001, Section 235.1, is  
5 amended to read as follows:

6           Section 235.1 There is hereby created in the State Treasury a  
7 special fund to be known as the "45th Infantry Division Museum  
8 Fund", which fund shall consist of donations received for operation  
9 and maintenance of the museum and monies received from the sale of  
10 Armed Forces Veterans Motorcycle License Plates pursuant to Section  
11 1135.5 of Title 47 of the Oklahoma Statutes. Said fund shall be a  
12 continuing fund not subject to fiscal year limitations and shall be  
13 under the administrative direction of the Oklahoma Military  
14 Department. Expenditures from the fund created by this section  
15 shall be used exclusively for expenses of operation and maintenance  
16 of the 45th Infantry Division Museum and shall be made pursuant to  
17 the laws of this state and without legislative appropriation.  
18 Warrants for expenditures from said fund shall be drawn by the State  
19 Treasurer, based on claims signed by an authorized employee of the  
20 department and approved for payment by the Director of State  
21 Finance.

22           SECTION 4. This act shall become effective January 1, 2006.

23 COMMITTEE REPORT BY: COMMITTEE ON FINANCE, dated 4-5-05 - DO PASS,  
24 As Amended and Coauthored.