

SB 1361

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THE STATE SENATE
Monday, February 22, 2010

Senate Bill No. 1361
As Amended

SENATE BILL NO. 1361 - By: Eason McIntyre of the Senate and Shannon of the House.

[motor vehicles - special license plates - design and issuance - effective date]

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY Section 12, Chapter 504, O.S.L. 2004, as last amended by Section 2, Chapter 311, O.S.L. 2009 (47 O.S. Supp. 2009, Section 1135.3), is amended to read as follows:

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

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

Special license plates shall be renewed each year by the Tax Commission or a motor license agent. The Tax Commission shall

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

6 The Tax Commission is hereby directed to develop and implement a
7 system whereby motor license agents are permitted to accept
8 applications for special license plates authorized under this
9 section. The motor license agent shall confirm the applicant's
10 eligibility, if applicable, collect and deposit any amount
11 specifically authorized by law, accept and process the necessary
12 information directly into such system and generate a receipt
13 accordingly. For performance of these duties, motor license agents
14 shall retain the fee provided in Section 1141.1 of this title for
15 registration of a motor vehicle. The motor license agent fees for
16 acceptance of applications and renewals shall be paid out of the
17 Oklahoma Tax Commission 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 Except as otherwise provided in this section, for special
4 license plates authorized on or after July 1, 2004, no special
5 license plates shall be developed or issued by the Tax Commission
6 until the Commission receives one hundred (100) prepaid applications
7 therefor. The prepaid applications must be received by the Tax
8 Commission within one hundred and eighty (180) days of the effective
9 date of the authorization or the authority to issue shall be null
10 and void. In the event one hundred (100) prepaid applications are
11 not received by the Tax Commission within such prescribed time
12 period any payment so received shall be refunded 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. Oklahoma Aquarium License Plate - such plates shall be
23 designed and issued to persons wishing to demonstrate support for

1 the Oklahoma Aquarium. The license plates shall be designed in
2 consultation with the Oklahoma Aquarium;

3 22. The Pride of Broken Arrow License Plates - such plates
4 shall be designed and issued to any person wishing to demonstrate
5 support for The Pride of Broken Arrow marching band. The plates
6 shall be designed in consultation with the Broken Arrow Public
7 School System;

8 23. Fellowship of Christian Athletes License Plates - such
9 plates shall be designed in consultation with the Fellowship of
10 Christian Athletes and issued to members and supporters of the
11 Fellowship of Christian Athletes;

12 24. Parrothead Club License Plates - such plates shall be
13 designed and issued to members and supporters of the Parrothead
14 Club. The license plate shall be issued to any person in any
15 combination of numbers and letters from one to a maximum of seven as
16 for personalized license plates;

17 25. Oklahoma Bicycling Coalition License Plates - such plates
18 shall be designed and issued to any person who is a member of the
19 Oklahoma Bicycling Coalition. The license plates shall be designed
20 in consultation with the Oklahoma Bicycling Coalition;

21 26. Electric Lineman License Plate - such plates shall be
22 designed and issued to persons wishing to demonstrate support for
23 Oklahoma's electric linemen. The license plates shall be designed

1 in consultation with the Oklahoma Electric Superintendent's
2 Association;

3 27. Alpha Kappa Alpha License Plate - such plates shall be
4 designed and issued to any person who is a member of Alpha Kappa
5 Alpha Sorority. The license plates shall be designed in
6 consultation with the Oklahoma Chapter of Alpha Kappa Alpha
7 Sorority;

8 28. The National Pan-Hellenic Council Incorporated License
9 Plate - such plates shall be designed and issued to any person
10 wishing to demonstrate support to any of the nine sororities and
11 fraternities recognized by the National Pan-Hellenic Council
12 Incorporated. The license plates shall be designed in consultation
13 with the Oklahoma Chapter of the National Pan-Hellenic Council
14 Incorporated;

15 29. Organ, Eye and Tissue License Plate - such plates shall be
16 designed and issued to persons wishing to demonstrate support and
17 increase awareness for organ, eye and tissue donation. The license
18 plates shall be designed in consultation with the Oklahoma Organ
19 Donor Education and Awareness Program Advisory Council;

20 30. Central Oklahoma Habitat for Humanity License Plate - such
21 plates shall be designed and issued to persons wishing to
22 demonstrate support and increase awareness for Habitat for Humanity.

1 The license plate shall be designed in consultation with Central
2 Oklahoma Habitat for Humanity;

3 31. Family Career and Community Leaders of America Incorporated
4 License Plate - such plates shall be designed and issued to persons
5 wishing to demonstrate support for Family Career and Community
6 Leaders of America Incorporated. The license plates shall be
7 designed in consultation with Family Career and Community Leaders of
8 America Incorporated;

9 32. Delta Sigma Theta License Plate - such plates shall be
10 designed and issued to any person who is a member of Delta Sigma
11 Theta Sorority. The license plates shall be designed in
12 consultation with the Oklahoma Chapter of Delta Sigma Theta Sorority
13 Incorporated;

14 33. Omega Psi Phi License Plate - such plates shall be designed
15 and issued to any person who is a member of Omega Psi Phi
16 Fraternity. The license plates shall be designed in consultation
17 with the Oklahoma Chapter of Omega Psi Phi Fraternity Incorporated;

18 34. Alpha Phi Alpha License Plate - such plates shall be
19 designed and issued to any person who is a member of Alpha Phi Alpha
20 Fraternity. The license plates shall be designed in consultation
21 with the Oklahoma Chapter of Alpha Phi Alpha Fraternity
22 Incorporated;

1 35. 50th Anniversary of the Interstate System of Highways
2 License Plate - such plates shall be designed and issued to persons
3 wishing to commemorate the 50th Anniversary of the Interstate System
4 of Highways. The license plates shall be designed in consultation
5 with the American Association of State Highway and Transportation
6 Officials;

7 36. Kappa Alpha Psi License Plate - such plates shall be
8 designed and issued to any person who is a member of Kappa Alpha Psi
9 Fraternity. The license plates shall be designed in consultation
10 with the Oklahoma Chapter of Kappa Alpha Psi Fraternity
11 Incorporated;

12 37. Zeta Phi Beta License Plate - such plates shall be designed
13 and issued to any person who is a member of Zeta Phi Beta Sorority.
14 The license plates shall be designed in consultation with the
15 Oklahoma Chapter of Zeta Phi Beta Sorority Incorporated;

16 38. Sigma Gamma Rho License Plate - such plates shall be
17 designed and issued to any person who is a member of Sigma Gamma Rho
18 Sorority. The license plates shall be designed in consultation with
19 the Oklahoma Chapter of Sigma Gamma Rho Sorority Incorporated;

20 39. Phi Beta Sigma License Plate - such plates shall be
21 designed and issued to any person who is a member of Phi Beta Sigma
22 Fraternity. The license plates shall be designed in consultation
23 with the Oklahoma Chapter of Phi Beta Sigma Fraternity Incorporated;

1 40. Multiple Sclerosis License Plate - such plates shall be
2 designed and issued to persons wishing to demonstrate support for
3 and increase awareness of multiple sclerosis. The license plates
4 shall be designed in consultation with the Oklahoma Chapter of the
5 National Multiple Sclerosis Society;

6 41. Frederick Douglass High School License Plates - such plates
7 shall be designed and issued to any person wishing to demonstrate
8 support for Frederick Douglass High School located in Oklahoma City.
9 The plates shall be designed in consultation with representatives of
10 Frederick Douglass High School National Alumni Association;

11 42. United States Air Force Academy License Plates - such
12 plates shall be designed and issued to any person wishing to
13 demonstrate support for the United States Air Force Academy;

14 43. In God We Trust License Plate - such plates shall be
15 designed to include the motto, "In God We Trust", and shall be
16 issued to any person wishing to demonstrate support for the motto;

17 44. National Weather Center License Plate - such plates shall
18 be designed and issued to any person wishing to demonstrate support
19 for the National Weather Center in Norman. The plates shall be
20 designed in consultation with representatives of the National
21 Weather Center Directors;

22 45. Make-A-Wish Foundation License Plate - such plates shall be
23 designed and issued to persons wishing to demonstrate support for

1 the Make-A-Wish Foundation. The license plates shall be designed in
2 consultation with the Oklahoma Chapter of the National Make-A-Wish
3 Foundation;

4 46. South Central Section PGA Foundation License Plate - such
5 plates shall be designed and issued to persons wishing to
6 demonstrate support for the South Central Section PGA Foundation.
7 The license plates shall be designed in consultation with the South
8 Central Section PGA Foundation;

9 47. Putnam City High School License Plate - such plates shall
10 be designed and issued to any person wishing to demonstrate support
11 for Putnam City High School. The plates shall be designed in
12 consultation with representatives of Putnam City High School Alumni
13 Association, Inc.; ~~and~~

14 48. Autism Awareness License Plate - such plates shall be
15 designed and issued to any person wishing to increase awareness of
16 autism. The license plate shall be designed in consultation with
17 the Oklahoma Autism Network; and

18 49. Buffalo Soldiers License Plate - such plates shall be
19 designed and issued to any person wishing to honor the Buffalo
20 Soldiers. The license plate shall be designed in consultation with
21 the Buffalo Soldiers Heritage Corridor Advisory Committee.

22 C. The fee for such plates shall be Fifteen Dollars (\$15.00)
23 and shall be in addition to all other registration fees provided by

1 the Oklahoma Vehicle License and Registration Act. Unless otherwise
2 provided in this section, the fee shall be apportioned as follows:
3 Eight Dollars (\$8.00) of the special license plate fee shall be
4 deposited in the Oklahoma Tax Commission Reimbursement Fund to be
5 used for the administration of the Oklahoma Vehicle License and
6 Registration Act and the remaining Seven Dollars (\$7.00) of the
7 special license plate fee shall be apportioned as provided in
8 Section 1104 of this title.

9 SECTION 2. This act shall become effective November 1, 2010.

10 COMMITTEE REPORT BY: COMMITTEE ON FINANCE, dated 2-9-10 - DO PASS,
11 As Amended and Coauthored.