

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 HOUSE BILL 1454

By: McAffrey

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5  
6 AS INTRODUCED

7 An Act relating to motor vehicles; amending Section  
8 12, Chapter 504, O.S.L. 2004, as last amended by  
9 Section 35, Chapter 1, O.S.L. 2007 (47 O.S. Supp.  
10 2008, Section 1135.3), which relates to special  
11 license plates; creating the Oklahoma City Thunder  
12 license plate; providing for design; allowing for  
13 licensing agreement; limiting amount of payments  
14 pursuant to agreement; and providing an effective  
15 date.

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

17 SECTION 1. AMENDATORY Section 12, Chapter 504, O.S.L.  
18 2004, as last amended by Section 35, Chapter 1, O.S.L. 2007 (47 O.S.  
19 Supp. 2008, Section 1135.3), is amended to read as follows:

20 Section 1135.3 A. The Oklahoma Tax Commission is hereby  
21 authorized to design and issue appropriate official special license  
22 plates to persons wishing to demonstrate support, interest, or  
23 membership to or for an organization, occupation, cause or other  
24 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

1 ownership and retained. The special license plate may then be used  
2 on another vehicle but only after such other vehicle has been  
3 registered for the current year.

4 Special license plates shall be renewed each year by the Tax  
5 Commission or a motor license agent. The Tax Commission shall  
6 annually notify by mail all persons issued special license plates.  
7 The notice shall contain all necessary information and shall contain  
8 instructions for the renewal procedure upon presentation to a motor  
9 license agent or the Tax Commission. The license plates shall be  
10 issued on a staggered system.

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

23 If fewer than one hundred of any type of special license plates  
24 authorized prior to January 1, 2004, are issued prior to January 1,

1 2006, the Tax Commission shall discontinue issuance and renewal of  
2 that type of special license plate. Any such authorized special  
3 license plate registrant shall be allowed to display the license  
4 plate upon the designated vehicle until the registration expiration  
5 date. After such time the expired special license plate shall be  
6 removed from the vehicle.

7 Except as otherwise provided in this section, for special  
8 license plates authorized on or after July 1, 2004, no special  
9 license plates shall be developed or issued by the Tax Commission  
10 until the Commission receives one hundred (100) prepaid applications  
11 therefor. The prepaid applications must be received by the Tax  
12 Commission within one hundred and eighty (180) days of the effective  
13 date of the authorization or the authority to issue shall be null  
14 and void. In the event one hundred (100) prepaid applications are  
15 not received by the Tax Commission within such prescribed time  
16 period any payment so received shall be refunded accordingly.

17 B. The special license plates provided by this section are as  
18 follows:

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

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

3 3. National Rifle Association License Plates - such plates  
4 shall be designed, subject to the criteria to be presented to the  
5 Tax Commission by the National Rifle Association, and issued to any  
6 person wishing to demonstrate support for the National Rifle  
7 Association;

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

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

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

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

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

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1       9. Jaycees License Plates - such plates shall be designed and  
2 issued to members of the Jaycees. Persons applying for such license  
3 plate must show proof of membership in the Jaycees. The license  
4 plates shall be designed in consultation with the Jaycees;

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

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

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

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

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

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

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

23 17. Humane Society License Plates - such plates shall be  
24 designed and issued to any person wishing to demonstrate support for

1 the Humane Society of the United States. The plates shall be issued  
2 to any person in any combination of numbers and letters from one to  
3 a maximum of seven, as for personalized license plates. The plate  
4 shall contain the official Humane Society logo;

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

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

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

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1           21. Northern Cherokee Nation of the Old Louisiana Territory  
2 License Plate - such plates shall be designed and issued to persons  
3 wishing to demonstrate support or affiliation with the Northern  
4 Cherokee Nation of the Old Louisiana Territory;

5           22. Oklahoma Aquarium License Plate - such plates shall be  
6 designed and issued to persons wishing to demonstrate support for  
7 the Oklahoma Aquarium. The license plates shall be designed in  
8 consultation with the Oklahoma Aquarium;

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

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

18           25. Parrothead Club License Plates - such plates shall be  
19 designed and issued to members and supporters of the Parrothead  
20 Club. The license plate shall be issued to any person in any  
21 combination of numbers and letters from one to a maximum of seven as  
22 for personalized license plates;

23           26. Oklahoma Bicycling Coalition License Plates - such plates  
24 shall be designed and issued to any person who is a member of the

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

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

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

13 29. The National Pan-Hellenic Council Incorporated License  
14 Plate - such plates shall be designed and issued to any person  
15 wishing to demonstrate support to any of the nine sororities and  
16 fraternities recognized by the National Pan-Hellenic Council  
17 Incorporated. The license plates shall be designed in consultation  
18 with the Oklahoma Chapter of the National Pan-Hellenic Council  
19 Incorporated;

20 30. Organ, Eye and Tissue License Plate - such plates shall be  
21 designed and issued to persons wishing to demonstrate support and  
22 increase awareness for organ, eye and tissue donation. The license  
23 plates shall be designed in consultation with the Oklahoma Organ  
24 Donor Education and Awareness Program Advisory Council;

1           31. Central Oklahoma Habitat for Humanity License Plate - such  
2 plates shall be designed and issued to persons wishing to  
3 demonstrate support and increase awareness for Habitat for Humanity.  
4 The license plate shall be designed in consultation with Central  
5 Oklahoma Habitat for Humanity;

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

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

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

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

3 36. 50th Anniversary of the Interstate System of Highways  
4 License Plate - such plates shall be designed and issued to persons  
5 wishing to commemorate the 50th Anniversary of the Interstate System  
6 of Highways. The license plates shall be designed in consultation  
7 with the American Association of State Highway and Transportation  
8 Officials;

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

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

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

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

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

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

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

16 44. Oklahoma City Thunder License Plates - such plates shall be  
17 designed and issued to any person wishing to demonstrate support for  
18 the Oklahoma City Thunder. The license plates shall be designed in  
19 consultation with the Oklahoma City Thunder. The Tax Commission  
20 shall be authorized, if necessary, to enter into a licensing  
21 agreement with the Oklahoma City Thunder for any licensing fees  
22 which may be required in order to use the Oklahoma City Thunder logo  
23 or design. The licensing agreement shall provide for a payment of  
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1 not more than Twenty-five Dollars (\$25.00) for each license plate  
2 issued.

3 C. The fee for such plates shall be Fifteen Dollars (\$15.00)  
4 and shall be in addition to all other registration fees provided by  
5 the Oklahoma Vehicle License and Registration Act. Unless otherwise  
6 provided in this section, the fee shall be apportioned as follows:  
7 Eight Dollars (\$8.00) of the special license plate fee shall be  
8 deposited in the Oklahoma Tax Commission Reimbursement Fund to be  
9 used for the administration of the Oklahoma Vehicle License and  
10 Registration Act and the remaining Seven Dollars (\$7.00) of the  
11 special license plate fee shall be apportioned as provided in  
12 Section 1104 of this title.

13 SECTION 2. This act shall become effective November 1, 2009.

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15 52-1-5122 CJB 01/03/09

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