

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**

# **A Bill**

**ACT 609 OF 1993**  
**SENATE BILL 511**

4 **By: Senators Malone, Bookout, Harriman, Beebe and Russ**

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## **For An Act To Be Entitled**

8 "AN ACT TO AUTHORIZE THE PURCHASE OF SPECIAL COLLEGIATE  
9 LICENSE PLATES ISSUED BY THE DEPARTMENT OF FINANCE AND  
10 ADMINISTRATION TO GIVE UNIVERSITIES AND COLLEGES THE  
11 ABILITY TO RAISE ADDITIONAL FUNDS FOR ACADEMIC AND NEED-  
12 BASED SCHOLARSHIPS AND TO GIVE CITIZENS OF ARKANSAS AN  
13 OPPORTUNITY TO SHOW SUPPORT FOR THE HIGHER EDUCATION  
14 INSTITUTIONS; AND FOR OTHER PURPOSES."

15

## **Subtitle**

16  
17 "AN ACT TO AUTHORIZE THE PURCHASE OF SPECIAL COLLEGIATE  
18 LICENSE PLATES."

19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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22 SECTION 1. The Director of the Department of Finance and Administration  
23 shall provide for and issue special collegiate license plates for motor  
24 vehicles.

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26 SECTION 2. The specific design commemorating a university or college  
27 for the special license plate shall be designed by each participating  
28 university or college within Arkansas and shall be submitted for the approval  
29 of the Director. The Director shall approve one (1) design for each  
30 participating institution. Upon approval of the design the Department of  
31 Finance and Administration shall provide a motor vehicle license plate using  
32 the approved design.

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34 SECTION 3. A participating university or college shall retain all  
35 applications for the special collegiate license plates until a minimum of five  
36 hundred (500) applications have been received. After the receipt of five

1 hundred (500) applications the university or college shall notify the Director  
2 who shall begin production of the special plates for the institution.

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4 SECTION 4. The Director shall promulgate such reasonable rules and  
5 regulations and prescribe such forms as are necessary for effectively carrying  
6 out the intent and purposes of this act.

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8 SECTION 5. A motor vehicle owner applying for a special license plate  
9 under this act may:

10 (1) have a license plate assigned by the department as provided by law;  
11 or

12 (2) apply for a special personalized prestige license plate pursuant to  
13 §§ 27-14-1101 and 27-14-1102. The use of letters and numbers on a  
14 personalized prestige license plate, however, shall be limited to the rules  
15 and regulations of the Director of Finance and Administration.

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17 SECTION 6. Any motor vehicle owner may apply annually to a  
18 participating university or college for use of the design on a license plate.  
19 Upon annual application and payment of a twenty-five dollar (\$25.00) design  
20 use contribution to the institution, the institution shall issue to the  
21 vehicle owner a "design use authorization statement", which shall be presented  
22 by the vehicle owner to the Department of Finance and Administration at the  
23 time of registration. Upon presentation of the annual design use  
24 authorization statement, payment of the fee required by the law, and payment  
25 of an additional ten dollar (\$10.00) handling and administrative fee for the  
26 special collegiate license plate, the Department of Finance and Administration  
27 shall issue a special collegiate license plate, which shall bear the approved  
28 design of the institution, to the vehicle owner. The handling and  
29 administrative fee of ten dollars (\$10.00) shall be deposited to the State  
30 Central Services Fund for the benefit of the Revenue Division and shall be  
31 credited to the Revenue Division as supplemental and in addition to all other  
32 funds as may be deposited for the benefit of the Revenue Division. The  
33 handling and administrative fee shall not be considered or credited to the  
34 Revenue Division as "direct revenues."

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1           SECTION 7. Special collegiate license plates issued under this act may  
2 be renewed annually under the procedure in Section 6 either in person, by  
3 mail, or by facsimile pursuant to §§ 27-14-1012 and 27-14-1013. Registration  
4 may continue from year to year as long as it is renewed each year within the  
5 time and manner required by law. The payment to the universities and colleges  
6 shall continue to be paid separately from the payment due the Department of  
7 Finance and Administration. A motor vehicle owner, who was previously issued  
8 a plate with an institutional design authorized by this act and who does not  
9 provide a design use authorization statement at a subsequent time of  
10 registration, shall be issued a new plate which does not bear the  
11 institutional design, as otherwise provided by law. Upon expiration, the  
12 special collegiate license plate may be replaced with a conventional license  
13 plate, a personalized license plate, or a new special collegiate license  
14 plate.

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16           SECTION 8. Special collegiate license plates issued under this act may  
17 be transferred between vehicles pursuant to § 27-14-914.

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19           SECTION 9. A participating university or college shall use eighty-five  
20 percent (85%) of the funds received from the design use authorization donation  
21 solely for academic or need-based scholarships. Procedures and criteria used  
22 to determine the distribution of the scholarships shall be established and  
23 followed by the university or college distributing the funds derived from this  
24 collegiate license plate program. The university or college shall use the  
25 remaining fifteen percent (15%) of the received funds for either academic or  
26 need-based scholarships or for the administration and promotion of the special  
27 collegiate license plate program. Funds received from the special collegiate  
28 license plate program are supplementary and shall not be considered or used as  
29 income for purposes of reducing general revenue appropriation to the  
30 university or college.

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32           SECTION 10. As used in this act, unless the context otherwise requires,  
33 "University or College" means a public or private university or college  
34 offering a four-year degree program and located in Arkansas that is accredited  
35 by the North Central Association, Commission on Institutions of Higher

1 Education, or which certifies to the Department of Higher Education that its  
2 students are accepted for transfer at institutions accredited by North Central  
3 Association, Commission on Institutions of Higher Education; further, such  
4 institution shall not discriminate against applications, students, or  
5 employees on the basis of race, color, religion, sex, age, handicap, or  
6 national origin, consistent with the provisions of applicable state and  
7 federal law.

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9 SECTION 11. The universities and colleges participating in this program  
10 shall have no recourse against the Department of Finance and Administration if  
11 any special collegiate license plate is erroneously issued or renewed without  
12 payment of the design use authorization statement.

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14 SECTION 12. The special license plates shall comply with all other  
15 state motor vehicle laws relating to registration and licensing of motor  
16 vehicles.

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18 SECTION 13. The effective date of this act shall be July 1, 1994.

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20 SECTION 14. All provisions of this act of a general and permanent  
21 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
22 Code Revision Commission shall incorporate the same in the Code.

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24 SECTION 15. If any provision of this act or the application thereof to  
25 any person or circumstance is held invalid, such invalidity shall not affect  
26 other provisions or applications of the act which can be given effect without  
27 the invalid provision or application, and to this end the provisions of this  
28 act are declared to be severable.

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30 SECTION 16. All laws and parts of laws in conflict with this act are  
31 hereby repealed.

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APPROVED: 3/22/93

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