

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

A Bill

SENATE BILL

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

5

6

7

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

16

Subtitle

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:

21

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.

25

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.

33

34 SECTION 3. A participating university or college shall retain all
35 applications for the special collegiate license plates until a minimum of five

1 hundred (500) applications have been received. After the receipt of five
2 hundred (500) applications the university or college shall notify the Director
3 who shall begin production of the special plates for the institution.

4

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

8

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

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

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

17

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

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

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

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

SECTION 10. As used in this act, unless the context otherwise requires, "University or College" means a public or private university or college offering a four-year degree program and located in Arkansas that is accredited

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

9

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

14

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

18

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

20

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

24

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

30

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

33

34

35

- 1
- 2
- 3