Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1	State of Arkansas	As Engrossed: H4/8/03 Å Rill		
2	84th General Assembly		HOUSE BILL	2462
3 4	Regular Session, 2003		HOUSE BILL	2402
4 5	By: Representative House			
6	By. Representative flouse			
7				
, 8		For An Act To Be Entitled		
9	AN ACT	TO PROVIDE FOR ORGAN DONOR EDUCATION		
10		THE ESTABLISHMENT OF THE ORGAN DONOR	2	
11		ON TRUST FUND, THE ISSUANCE OF ORGAN		
12		SS SPECIAL LICENSE PLATES, TO PROVIDE		
13		RY CONTRIBUTIONS; AND FOR OTHER PURPO		
14				
15		Subtitle		
16	TO P.	ROVIDE FOR ORGAN DONOR EDUCATON		
17	THRO	UGH THE ESTABLISHMENT OF THE ORGAN		
18	DONO	R EDUCATION TRUST FUND, THE ISSUANCE		
19	OF O.	RGAN DONOR AWARENESS SPECIAL LICENSE		
20	PLAT	ES, TO PROVIDE FOR VOLUNTARY		
21	CONT	RIBUTIONS.		
22				
23				
24	BE IT ENACTED BY THE G	GENERAL ASSEMBLY OF THE STATE OF ARKAN	NSAS:	
25				
26	SECTION 1. Orga	an Donor Awareness Education Trust Fu	nd.	
27	<u>(a) There is c</u> i	reated on the books of the Treasurer	of State, the	
28	Auditor of State, and	the Chief Fiscal Officer of the State	e a trust fund	to
29	be known as the "Organ	n Donor Awareness Education Trust Fun	<u>d".</u>	
30	<u>(b) The Organ I</u>	Donor Awareness Education Trust Fund	<u>shall consist o</u>	<u>f</u>
31	all moneys donated or	collected for the purpose of educati	<u>ng or informing</u>	the
32	public of the need for	r organ donations, all interest earne	<u>d from the</u>	
33	investment of fund bal	lances, and any remaining fund balance	<u>es carried forw</u>	ard
34	from year to year.			
35	<u>(c)</u> The Directo	or of the Department of Finance and A	<u>dministration i</u>	<u>.</u>
36	<u>authorized to ac</u> cept a	any gifts, grants, bequests, devises,	and donations	made



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1	to the State of Arkansas for the purposes of organ donor awareness education.
2	Funds received for the purposes stated in this section shall be deposited in
3	the Organ Donor Awareness Education Trust Fund.
4	(d) The Department of Finance and Administration shall administer the
5	<u>fund.</u>
6	(e) The Director of the Department of Finance and Administration shall
7	grant funds available and appropriated from the Organ Donor Awareness
8	Education Trust Fund to the Arkansas Regional Organ Recovery Agency, or its
9	successor agency, to be used for educational or informational materials and
10	other related costs associated with informing or educating the public about
11	organ donations and organ donation awareness.
12	(f) The Arkansas Regional Organ Recovery Agency, or its successor
13	agency, shall annually provide to the Chief Fiscal Officer of the State
14	documentation evidencing that granted funds have been used in accordance with
15	the purposes of this act.
16	
17	SECTION 2. Organ Donor Awareness License Plate.
18	(a) The Director of the Department of Finance and Administration shall
19	issue special "Organ Donor Awareness" motor vehicle license plates in the
20	manner and subject to the conditions prescribed in this section.
21	<u>(b)(1)(A) The Arkansas Regional Organ Recovery Agency may submit a</u>
22	design for the special Organ Donor Awareness motor vehicle license plates.
23	(B) The design shall be submitted to the director for
24	<u>design approval.</u>
25	(2) The Arkansas Regional Organ Recovery Agency may periodically
26	submit newly designed license plates for approval and issuance by the
27	director, but not more than (1) license plate design shall be issued per
28	<u>calendar year.</u>
29	(c)(1) Upon approval of the design by the director, there shall be
30	remitted to the Department of Finance and Administration a fee in the amount
31	of six thousand dollars (\$6,000.00) to cover the cost of the initial order of
32	each newly designed license plate.
33	(2) The fee for the cost of initial orders shall be deposited to
34	the State Central Services Fund for the benefit of the Revenue Division of
35	the Department of Finance and Administration, and shall be credited as
36	supplemental and in addition to all other funds as may be deposited for the

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1	benefit of the division.		
2	(3) The fee for the cost of initial orders shall not be		
3	considered or credited to the division as "direct revenues".		
4	(d)(1) Upon payment of the fee required by law for the registration of		
5	the vehicle, payment of twenty-five dollars (\$25.00) to cover the design use		
6	contribution, and payment of an additional ten dollars (\$10.00) handling and		
7	administrative fee for the issuance of the special organ Donor Awareness		
8	plate, the department shall issue to the vehicle owner an Organ Donor		
9	Awareness license plate which shall bear the approved design.		
10	(2) The handling and administrative fee of ten dollars (\$10.00)		
11	shall be deposited to the State Central Services Fund for the benefit of the		
12	division and shall not be considered or credited to the Revenue Division as		
13	"direct revenues".		
14	(3) The design use contribution of twenty-five dollars (\$25.00)		
15	shall be deposited in the Organ Donor Awareness Education Trust Fund to be		
16	used as provided in section 1 of this act.		
17	(e)(l) Organ Donor Awareness license plates issued under this act may		
18	be renewed annually in accordance with the procedures set out in this section		
19	and pursuant to Arkansas Code §§ 27-14-1012 and 27-14-1013.		
20	(2) Registration may continue from year to year as long as it is		
21	renewed each year within the time and manner required by law.		
22	(3) A motor vehicle owner who was previously issued a plate with		
23	the Organ Donor Awareness design authorized by this act and who does not pay		
24	a design use contribution of twenty-five dollars (\$25.00) to the subsequent		
25	time of registration shall be issued a new plate which does not bear the		
26	<u>Organ Donor Awareness design.</u>		
27	(4) Upon expiration, or if the special Organ Donor Awareness		
28	license plate is lost, it may be replaced with a regular license plate at the		
29	fee specified in § 27-14-602(b)(6).		
30	(5) If the special Organ Donor Awareness license plate is		
31	replaced with a new Organ Donor Awareness license plate, the owner shall be		
32	required to additionally pay the administrative cost and design use		
33	contribution as set forth in this section.		
34	(f) Organ Donor Awareness license plates issued under this act may be		
35	transferred from one vehicle to another pursuant to Arkansas Code § 27-14-		
36	<u>914.</u>		

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1	(g) The person applying for Organ Donor Awareness license plates shall
2	comply with all other state motor vehicle laws relating to registration and
3	licensing of motor vehicles, unless specifically provided otherwise in this
4	<u>act.</u>
5	(h) The director shall promulgate such reasonable rules and
6	regulations, and prescribe such forms as he determines to be necessary for
7	effectively and efficiently carrying out the intent and purpose of this act.
8	
9	SECTION 3. Voluntary Contributions.
10	(a)(1) The Revenue Division of the Department of Finance and
11	Administration shall include on the Arkansas individual income tax forms,
12	including those forms on which a husband and wife file separately on the same
13	form and on all corporate income tax forms, the opportunity to allow
14	taxpayers to voluntarily apply any amount of their tax refund for Organ Donor
15	Awareness Education.
16	(2) Funds collected pursuant to this section shall be credited
17	to the Organ Donor Education Awareness Trust Fund.
18	(b) The Director of the Department of Finance & Administration shall
19	promulgate all rules and regulations and all income tax forms, returns,
20	schedules, or other materials necessary to carry out the provisions of this
21	section.
22	
23	SECTION 4. Informational or Educational Booklets.
24	(a) If booklets or other information sources on the importance of organ
25	donations are provided through the grant program established under section l
26	of this act, the Revenue Division of the Department of Finance and
27	Administration shall make the materials available to the public through the
28	various offices of the Revenue Division.
29	(b) The booklets or other information sources shall be approved by the
30	Department of Health.
31	
32	/s/ House
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