

1 State of Arkansas  
2 88th General Assembly  
3 Regular Session, 2011  
4

As Engrossed: S3/7/11

# A Bill

SENATE BILL 404

5 By: Senators B. Sample, L. Chesterfield, J. Dismang, Elliott, Files, Fletcher, J. Hutchinson, G. Jeffress, J.  
6 Jeffress, J. Key, Luker, Rapert, Salmon, R. Thompson, D. Wyatt  
7 By: Representatives Summers, Vines, Hickerson, Hall, Barnett, Dale, Lovell, Nickels, Patterson, J.  
8 Roebuck, Stewart  
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## For An Act To Be Entitled

11 AN ACT TO INCREASE THE ADDITIONAL FEE FOR FIREFIGHTER  
12 LICENSE PLATES TO FIVE DOLLARS (\$5.00) AND HAVE THE  
13 FUNDS REMITTED TO THE ARKANSAS FALLEN FIREFIGHTERS  
14 MEMORIAL BOARD; TO DECLARE AN EMERGENCY; AND FOR  
15 OTHER PURPOSES.  
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## Subtitle

19 TO INCREASE THE ADDITIONAL FEE FOR  
20 FIREFIGHTER LICENSE PLATES TO FIVE  
21 DOLLARS (\$5.00) AND HAVE THE FUNDS  
22 REMITTED TO THE ARKANSAS FALLEN  
23 FIREFIGHTERS MEMORIAL BOARD; TO DECLARE  
24 AN EMERGENCY.  
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27 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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29 SECTION 1. Arkansas Code § 27-24-1303(c), regarding the special  
30 license plate for firefighters, is amended to read as follows:

31 (c)(1) A firefighter may apply for and annually renew a special  
32 license plate issued under this section.

33 (2) The fee for the initial application for a special license  
34 plate under this section is:

35 (A) The fee required by law for the registration and  
36 licensing of the motor vehicle;



1 (B) A handling and administrative fee in the amount of ten  
2 dollars (\$10.00); and

3 (C) An additional fee of ~~one dollar (\$1.00)~~ five dollars  
4 (\$5.00) to be deposited into the Fallen Firefighters' Memorial Fund remitted  
5 monthly to the Arkansas Fallen Firefighters Memorial Board.

6 (3) The fee for the renewal of a special license plate under  
7 this section is the fee required by law for the registration and licensing of  
8 the motor vehicle and an additional fee of five dollars (\$5.00) to be  
9 remitted monthly to the Arkansas Fallen Firefighters Memorial Board.

10 (4) The replacement fee for a special license plate decal issued  
11 under this section is ten dollars (\$10.00).

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13 SECTION 2. Arkansas Code § 27-24-1311(c), regarding the special  
14 license plate for firefighters, is amended to read as follows:

15 (c)(1) A professional firefighter may apply for and annually renew a  
16 special license plate issued under this section.

17 (2) The fee for the initial application for a special license  
18 plate under this section is:

19 (A) The fee required by law for the registration and  
20 licensing of the motor vehicle;

21 (B) A handling and administrative fee in the amount of ten  
22 dollars (\$10.00); and

23 (C) An additional fee of ~~one dollar (\$1.00)~~ five dollars  
24 (\$5.00) to be deposited into the Fallen Firefighters' Memorial Fund remitted  
25 monthly to the Arkansas Fallen Firefighters Memorial Board.

26 (3) The fee for the renewal of a special license plate under  
27 this section is the fee required by law for the registration and licensing of  
28 the motor vehicle and an additional fee of ~~one dollar (\$1.00)~~ five dollars  
29 (\$5.00) to be deposited into the Fallen Firefighters' Memorial Fund remitted  
30 monthly to the Arkansas Fallen Firefighters Memorial Board.

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32 SECTION 3. DO NOT CODIFY.

33 (a) The Arkansas Fallen Firefighters Memorial Board shall submit to  
34 the director an application that includes the following:

35 (1) A statement that the Arkansas Fallen Firefighters Memorial  
36 Board is:

1 (i) A nonprofit organization that has been approved for  
2 tax exempt status under Section 501(c)(3) of the Internal Revenue Code, as in  
3 effect on January 1, 2011;

4 (ii) Based, headquartered, or has a chapter in Arkansas;  
5 and

6 (iii) For social, civic, entertainment, or other purposes;

7 (2) A statement that the Arkansas Fallen Firefighters Memorial  
8 Board is not:

9 (i) A political party;

10 (ii) Created primarily to promote a specific political  
11 belief; and

12 (iii) Promoting any specific religion, faith, or anti-  
13 religion as its primary purpose;

14 (3) The Arkansas Fallen Firefighters Memorial Board's financial  
15 plan for the funds received from the special license plate under this act  
16 that specifies the charitable use for the proceeds; and

17 (4) An affidavit signed by an official of the Arkansas Fallen  
18 Firefighters Memorial Board that states that the proceeds from the special  
19 license plate will be used according to the financial plan submitted with the  
20 application.

21 (c) The Arkansas Fallen Firefighters Memorial Board shall submit the  
22 information required under subsection (b) of this section within one hundred  
23 twenty (120) days after the effective date of this act.

24 (d) The Arkansas Fallen Firefighters Memorial Board may submit the  
25 documentation required under this act along with its submission related to  
26 the design-use contribution fee under § 27-15-5201 et seq.

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28 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the  
29 General Assembly of the State of Arkansas that the Arkansas Fallen  
30 Firefighters Memorial Board has made great efforts to have fallen  
31 firefighters honored on the grounds of the State Capitol with a monument and  
32 memorial area; that additional funding is needed to make the monument and  
33 memorial area a reality in the near future; and that this act is necessary  
34 because an increase in the fees dedicated for fundraising purposes for the  
35 firefighter special license plates will allow construction to begin on the  
36 Fallen Firefighters monument and memorial area. Therefore, an emergency is

1 declared to exist and this act being necessary for the preservation of the  
2 public peace, health, and safety shall become effective on May 1, 2011.

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4 /s/B. Sample

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7 APPROVED: 03/23/2011  
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