

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
2 87th General Assembly
3 Regular Session, 2009

A Bill

HOUSE BILL 1843

4
5 By: Representatives Stewart, Cook, Pierce, J. Edwards, English, J. Roebuck, Pennartz
6 By: Senator Teague

For An Act To Be Entitled

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10 AN ACT TO AMEND THE SPECIAL LICENSE PLATE ACT OF
11 2005 TO ALLOW RETIRED MEMBERS OF THE ARMED FORCES
12 OF THE UNITED STATES TO OBTAIN SPECIAL LICENSE
13 PLATES FOR NOMINAL FEES; TO AMEND PROVISIONS
14 RELATED TO SPECIAL LICENSE PLATES FOR MILITARY
15 SERVICE AND VETERANS; AND FOR OTHER PURPOSES.

Subtitle

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19 TO AMEND THE SPECIAL LICENSE PLATE ACT
20 OF 2005 TO ALLOW RETIRED MEMBERS OF THE
21 ARMED FORCES OF THE UNITED STATES TO
22 OBTAIN SPECIAL LICENSE PLATES FOR
23 NOMINAL FEES.

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

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28 SECTION 1. Arkansas Code § 27-24-203 is amended to read as follows:
29 27-24-203. Definitions.

30 As used in this chapter:

31 (1) "Aid and attendance" means veterans benefits paid to a
32 veteran who because of physical disability cannot take care of himself or
33 herself and must be assisted by another person;

34 (2) "Disabled veteran" means any American veteran who:

35 (A) Is a citizen and resident of the State of Arkansas;

36 (B) Has been determined by the United States Department of



1 Veterans Affairs to be a totally and permanently disabled service-connected
2 veteran; and

3 (C) Is either:

4 (i) The owner of a motor vehicle that is used by or
5 for the totally and permanently disabled veteran; or

6 (ii) Issued a motor vehicle by the United States
7 Department of Veterans Affairs under any public law;

8 (3) "Disabled veteran – Nonservice injury" means any American
9 veteran who:

10 (A) Is a citizen and resident of the State of Arkansas;

11 (B) Uses a wheelchair as a result of a nonservice-
12 connected catastrophic injury;

13 (C) Receives aid and attendance by the department; and

14 (D) Is either:

15 (i) The owner of a motor vehicle that is used by or
16 for the totally and permanently disabled veteran; or

17 (ii) Furnished a motor vehicle by the United States
18 Department of Veterans Affairs;

19 (4) "Disabled veteran – World War I" means a World War I veteran
20 who:

21 (A) Received a disabling injury while serving in the armed
22 forces of the United States during World War I; and

23 (B) Is either:

24 (i) The owner of a motor vehicle that is used by or
25 for the totally and permanently disabled veteran; or

26 (ii) Furnished a motor vehicle by the United States
27 Department of Veterans Affairs; ~~and~~

28 (5)(A) "Merchant Marine" means a person who establishes that he
29 or she:

30 (i) Served in the United States Merchant Marine
31 during the period of October 1, 1940, through December 31, 1945; and

32 (ii) Is qualified to receive all applicable
33 veteran's benefits.

34 (B) A person shall establish that he or she is a Merchant
35 Marine under this subchapter by presenting a copy of the certificate of
36 release or Form DD 214 with his or her application; and

1 (6) “Retired member of the armed forces” means a person who
 2 presents proof of retirement in the form of retirement orders issued by one
 3 (1) of the following services of the armed forces of the United States:

- 4 (A) The United States Army;
- 5 (B) The United States Navy;
- 6 (C) The United States Marine Corps;
- 7 (D) The United States Air Force;
- 8 (E) The United States Coast Guard;
- 9 (F) The Army National Guard;
- 10 (G) The Air National Guard; or
- 11 (H) The Reserves Forces of the United States.

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 13 SECTION 2. Arkansas Code § 27-24-206(c), regarding fees and
 14 limitations for military service and veterans special license plates, is
 15 amended to read as follows:.

16 ~~(c)(1) An eligible applicant, including a surviving spouse under § 27-~~
 17 ~~24-208, for the issuance or renewal of any one (1) of the following special~~
 18 ~~license plates that existed before April 13, 2005, may obtain one (1)~~
 19 ~~additional special license plate under this subchapter upon payment of the~~
 20 ~~fee for licensing a motor vehicle as provided under § 27-14-601.~~

- 21 ~~(A) [Repealed.]~~
- 22 ~~(B) [Repealed.]~~
- 23 ~~(C) [Repealed.]~~
- 24 ~~(D) [Repealed.]~~
- 25 ~~(E) [Repealed.]~~

26 ~~(2) The Adjutant General of the State of Arkansas or the~~
 27 ~~Director of the Department of Veterans’ Affairs may submit a written request~~
 28 ~~to the Director of the Department of Finance and Administration to allow a~~
 29 ~~qualified applicant for a special license plate not stated in subdivision~~
 30 ~~(c)(1) of this section to obtain one (1) additional special license plate~~
 31 ~~upon payment of the fee for licensing a motor vehicle as provided under § 27-~~
 32 ~~14-601.~~

33 ~~(3) An eligible applicant for the issuance or renewal of any of the~~
 34 ~~following special license plate plates may obtain one (1) additional special~~
 35 ~~license plate under this subchapter upon payment of a fee not to exceed one~~
 36 ~~dollar (\$1.00):~~

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SECTION 5. Arkansas Code § 27-24-1302 is amended to read as follows:
27-24-1302. Definitions.

As used in this subchapter:

(1) "Firefighter" means a person who is certified by the Arkansas Fire Protection Services Board as a certified firefighter or who has retired as a firefighter;

(2) "Professional firefighter" means a person who is in good standing with the Arkansas Professional Fire Fighters Association;

(3) "Public service" means a service provided by a city, a county, or the state government that requires licensure or certification by the person who is providing the service; and

~~(4) "Retired member of the armed forces of the United States" means a person who presents proof of retirement in the form of retirement orders issued by one (1) of the following services of the armed forces of the United States:~~

- ~~(A) The United States Army;~~
- ~~(B) The United States Navy;~~
- ~~(C) The United States Marine Corps;~~
- ~~(D) The United States Air Force;~~
- ~~(E) The United States Coast Guard; or~~
- ~~(F) The National Guard; and~~

~~(5)~~(4) "Retired state trooper" means a former employee of the Department of Arkansas State Police who is eligible for and is receiving retirement benefits related to the retiree's employment as a state trooper.

SECTION 6. Arkansas Code § 27-24-1305 is repealed.
~~27-24-1305. United States Armed Forces retired.~~

~~(a) The Department of Finance and Administration shall continue the special license plate for retired members of the armed forces of the United States that existed before April 13, 2005.~~

~~(b)(1) The department shall design the special license plates issued under this section.~~

~~(2) In lieu of the legend, "The Natural State" or any succeeding legend, there shall be placed across the bottom of the license plate a permanent decal bearing the words "U.S. Armed Forces Retired".~~

1 ~~(c)(1) A retired member of the armed forces may apply for and annually~~
2 ~~renew a special license plate issued under this section.~~

3 ~~(2) The fee for the initial application for a special license~~
4 ~~plate under this section is the fee required by law for the registration and~~
5 ~~licensing of the motor vehicle.~~

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.~~

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

11 ~~(d) Upon the initial application of a special license plate issued~~
12 ~~under this section, the retired member of the armed forces shall provide~~
13 ~~adequate proof to the department that he or she is a retired member of the~~
14 ~~armed forces.~~

15 ~~(e) The registration of a special license plate under this section~~
16 ~~may:~~

17 ~~(1) Continue from year to year as long as it is renewed each~~
18 ~~year within the time and manner required by law; and~~

19 ~~(2) Be renewed as provided under §§ 27-14-1012 and 27-14-1013.~~

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