

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

A Bill

HOUSE BILL 1908

4
5 By: Representative Allen

For An Act To Be Entitled

8 AN ACT TO AUTHORIZE THE CREATION AND ISSUANCE OF THE
9 PROSTATE CANCER AWARENESS SPECIAL LICENSE PLATE; AND
10 FOR OTHER PURPOSES.

Subtitle

14 TO AUTHORIZE THE CREATION AND ISSUANCE OF
15 THE PROSTATE CANCER AWARENESS SPECIAL
16 LICENSE PLATE.

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

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21 SECTION 1. Arkansas Code Title 27, Chapter 24, Subchapter 14 is
22 amended to add an additional section to read as follows:

23 27-24-1410. Prostate Cancer Awareness.

24 (a) The Director of the Department of Finance and Administration shall
25 issue a special license plate for Prostate Cancer Awareness in the manner and
26 subject to the conditions provided for under this subchapter.

27 (b) The special Prostate Cancer Awareness motor vehicle license plate
28 shall be:

29 (1)(A) Designed by the Arkansas Prostate Cancer Foundation.

30 (B) The design shall be submitted for design approval by
31 the director under rules promulgated by the director; and

32 (2) Numbered consecutively.

33 (c) The director shall determine the amount of the costs for the
34 issuance of the special license plate under this section as follows:

35 (1) The fee for the cost of initial orders of the new design
36 which shall be based on the cost of the initial order;



1 (2) The number of applications that must be received to cover
2 the cost of the initial order of the new design; or

3 (3) The combination of subdivisions (c)(1) and (2) of this
4 section that must be received to cover the cost of the initial order of the
5 new design.

6 (d) The Department of Finance and Administration shall issue a special
7 license plate under this section upon payment of:

8 (1) The fee required by law for registration of the motor
9 vehicle;

10 (2)(A) Twenty-five dollars (\$25.00) to cover the design-use
11 contribution.

12 (B) The design-use contribution shall be remitted monthly
13 to the Arkansas Prostate Cancer Foundation to be used for foundation
14 purposes; and

15 (3)(A) A handling and administrative fee of ten dollars
16 (\$10.00).

17 (B) The handling and administrative fee shall be:

18 (i) Deposited into the State Central Services Fund
19 for the benefit of the Revenue Division of the Department of Finance and
20 Administration; and

21 (ii) Credited to the division as supplemental and in
22 addition to all other funds that may be deposited for the benefit of the
23 division.

24 (C) The handling and administrative fee shall not be
25 considered or credited to the division as direct revenue.

26 (e)(1) A special license plate issued under this section may be
27 renewed annually or replaced under the procedures set out in § 27-24-1405.

28 (2) However, the division shall remit the fees collected under §
29 27-24-1405(b)(2) on a monthly basis to the Arkansas Prostate Cancer
30 Foundation.

31
32 SECTION 2. DO NOT CODIFY.

33 (a) Within thirty (30) days after the effective date of this act, the
34 Director of the Department of Finance and Administration shall notify the
35 Arkansas Prostate Cancer Foundation about the status of the design of the
36 plate.

1 (b) The Arkansas Prostate Cancer Foundation shall submit to the
 2 director an application that includes the following:

3 (1) A statement that the Arkansas Prostate Cancer Foundation is:

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

7 (B) Based, headquartered, or has a chapter in Arkansas;
 8 and

9 (C) For social, civic, entertainment, or other purposes;

10 (2) A statement that the Arkansas Prostate Cancer Foundation is
 11 not:

12 (A) A political party;

13 (B) Created primarily to promote a specific political
 14 belief; and

15 (C) Promoting any specific religion, faith, or anti-
 16 religion as its primary purpose;

17 (3) The foundation's financial plan for the design-use
 18 contribution from the special license plate that specifies the charitable use
 19 for the proceeds; and

20 (4) An affidavit signed by an official of the foundation that
 21 states that the proceeds from the special license plate will be used
 22 according to the financial plan submitted with the application.

23 (c) The Arkansas Prostate Cancer Foundation shall submit the
 24 information required under subsection (b) of this section within one hundred
 25 twenty (120) days after the effective date of this act.