

Stricken language would be deleted from and underlined language would be added to present law.

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

As Engrossed: S3/1/11
A Bill

SENATE BILL 336

5 By: Senator Elliott
6 *By: Representative Webb*
7

For An Act To Be Entitled

9 AN ACT TO CREATE THE ARKANSAS SCHOOL FOR THE DEAF
10 SPECIAL LICENSE PLATES; AND FOR OTHER PURPOSES.
11

Subtitle

14 TO CREATE THE ARKANSAS SCHOOL FOR THE
15 DEAF SPECIAL LICENSE PLATES.
16

17
18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
19

20 *SECTION 1. Arkansas Code § 27-24-1001 is amended to read as follows:*

21 *Subchapter 10*

22 *– Colleges, ~~and~~ Universities, and Arkansas School for the Deaf*

23
24 *27-24-1001. Purpose.*

25 *The purpose of this subchapter is to:*

26 *(1) ~~continue~~ Continue the special license plates for colleges*
27 *and universities that existed before April 13, 2005, to support higher*
28 *education in the state by providing additional funding for academic or need-*
29 *based scholarships and to transfer the authority to the Department of Finance*
30 *and Administration to issue additional college and university special license*
31 *plates; and*

32 *(2) Authorize a special license plate for the Arkansas School*
33 *for the Deaf, which is accredited by the Commission on Institutions of Higher*
34 *Education of the North Central Association of Colleges and Schools and has*
35 *students up to twenty-one (21) years of age.*
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1 SECTION 2. Arkansas Code § 27-24-1005(b)(2), regarding issuance,
2 renewal, and replacement of special license plates issued for colleges and
3 universities, is amended to read as follows:

4 (2) A fee not to exceed twenty-five dollars (\$25.00) to cover
5 the design-use contribution by the college or university or the Arkansas
6 School for the Deaf or for fund-raising purposes; and

7
8 SECTION 3. Arkansas Code § 27-24-1005(e), regarding issuance, renewal,
9 and replacement of special license plates issued for colleges and
10 universities, is amended to read as follows:

11 (e)(1) The department shall remit the fees collected under subdivision
12 (b)(2) of this section on a monthly basis to the college or university or the
13 Arkansas School for the Deaf depending on the school for which each special
14 license plate was purchased.

15 (2) The department shall also provide to each participating
16 college or university or the Arkansas School for the Deaf a list of persons
17 who have paid for a special license plate under this subchapter relating to
18 that entity.

19
20 SECTION 4. Arkansas Code Title 27, Chapter 24, Subchapter 10 is
21 amended to add an additional section to read as follows:

22 27-24-1010. Arkansas School for the Deaf.

23 (a) The Director of the Department of Finance and Administration shall
24 issue a special license plate for the Arkansas School for the Deaf in the
25 manner and subject to the conditions provided under this subchapter.

26 (b) The special Arkansas School for the Deaf motor vehicle license
27 plate shall:

28 (1) Be designed by the Department of Finance and Administration
29 in consultation with the Board of Trustees of the Arkansas School for the
30 Blind and Arkansas School for the Deaf;

31 (2) Contain the words "Arkansas School for the Deaf" and a
32 picture showing the sign language hand shape for "I Love You"; and

33 (3) Be numbered consecutively.

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

36 (1) The fee for the cost of initial orders of the new design

1 which shall be based on the cost of the initial order;

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

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

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

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

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

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

16 (3)(A) A handling and administrative fee of ten dollars
17 (\$10.00).

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

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

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

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

27 (e)(1) A special license plate issued under this section may be
28 renewed annually or replaced under the procedures set out in § 27-24-1005.

29 (2) However, the division shall remit the fees collected under §
30 27-24-1005(b)(2) on a monthly basis to the Arkansas School for the Deaf
31 Foundation.

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33 SECTION 5. DO NOT CODIFY.

34 (a) Within thirty (30) days after the effective date of this act, the
35 Director of the Department of Finance and Administration shall notify the
36 Board of Trustees of the Arkansas School for the Blind and Arkansas School

1 for the Deaf and the Arkansas School for the Deaf Foundation about the status
2 of the design of the plate.

3 (b) The Arkansas School for the Deaf Foundation shall submit to the
4 director an application that includes the following:

5 (1) A statement that the Arkansas School for the Deaf Foundation
6 is:

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

10 (ii) Based, headquartered, or has a chapter in Arkansas;
11 and

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

13 (2) A statement that the Arkansas School for the Deaf Foundation
14 is not:

15 (i) A political party;

16 (ii) Created primarily to promote a specific political
17 belief; and

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

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

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

26 (c) The Arkansas School for the Deaf Foundation shall submit the
27 information required under subsection (b) of this section within one hundred
28 twenty (120) days after the effective date of this act.

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30 /s/Elliott
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