

FIRST REGULAR SESSION

[P E R F E C T E D]

SENATE BILL NO. 166

98TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR NASHEED.

Pre-filed December 17, 2014, and ordered printed.

Read 2nd time January 29, 2015, and referred to the Committee on Transportation, Infrastructure and Public Safety.

Reported from the Committee March 5, 2015, with recommendation that the bill do pass and be placed on the Consent Calendar.

Taken up March 12, 2015. Read 3rd time and placed upon its final passage; bill passed.

ADRIANE D. CROUSE, Secretary.

0998S.01P

AN ACT

To repeal section 301.3165, RSMo, and to enact in lieu thereof one new section relating to special license plates.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 301.3165, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 301.3165, to read as follows:

301.3165. 1. Any vehicle owner may apply for special "[I HAVE A] **DARE TO DREAM**" motor vehicle license plates as prescribed by this section for any vehicle such person owns, either solely or jointly, other than an apportioned motor vehicle or a commercial motor vehicle licensed in excess of eighteen thousand pounds gross weight, after making an annual contribution of twenty-five dollars to the Martin Luther King, Jr. state celebration commission fund. If the contribution is made directly to the Martin Luther King, Jr. state celebration commission, the commission shall issue the individual making a contribution a receipt, verifying the contribution, that may be used to apply for the "[I HAVE A] **DARE TO DREAM**" license plate described in this section. If the contribution is made directly to the director of revenue, the director shall note the contribution and the owner may then apply for the "[I HAVE A] **DARE TO DREAM**" license plate. All contributions shall be credited to the Martin Luther King, Jr. state celebration commission fund as established in subsection 4 of this section and shall be used for the sole purpose of funding appropriate activities for the recognition and celebration of Martin Luther King, Jr. Day in Missouri.

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

17 2. Upon payment of a twenty-five dollar contribution to the Martin Luther
18 King, Jr. state celebration commission fund as described in subsection 1 of this
19 section, the payment of a fifteen dollar fee in addition to regular registration fees,
20 and the presentment of other documents which may be required by law, the
21 director shall issue to the vehicle owner a specialty personalized license plate
22 which shall bear the emblem of the Martin Luther King, Jr. state celebration
23 commission and the words "[I HAVE A] **DARE TO DREAM**" at the bottom of the
24 plate in a manner prescribed by the director of revenue. Such license plates shall
25 be made with fully reflective material with a common color scheme and design of
26 the standard license plate, shall be clearly visible at night, shall have a reflective
27 white background in the area of the plate configuration, and shall be aesthetically
28 attractive, as prescribed by section 301.130. Notwithstanding the provisions of
29 section 301.144, no additional fee shall be charged for the personalization of
30 license plates issued pursuant to this section.

31 3. A vehicle owner who was previously issued a plate with words "[I
32 HAVE A] **DARE TO DREAM**" as authorized by this section but who does not
33 present proof of payment of an annual twenty-five dollar contribution to the
34 Martin Luther King, Jr. state celebration commission fund at a subsequent time
35 of registration shall be issued a new plate which does not bear the words "[I
36 HAVE A] **DARE TO DREAM**", as otherwise provided by law.

37 4. There is established in the state treasury the "Martin Luther King, Jr.
38 State Celebration Commission Fund". The state treasurer shall credit to and
39 deposit in the fund all amounts received pursuant to this section, and any other
40 amounts which may be received from grants, gifts, bequests, the federal
41 government, or other sources granted or given for purposes of this section. The
42 state treasurer shall be custodian of the fund. The fund shall be a dedicated fund
43 and, upon appropriation, moneys in the fund shall be used solely for the sole
44 purpose of funding appropriate activities for the recognition and celebration of
45 Martin Luther King, Jr. Day in Missouri. Notwithstanding the provisions of
46 section 33.080 to the contrary, any moneys remaining in the fund at the end of
47 the biennium shall not revert to the credit of the general revenue fund. The state
48 treasurer shall invest moneys in the fund in the same manner as other funds are
49 invested. Any interest and moneys earned on such investments shall be credited
50 to the fund.

51 5. The director shall consult with the Martin Luther King, Jr. state
52 celebration commission and the office of administration when formulating the

53 design for the special license plate described in this section. The director of
54 revenue shall make necessary rules and regulations for the enforcement of this
55 section, and shall design all necessary forms required by this section. Any rule
56 or portion of a rule, as that term is defined in section 536.010, that is created
57 under the authority delegated in this section shall become effective only if it
58 complies with and is subject to all of the provisions of chapter 536 and, if
59 applicable, section 536.028. This section and chapter 536 are nonseverable and
60 if any of the powers vested with the general assembly pursuant to chapter 536 to
61 review, to delay the effective date, or to disapprove and annul a rule are
62 subsequently held unconstitutional, then the grant of rulemaking authority and
63 any rule proposed or adopted after August 28, 2012, shall be invalid and void.

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Bill

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