

FIRST REGULAR SESSION

# SENATE BILL NO. 134

95TH GENERAL ASSEMBLY

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INTRODUCED BY SENATOR DEMPSEY.

Pre-filed December 18, 2008, and ordered printed.

TERRY L. SPIELER, Secretary.

0818S.01I

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## AN ACT

To amend chapter 301, RSMo, by adding thereto one new section relating to the creation of the Brain Tumor Awareness Organization specialty plate.

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

Section A. Chapter 301, RSMo, is amended by adding thereto one new  
2 section, to be known as section 301.165, to read as follows:

**301.165. 1. Notwithstanding any other provision of law to the  
2 contrary, any member of the Brain Tumor Awareness Organization,  
3 after an annual payment of an emblem-use fee to the Brain Tumor  
4 Awareness Organization, may receive special license plates for any  
5 vehicle the member owns, either solely or jointly, other than an  
6 apportioned motor vehicle or a commercial motor vehicle licensed in  
7 excess of eighteen thousand pounds gross weight. The Brain Tumor  
8 Awareness Organization hereby authorizes the use of its official  
9 emblem to be affixed on multi-year personalized license plates as  
10 provided in this section. Any contribution to the Brain Tumor  
11 Awareness Organization derived from this section, except reasonable  
12 administrative costs, shall be used solely for the purposes of the Brain  
13 Tumor Awareness Organization. Any member of the Brain Tumor  
14 Awareness Organization may annually apply for the use of the emblem.**

**15 2. Upon annual application and payment of a twenty-five dollar  
16 emblem-use contribution to the Brain Tumor Awareness Organization,  
17 the Brain Tumor Awareness Organization shall issue to the vehicle  
18 owner, without further charge, an emblem-use authorization statement,  
19 which shall be presented by the vehicle owner to the director of  
20 revenue at the time of registration. Upon presentation of the annual  
21 statement and payment of a twenty-five dollar fee in addition to the**

22 regular registration fees, and presentation of any documents which may  
23 be required by law, the director of revenue shall issue to the vehicle  
24 owner a special license plate which shall bear the emblem of the Brain  
25 Tumor Awareness Organization. Such license plates shall be made with  
26 fully reflective material with a common color scheme and design, shall  
27 be clearly visible at night, and shall be aesthetically attractive, as  
28 prescribed by section 301.130. In addition, upon such set of license  
29 plates shall be inscribed, in lieu of the words "SHOW-ME STATE", the  
30 words "Brain Tumor Awareness". Notwithstanding the provisions of  
31 section 301.144, no additional fee shall be charged for the  
32 personalization of license plates issued pursuant to this section.

33 3. A vehicle owner who was previously issued a plate with the  
34 Brain Tumor Awareness Organization's emblem authorized by this  
35 section, but who does not provide an emblem-use authorization  
36 statement at a subsequent time of registration, shall be issued a new  
37 plate which does not bear the Brain Tumor Awareness Organization's  
38 emblem, as otherwise provided by law. The director of revenue shall  
39 make necessary rules and regulations for the enforcement of this  
40 section, and shall design all necessary forms required by this section.

41 4. Prior to the issuance of a Brain Tumor Awareness  
42 Organization specialty plate authorized under this section the  
43 department of revenue must be in receipt of an application, as  
44 prescribed by the director, which shall be accompanied by a list of at  
45 least two hundred potential applicants who plan to purchase the  
46 specialty plate, the proposed art design for the specialty license plate,  
47 and an application fee, not to exceed five thousand dollars, to defray  
48 the department's cost for issuing, developing, and programming the  
49 implementation of the specialty plate. Once the plate design is  
50 approved, the director of revenue shall not authorize the manufacture  
51 of the material to produce such specialized license plates with the  
52 individual seal, logo, or emblem until such time as the director has  
53 received two hundred applications, the twenty-five dollar specialty  
54 plate fee per application, and emblem use statements, if applicable, and  
55 other required documents or fees for such plates.