

SECOND REGULAR SESSION

HOUSE BILL NO. 1123

92ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES SMITH (14) Sponsor, RUESTMAN, GUEST, SCHLOTTACH, BROOKS, DUSENBERG, PEARCE, SMITH (118), TAYLOR, JONES, BEAN, HUNTER, MUCKLER, DEMPSEY, BRUNS, ICET, EMERY, HOBBS, ROARK, BIVINS, VILLA, DAUS, SPRENG, MEINERS, THRELKELD, WRIGHT, McKENNA, WOOD, GREEN, SANDER AND BLACK (Co-sponsors).

Read 1st time January 15, 2004, and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

3298L.011

AN ACT

To repeal section 301.2999, RSMo, and to enact in lieu thereof one new section relating to specialized license plates.

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

Section A. Section 301.2999, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 301.2999, to read as follows:

301.2999. 1. No specialized license plate shall be issued after January 1, 2002, by the director of revenue which proposes to raise revenue or funds for an organization which authorizes the use of its emblem for a fee unless such organization:

(1) Is a governmental entity; or

(2) Is an organization registered pursuant to section 501(c) of the 1986 Internal Revenue Code, as amended, or an equivalent law which applies to such not-for-profit entity.

2. Any organization which raises revenues or funds through the sponsorship of specialized license plates issued pursuant to the provisions of this chapter enacted prior to January 1, 2002, shall have until January 1, 2004, to comply with the provisions of this section. The director shall verify that all organizations that are paid fees for the use of their emblems for specialized license plates are complying with the provisions of this section. The director shall require all organizations which receive revenues for or funds for the use of their emblems to verify their status as a governmental entity or a qualified not-for-profit organization as provided in subsection 1 of this section, in a format prescribed by the director. Any specialized license

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

15 plates issued prior to January 1, 2004, shall remain valid for the period in which they were
16 registered, regardless of the status of the sponsoring organization.

17 3. Any moneys received by an organization authorizing the use of its emblem or insignia
18 for a specialized license plate shall only be used by such organization to carry out the
19 organization's charitable mission. Such moneys shall not be used for salaries or any
20 administrative costs of the organization. No individual member of any organization authorizing
21 the use of its emblem or insignia for a specialized license plate shall derive any personal
22 pecuniary gain from any fees the organization collects.

23 4. **Prior to January 1, 2005**, the director of revenue shall not authorize the manufacture
24 of the material to produce such specialized license plates with the individual seal, logo, or
25 emblem until such time **as** the director has received one hundred applications for such plates.
26 [An organization shall be exempt from the provisions of this subsection if it deposits with the
27 department of revenue the actual cost of producing the initial issuance of such plates and the
28 director receives at least ten applications for such plates.] **Beginning January 1, 2005, the**
29 **director of revenue shall not authorize the manufacture of the material to produce such**
30 **specialized license plates with the individual seal, logo, or emblem until such time as the**
31 **director has received four hundred applications for such plates.**

32 5. The provisions of this section shall not apply to any special license plates which bears
33 the emblem or insignia of a branch of the U.S. military or a military organization.