

SECOND REGULAR SESSION

HOUSE BILL NO. 1704

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE O'DONNELL.

3960H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 301.3139, RSMo, and to enact in lieu thereof one new section relating to special license plates for Boy Scouts of America.

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

Section A. Section 301.3139, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 301.3139, to read as follows:

301.3139. 1. Any Boy Scout of appropriate age as prescribed by law or parent of a Boy Scout may receive special license plates as prescribed by this section, for any motor vehicle such person owns, either solely or jointly, other than an apportioned motor vehicle or a commercial motor vehicle licensed in excess of twenty-four thousand pounds gross weight, after an annual payment of an emblem-use authorization fee to the Boy Scouts of America Council of which the person is a member or the parent of a member. The Boy Scouts of America hereby authorizes the use of its official emblem to be affixed on multiyear personalized license plates as provided in this section. Any contribution to the Boy Scouts of America derived from this section, except reasonable administrative costs, shall be used solely for the purposes of the Boy Scouts of America. Any Boy Scout or parent of a Boy Scout may annually apply for the use of the emblem and pay the twenty-five dollar emblem-use authorization fee at any local district council in the state.

2. Upon annual application and payment of a twenty-five dollar emblem-use contribution to the Boy Scouts of America, the organization shall issue to the vehicle owner, without further charge, an emblem-use authorization statement, which shall be presented by the owner to the department of revenue at the time of registration of a motor vehicle. Upon presentation of the annual statement, payment of a fifteen dollar fee in addition to the registration fee and documents

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

18 which may be required by law, the department of revenue shall issue to the vehicle owner a
19 personalized license plate which shall bear the emblem of the Boy Scouts of America and the
20 words "BOY SCOUTS OF AMERICA" in place of the words "SHOW-ME STATE". Such
21 license plates shall be made with fully reflective material with a common color scheme and
22 design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by
23 section 301.130. Notwithstanding the provisions of section 301.144, no additional fee shall be
24 charged for the personalization of license plates pursuant to this section. **Notwithstanding**
25 **subdivision (2) of subsection 1 of section 301.3150, the Boy Scouts of America shall not be**
26 **required to submit a list of applicants who plan to purchase the specialty plate established**
27 **under this section.**

28 3. A vehicle owner, who was previously issued a plate with the Boy Scouts of America
29 emblem authorized by this section but who does not provide an emblem-use authorization
30 statement at a subsequent time of registration, shall be issued a new plate which does not bear
31 the Boy Scouts of America emblem, as otherwise provided by law. The director of revenue shall
32 make necessary rules and regulations for the administration of this section, and shall design all
33 necessary forms required by this section. No rule or portion of a rule promulgated pursuant to
34 the authority of this section shall become effective unless it has been promulgated pursuant to
35 the provisions of chapter 536. Any rule or portion of a rule, as that term is defined in section
36 536.010, that is created under the authority delegated in this section shall become effective only
37 if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section
38 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the
39 general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove
40 and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority
41 and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

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