

1 SB276
2 116409-1
3 By Senators Butler, Orr, Figures, Mitchell, Little (T) and
4 Denton
5 RFD: Governmental Affairs
6 First Read: 19-JAN-10

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8 SYNOPSIS: Existing law prohibits the approval of a
9 distinctive license plate for an out-of-state
10 college or university.

11 This bill would allow the legislative
12 oversight committee to consider and approve an
13 application for an out-of-state college or
14 university.

15 This bill would provide that the proceeds
16 from the sale of a distinctive license plate for an
17 out-of-state college or university would be
18 deposited into the Education Trust Fund and used
19 for preventing and lowering the rates of high
20 school dropouts.

21
22 A BILL
23 TO BE ENTITLED
24 AN ACT
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26 To amend Sections 32-6-67 and 32-6-68 of the Code of
27 Alabama 1975, relating to the approval of a distinctive

1 license plate and the annual fee and distribution of the fees;
2 to allow the legislative oversight committee to consider and
3 approve an application for an out-of-state college or
4 university; and to provide that the proceeds from the sale of
5 a distinctive license plate for an out-of-state college or
6 university would be deposited into the Education Trust Fund
7 and used for preventing and lowering the rates of high school
8 dropouts.

9 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

10 Section 1. Sections 32-6-67 and 32-6-68 of the Code
11 of Alabama 1975, are amended to read as follows:

12 "§32-6-67.

13 "(a) There is created a legislative committee to
14 oversee the implementation and administration of this Article
15 2, except Subdivision 1 of Division 1. The committee shall be
16 composed of three members of the House of Representatives and
17 a county license plate issuing official, who shall be
18 appointed by and serve at the pleasure of the Speaker of the
19 House, and three members of the Senate and a county license
20 plate issuing official, who shall be appointed by and serve at
21 the pleasure of the Lieutenant Governor, the Director of the
22 Alabama Criminal Justice Information Center, the Director of
23 Public Safety, and the President of the Probate Judges
24 Association. The Department of Revenue shall designate a
25 representative and the Department of Corrections shall
26 designate a representative of Alabama Correctional Industries
27 as nonvoting and advisory members to the committee. The chair,

1 who shall be picked by the members of the committee from the
2 legislative members on the committee, shall have the authority
3 to call meetings of the committee when he or she deems it
4 necessary or as otherwise provided in this section.

5 "(b) The committee shall:

6 "(1) Meet not less than once every six months.

7 "(2) Require that a simple majority of committee
8 voting members be in attendance for conducting whatever
9 business requires committee action.

10 "(3) Establish guidelines for the qualification of
11 organizations which may sponsor a new or continued issuance of
12 a license plate category, or may benefit from that issuance.

13 "(4) Approve, disapprove, or indefinitely postpone,
14 by a vote of two-thirds of the members present at a committee
15 meeting, a request for a new license plate category.

16 "(c) Decisions of the committee concerning approval,
17 disapproval, or indefinite postponement of further action on a
18 proposed distinctive license plate shall be interpreted to be
19 the intent of the entire body of the Legislature, and
20 separate, specific action by the Legislature concerning a
21 distinctive license plate proposal shall not be considered.

22 "(d) The committee shall not consider for approval
23 applications from the following types of organizations:

24 "~~(1) Out-of-state colleges and universities.~~

25 "~~(2)~~ (1) Private businesses, business organizations,
26 or commercial entities of any type.

1 "~~(3)~~(2) Public schools K-12, junior colleges, and
2 technical schools, exclusive of the Helping Schools Tag as
3 established in Sections 32-6-300 and 32-6-301.

4 "~~(4)~~(3) Groups within high schools, junior colleges,
5 universities, and technical schools, such as band boosters,
6 athletic boosters, and the like.

7 "~~(5)~~(4) Unions.

8 "~~(6)~~(5) Political organizations.

9 "~~(7)~~(6) Religious organizations.

10 "~~(8)~~(7) Groups that promote racial or social
11 disharmony.

12 "~~(9)~~(8) Public officials.

13 "(e) Upon the request of the chair, the Secretary of
14 the Senate and the Clerk of the House shall provide clerical
15 assistance necessary for the work of the committee.

16 "(f) The committee members who are members of the
17 Legislature shall be entitled to, and shall receive, the same
18 daily legislative compensation, expense allowances, per diem,
19 and other compensation which they receive while in legislative
20 session for each weekday, Monday through Friday, during any
21 week in which the committee actually meets. The
22 non-legislative members of the committee shall be entitled to,
23 and shall receive, the same per diem and expenses that are
24 paid to state employees.

25 "§32-6-68.

26 "(a) Effective January 1, 1997, each new distinctive
27 license plate issued shall require, in addition to the

1 standard registration fee, an additional annual fee of fifty
2 dollars (\$50).

3 "(b) The additional license plate fee as provided
4 for in subsection (a) shall be distributed in the following
5 manner:

6 "(1) Two and one-half percent commission, provided
7 by Section 40-12-269(a) (1).

8 "(2) Manufacturing costs of one dollar and fifty
9 cents (\$1.50) to the Department of Corrections.

10 "(3) Administrative costs of one dollar (\$1) to the
11 Department of Revenue.

12 "(4) State shares of five dollars (\$5) shall be
13 transmitted to the State Comptroller for deposit into the
14 Penny Trust Fund as established by Amendment 512 of the
15 Constitution of Alabama of 1901.

16 "(5) ~~The~~ Except as provided in subdivision (6), the
17 remainder of the additional fee shall be distributed to the
18 sponsoring organization or as otherwise provided under the
19 terms of the application approved by the legislative oversight
20 committee.

21 "(6) The remainder of the additional fee for a
22 distinctive license plate for out-of-state colleges and
23 universities shall be deposited into the Education Trust Fund
24 and shall be used for preventing and lowering the rates of
25 high school dropouts.

26 "(c) The distribution of fees for tags which were
27 authorized by legislative act before January 1, 1998, shall

1 continue in effect, any other provision of law to the contrary
2 notwithstanding."

3 Section 2. This act shall become effective on the
4 first day of the third month following its passage and
5 approval by the Governor, or its otherwise becoming law.