

By: Senator(s) Dawkins, Williamson, Harden

To: Finance

SENATE BILL NO. 2759

1 AN ACT TO AUTHORIZE THE ISSUANCE OF DISTINCTIVE BREAST CANCER  
2 AWARENESS MOTOR VEHICLE LICENSE TAGS; TO PRESCRIBE AN ADDITIONAL  
3 FEE FOR THE ISSUANCE OF SUCH LICENSE TAGS; TO PROVIDE FOR THE  
4 DISTRIBUTION OF MONIES DERIVED FROM THE ADDITIONAL FEE; AND FOR  
5 RELATED PURPOSES.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 **SECTION 1.** (1) Any owner of a motor vehicle, who is a  
8 resident of this state, upon complying with the motor vehicle laws  
9 relating to registration and licensing of motor vehicles, and upon  
10 payment of the road and bridge privilege taxes, ad valorem taxes  
11 and registration fees as prescribed by law for private carriers of  
12 passengers, pickup trucks and other noncommercial motor vehicles,  
13 and upon payment of an additional annual fee in the amount  
14 provided in subsection (3) of this section, shall be issued a  
15 special breast cancer awareness license tag for each motor vehicle  
16 registered in his name. The distinctive license tags so issued  
17 shall be of such color and design as the State Tax Commission,  
18 with the advice of the Central Mississippi Steel Magnolia  
19 Affiliate and the North Mississippi Affiliate of the Susan G.  
20 Komen Breast Cancer Foundation, may prescribe, and shall consist  
21 of, such letters or numbers, or both, as may be necessary to  
22 distinguish each license tag.

23 (2) Application for the distinctive license tags authorized  
24 by this section shall be made to the county tax collector on forms  
25 prescribed by the State Tax Commission. The application and the  
26 additional fee imposed under subsection (3) of this section, less  
27 Two Dollars (\$2.00) thereof to be retained by the tax collector,  
28 shall be remitted to the State Tax Commission on a monthly basis

29 as prescribed by the commission. The portion of the additional  
30 fee retained by the tax collector shall be deposited into the  
31 county general fund.

32 (3) Beginning with any registration year commencing on or  
33 after July 1, 2004, any person applying for a distinctive license  
34 tag under this section shall pay an additional fee in the amount  
35 of Thirty Dollars (\$30.00) for each distinctive license tag  
36 applied for under this section, which shall be in addition to all  
37 other taxes and fees. The additional fee paid shall be for a  
38 period of time to run concurrent with the vehicle's established  
39 license tag year. The additional fee is due and payable at the  
40 time the original application is made for a distinctive license  
41 tag under this section and thereafter annually at the time of  
42 renewal registration as long as the owner retains the distinctive  
43 license tag. If the owner does not wish to retain the distinctive  
44 license tag, he must surrender it to the local county tax  
45 collector.

46 (4) The State Tax Commission shall deposit all fees into the  
47 State Treasury on the day collected. At the end of each month,  
48 the State Tax Commission shall certify to the State Treasurer the  
49 total fees collected under this section from the issuance of the  
50 distinctive license tags issued under this section. The State  
51 Treasurer shall distribute such collections as follows:

52 (a) (i) Twelve Dollars (\$12.00) of each additional fee  
53 collected on distinctive license tags issued pursuant to this  
54 section shall be disbursed to the Central Mississippi Steel  
55 Magnolia Affiliate of the Susan G. Komen Breast Cancer Foundation.

56 (ii) Twelve Dollars (\$12.00) of each additional  
57 fee collected on distinctive license tags issued pursuant to this  
58 section shall be disbursed to the North Mississippi Affiliate of  
59 the Susan G. Komen Breast Cancer Foundation.

60 (b) One Dollar (\$1.00) of each additional fee collected  
61 on distinctive license tags issued pursuant to this section shall

62 be deposited into the Mississippi Fire Fighter's Memorial Burn  
63 Center Fund created pursuant to Section 7-9-70.

64 (c) Two Dollars (\$2.00) of each additional fee  
65 collected on distinctive license tags issued pursuant to this  
66 section shall be deposited to the credit of the State Highway Fund  
67 to be expended solely for the repair, maintenance, construction or  
68 reconstruction of highways.

69 (d) One Dollar (\$1.00) of each additional fee collected  
70 on distinctive license tags issued pursuant to this section shall  
71 be deposited to the credit of the special fund created in Section  
72 27-19-44.2.

73 (5) A regular license tag must be properly displayed as  
74 required by law until replaced by a distinctive license tag under  
75 this section. The regular license tag must be surrendered to the  
76 tax collector upon issuance of the distinctive license tag under  
77 this section. The tax collector shall issue month and year decals  
78 for each distinctive license tag issued under this section, which  
79 will expire the same month and year as the regular license tag.

80 (6) In the case of loss or theft of a distinctive license  
81 tag issued under this section, the owner may make application and  
82 affidavit for a replacement distinctive license tag as provided by  
83 Section 27-19-37. The fee for a replacement distinctive license  
84 tag shall be Ten Dollars (\$10.00). The tax collector receiving  
85 such application and affidavit shall be entitled to retain and  
86 deposit into the county general fund five percent (5%) of the fee  
87 for such replacement license tag and the remainder shall be  
88 distributed proportionately in the same manner as funds from the  
89 sale of regular distinctive license tags issued under this  
90 section.

91 **SECTION 2.** This act shall take effect and be in force from  
92 and after July 1, 2004.