

**Adopted
AMENDMENT NO 3 PROPOSED TO**

Cmte Sub for Senate Bill No. 2623

BY: Senator(s) King

1 **Amend by inserting the following after line 761 and by**
2 **renumbering subsequent sections accordingly:**

3 **SECTION *.** Section 27-19-56.63, Mississippi Code of 1972, is
4 amended as follows:

5 27-19-56.63. (1) Upon application by any legal resident of
6 the State of Mississippi who is diabetic or who is an immediate
7 family member or caregiver of a person who is diabetic, the State
8 Tax Commission shall prepare and issue through the county tax
9 collectors a special license plate for not more than one (1)
10 vehicle that is registered in the applicant's name. The initial
11 application shall be accompanied by the certification of a
12 licensed physician that the applicant (a) meets the definition of
13 a diabetic as set forth in subsection (2) of this section, or (b)
14 is an immediate family member or caregiver of a person who meets
15 the definition of a diabetic as set forth in subsection (2) of
16 this section. For the purposes of this section, the term
17 "immediate family member" means the applicant's spouse, father or
18 mother, or a brother, sister or child of the applicant. Except as
19 otherwise provided, an applicant for the special license plate
20 shall not be required to pay any fee or charge for the issuance of
21 such license plate separate from or in addition to the road and
22 bridge privilege taxes, ad valorem taxes and registration fees
23 otherwise required by law to be paid for the issuance of a regular

24 license plate for the vehicle. The special license plate shall be
25 of such color and design as the State Tax Commission may prescribe
26 and shall consist of such letters, numbers or both as may be
27 necessary to distinguish each license plate.

28 (2) For the purpose of this section, the term "diabetic"
29 means a person who is affected with diabetes, including Type I,
30 Type II, gestational or any secondary form of diabetes regardless
31 of mode of treatment, age of onset or duration of the disease.

32 (3) Application for the distinctive license tags authorized
33 by this section shall be made to the county tax collector on forms
34 prescribed by the State Tax Commission. The application and the
35 additional fee imposed under subsection (4) of this section, less
36 Two Dollars (\$2.00) thereof to be retained by the tax collector,
37 shall be remitted to the State Tax Commission on a monthly basis
38 as prescribed by the commission. The portion of the additional
39 fee retained by the tax collector shall be deposited into the
40 county general fund.

41 (4) Beginning with any registration year commencing on or
42 after July 1, 2003, any person other than a person who is diabetic
43 applying for a distinctive tag under this section shall pay an
44 additional fee in the amount of Thirty Dollars (\$30.00) for each
45 distinctive license tag applied for under this section, which
46 shall be in addition to all other taxes and fees. The additional
47 fee shall be for a period of time to run concurrent with the
48 vehicle's established license tag year. The additional fee is due
49 and payable at the time the original application is made for
50 distinctive license tags under this section and thereafter
51 annually at the time of renewal registration as long as the owner
52 retains the distinctive license tag.

53 (5) The State Tax Commission shall deposit all fees into the
54 State Treasury on the day collected. At the end of each month,
55 the State Tax Commission shall certify the total fees collected

56 under this section to the State Treasurer who shall distribute
57 such collections as follows:

58 (a) Twenty-four Dollars (\$24.00) of each additional fee
59 collected on special license tags issued pursuant to this section
60 shall be distributed to the Diabetes Foundation of Mississippi,
61 Inc.

62 (b) One Dollar (\$1.00) of each additional fee collected
63 on special license tags issued pursuant to this section shall be
64 deposited into the Mississippi Fire Fighter's Memorial Burn Center
65 Fund created pursuant to Section 7-9-70.

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

71 (d) One Dollar (\$1.00) of each additional fee collected
72 on distinctive license tags issued pursuant to this section shall
73 be deposited to the credit of the special fund created in Section
74 27-19-44.2.

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

83 (7) In case of loss or theft of a distinctive license tag
84 issued under this section, the owner may make application and
85 affidavit for a replacement distinctive license tag as provided in
86 Section 27-19-37. The fee for a replacement distinctive license
87 tag shall be Ten Dollars (\$10.00). The tax collector receiving

88 such application and affidavit shall be entitled to retain and
89 deposit into the county general fund five percent (5%) of the fee
90 for such replacement license tag and the remainder shall be
91 distributed in the same manner as funds from the sale of regular
92 distinctive license tags issued under this section.

93 **Further amend line 33 of the title by inserting the following**
94 **after the semicolon:**

95 TO AMEND SECTION 27-19-56.63, MISSISSIPPI CODE OF 1972, TO PROVIDE
96 THAT A PORTION OF THE FEE PAID FOR DISTINCTIVE DIABETIC MOTOR
97 VEHICLE LICENSE TAGS SHALL BE DISTRIBUTED TO THE DIABETES
98 FOUNDATION OF MISSISSIPPI, INC.;