

By: Senator(s) Doxey

To: Finance

SENATE BILL NO. 2876

1 AN ACT TO AMEND SECTION 27-19-56.37, MISSISSIPPI CODE OF  
2 1972, TO PROVIDE THAT A PORTION OF THE FEE FOR A DISTINCTIVE MOTOR  
3 VEHICLE LICENSE TAG IDENTIFYING A PERSON AS A CONSTABLE SHALL BE  
4 DISTRIBUTED TO THE MISSISSIPPI CONSTABLES ASSOCIATION; AND FOR  
5 RELATED PURPOSES.

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

7 **SECTION 1.** Section 27-19-56.37, Mississippi Code of 1972, is  
8 amended as follows:

9 27-19-56.37. (1) Any owner of a motor vehicle who is a duly  
10 elected constable, upon payment of the road and bridge privilege  
11 taxes, ad valorem taxes and registration fees as prescribed by law  
12 for private carriers of passengers, pickup trucks and other  
13 noncommercial motor vehicles, and upon payment of an additional  
14 fee in the amount provided in subsection (3) of this section,  
15 shall be issued a distinctive license tag for any motor vehicle  
16 registered in his name identifying the person as a constable. The  
17 distinctive license tags so issued shall be of such color and  
18 design as the State Tax Commission may prescribe and shall consist  
19 of such letters or numbers, or both, as may be necessary to  
20 distinguish each license tag.

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

28 fee retained by the tax collector shall be deposited into the  
29 county general fund.

30 (3) Beginning with any registration year commencing on or  
31 after July 1, 2002, any person applying for a distinctive license  
32 tag under this section shall pay an additional fee in the amount  
33 of Thirty Dollars (\$30.00) for each distinctive license tag  
34 applied for under this section, which shall be in addition to all  
35 other taxes and fees. The additional fee paid shall be for a  
36 period of time to run concurrent with the vehicle's established  
37 license tag year. The additional fee is due and payable at the  
38 time the original application is made for a distinctive license  
39 tag under this section and thereafter annually at the time of  
40 renewal registration as long as the owner retains the distinctive  
41 license tag. If the owner does not wish to retain the distinctive  
42 license tag, he must surrender it to the local county tax  
43 collector.

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

50 (a) Twenty-four Dollars (\$24.00) of each additional fee  
51 collected on distinctive license tags issued under this section  
52 shall be distributed to the Mississippi Constables Association.

53 (b) One Dollar (\$1.00) of each additional fee collected  
54 on distinctive license tags issued under this section shall be  
55 deposited into the Mississippi Fire Fighter's Memorial Burn Center  
56 Fund created under Section 7-9-70.

57 (c) Two Dollars (\$2.00) of each additional fee  
58 collected on distinctive license tags issued under this section  
59 shall be deposited to the credit of the State Highway Fund to be

60 expended solely for the repair, maintenance, construction or  
61 reconstruction of highways.

62 (d) One Dollar (\$1.00) of each additional fee collected  
63 on distinctive license tags issued pursuant to this section shall  
64 be deposited to the credit of the special fund created in Section  
65 27-19-44.2.

66 (5) A regular license tag must be properly displayed as  
67 required by law until replaced by a distinctive license tag issued  
68 under this section. The regular license tag must be surrendered  
69 to the tax collector upon issuance of the distinctive license tag  
70 under this section. The tax collector shall issue up to two (2)  
71 license decals for each distinctive license tag issued under this  
72 section, which will expire the same month and year as the regular  
73 license tag.

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

84 **SECTION 2.** This act shall take effect and be in force from  
85 and after July 1, 2005.