

By: Representative Banks

To: Ways and Means

HOUSE BILL NO. 1265

1 AN ACT TO AUTHORIZE THE ISSUANCE OF DISTINCTIVE LICENSE TAGS
2 FOR ATTORNEYS; TO PRESCRIBE AN ADDITIONAL FEE FOR SUCH LICENSE
3 TAG; AND FOR RELATED PURPOSES.

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

5 **SECTION 1.** (1) Any owner of a motor vehicle who is a member
6 of the Mississippi Bar, upon complying with the motor vehicle laws
7 relating to registration and licensing of motor vehicles, and upon
8 payment of the road and bridge privilege taxes, ad valorem taxes
9 and registration fees as prescribed by law for private carriers of
10 passengers, pickup trucks and other noncommercial motor vehicles,
11 and upon payment of an additional annual fee in the amount
12 provided in subsection (3), shall be issued a special license tag
13 for each motor vehicle registered in his name identifying such
14 person as an attorney. The distinctive license tags so issued
15 shall be of such color and design as the State Tax Commission,
16 with the advice of the Mississippi Bar and the Magnolia Bar
17 Association, may prescribe, and shall consist of such letters or
18 numbers, or both, as may be necessary to distinguish each license
19 tag.

20 (2) Application for the distinctive license tags authorized
21 by this section shall be made to the county tax collector on forms
22 prescribed by the State Tax Commission. The applicant's bar
23 identification card shall be presented at that time as proof of
24 membership in the Mississippi Bar. The application and the
25 additional fee imposed under subsection (3) of this section, less
26 Two Dollars (\$2.00) thereof to be retained by the tax collector,
27 shall be remitted to the State Tax Commission on a monthly basis

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

31 (3) Beginning with any registration year commencing on or
32 after July 1, 2005, any person applying for a distinctive license
33 tag under this section shall pay an additional fee in the amount
34 of Thirty Dollars (\$30.00) for each distinctive license tag
35 applied for under this section, which shall be in addition to all
36 other taxes and fees. The additional fee paid shall be for a
37 period of time to run concurrent with the vehicle's established
38 license tag year. The additional fee is due and payable at the
39 time the original application is made for a distinctive license
40 tag under this section and thereafter annually at the time of
41 renewal registration as long as the owner retains the distinctive
42 license tag. If the owner does not wish to retain the distinctive
43 license tag, he must surrender it to the local county tax
44 collector.

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

51 (a) Twenty-four Dollars (\$24.00) of each additional fee
52 collected on distinctive license tags issued pursuant to this
53 section shall be disbursed to the State General Fund.

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

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

61 to be expended solely for the repair, maintenance, construction or
62 reconstruction of highways.

63 (d) One Dollar (\$1.00) of each additional fee collected
64 on distinctive license tags issued pursuant to this section shall
65 be deposited to the credit of the special fund created in Section
66 27-19-44.2.

67 (5) A regular license tag must be properly displayed as
68 required by law until replaced by a distinctive license tag under
69 this section. The regular license tag must be surrendered to the
70 tax collector upon issuance of the distinctive license tag under
71 this section. The tax collector shall issue month and year decals
72 for each distinctive license tag issued under this section, which
73 will expire the same month and year as the regular 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 into the county general fund five percent (5%) of the fee
81 for such replacement license tag and the remainder shall be
82 distributed proportionately in the same manner as funds from the
83 sale of regular distinctive license tags issued under this
84 section.

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