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Shupe, Michael Smith, Yearick; Sens. Lopez, Pettyjohn,
Sokola, Wilson

HOUSE OF REPRESENTATIVES
151st GENERAL ASSEMBLY

HOUSE BILL NO. 61
AS AMENDED BY
HOUSE AMENDMENT NO. 1

AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SPECIAL LICENSE PLATES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE (Three-fifths of all members elected to each house thereof concurring therein):

Section 1. Amend Title 21 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

§ 2140H. Special license plates for Combat Infantry Badge Holders.

(a)(1) The owner of any vehicle described in subsection (a) (2) of this section may apply to the Department for assignment to that vehicle of a special Combat Infantry Badge registration number; provided, however, that the owner of the vehicle must possess and present official documentation which indicates that the owner is a Combat Infantry Badge holder.

(b). Special registration may be issued by the Department under this section if the United States Department of Defense certifies that the applicant is a Combat Infantry Badge holder. The Division shall issue the plate once the required number of applications is received.

(2) This section applies only to the following:

a. A private passenger vehicle; or

b. A truck with a 3/4-ton or less manufacturer's rated capacity.

(c) No fee in addition to the annual registration fee otherwise required by this title is required for registration under this section; provided, however, that an original application under this section shall be subject to a \$10 administrative fee which shall be deposited into a special fund and used by the Division of Motor Vehicles for the purpose of promoting the sale of the plate and administering this section and to fund Department projects notwithstanding the provisions of Chapters 13 and 14 of Title 2 to the contrary.

(d) Only 1 such plate shall be issued to an applicant.

(e) The Department shall reserve sufficient special license plates including the prefix CIB and numbered consecutively beginning with the numeral "1" as are necessary to implement this section.

(f) Upon receipt by the Department of information that the individual to whom the special plate has been issued has died, the Department shall write to the representative of that person's estate. Upon receipt by the Department of information that the individual to whom the special plate has been issued has died, the surviving spouse may transfer the plate to a vehicle owned by the spouse that meets the requirements of paragraph (a)(2) of this section as a valid registration plate. No fee in addition to the annual registration fee otherwise required by this title is required for registration. If no spouse exists, the Department shall write to the representative of that person's estate, requesting that such plate be returned to the Department within 90 days.

(g) All registration plates issued pursuant to this section shall be the colors and design as determined by the Department in conjunction with representatives from the Commission Office of Veterans Services. The Division of Motor Vehicles shall have the power to refuse any design which it believes would cause a public safety enforcement problem.

(h) The Division of Motor Vehicles may promulgate rules and regulations as required to administer this section.