

CHAPTER 56

(SB 7)

AN ACT relating to special spay neuter license plates.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 186 IS CREATED TO READ AS FOLLOWS:

- (1) The owner or lessee of a motor vehicle registered under the provisions of KRS 186.050(1) or (3)(a) may apply for a special spay neuter license plate in the office of the county clerk in the county where the person lives. At the time the owner or lessee applies for a special spay neuter license plate, the person shall include with the application the initial state fee of fifty dollars (\$50). The county clerk shall inform the owner or lessee that the person's application and state fee shall be sent to Frankfort to the Transportation Cabinet where it may be held for a period not to exceed one (1) year while the cabinet is waiting to receive sufficient applications subject to the provisions of subsection (2) of this section.*
- (2) The Transportation Cabinet shall be required to begin designing and printing special spay neuter license plates after the cabinet has received nine hundred (900) applications accompanied by a fifty dollar (\$50) state fee within a one (1) year period. The purpose of the fifty dollar (\$50) state fee is to offset computer programming costs incurred by the cabinet. Unless the cabinet is requested in writing to the contrary, if the cabinet has not received nine hundred (900) applications within one (1) year from the date the cabinet receives the first application for a special spay neuter license plate, the cabinet shall refund the fifty dollar (\$50) state fee to the appropriate applicants.*
- (3) Subject to the provisions of subsection (2) of this section, the total initial application fee for the first nine hundred (900) special spay neuter license plates printed by the Transportation Cabinet shall be sixty-three dollars (\$63). The sixty-three dollar (\$63) fee shall be divided as follows:*

 - (a) The Transportation Cabinet shall receive a fee of fifty dollars (\$50) that includes the state fee to reflectorize the license plate under KRS 186.240(2)(c);*
 - (b) The county clerk shall receive a fee of three dollars (\$3); and*
 - (c) The remaining ten dollar (\$10) fee collected from the applicant shall be remitted to the Transportation Cabinet to be handled subject to the provisions of subsection (9) of this section.*
- (4) The initial application fee for each special spay neuter license plate printed by the Transportation Cabinet in excess of nine hundred (900) shall be twenty-five dollars (\$25). The twenty-five dollar (\$25) fee shall be divided as follows:*

 - (a) The Transportation Cabinet shall receive a fee of twelve dollars (\$12) that includes the state fee to reflectorize the license plate under KRS 186.240(2)(c);*
 - (b) The county clerk shall receive a fee of three dollars (\$3); and*
 - (c) The remaining ten dollar (\$10) fee collected from the applicant shall be remitted to the Transportation Cabinet to be handled subject to the provisions of subsection (9) of this section.*

- (5) *A special spay neuter license plate shall annually be issued a renewal registration decal during the owner's or lessee's birth month. The annual renewal fee shall be twenty dollars (\$20) and shall be divided as follows:*
 - (a) *The Transportation Cabinet shall receive a fee of twelve dollars (\$12) that includes the state fee to reflectorize the license plate under KRS 186.240(2)(c);*
 - (b) *The county clerk shall receive a fee of three dollars (\$3); and*
 - (c) *The remaining five dollar (\$5) fee collected from an applicant renewing an annual registration shall be remitted to the Transportation Cabinet to be handled subject to the provisions of subsection (9) of this section.*
- (6) *Except as provided in this subsection, the special spay neuter license plate shall be replaced on the same schedule that regular license plates are replaced by the Transportation Cabinet under KRS 186.240. A special spay neuter license plate shall be replaced free of charge if the metal plate is destroyed in an accident, deteriorates to a point that the lettering, numbering, or images on the face of the plate are not legible, or is stolen, if the owner or lessee has not transferred the vehicle issued the plate during the current licensing period.*
- (7) *A person seeking a special spay neuter license plate for a vehicle provided as part of the person's occupation shall conform to the requirements of KRS 186.050(14).*
- (8) *Upon the sale, transfer, or termination of a lease of a vehicle licensed under this section, the owner or lessee shall remove the special spay neuter license plate and return it and the certificate of registration to the county clerk. The county clerk shall reissue the owner or lessee a regular license plate and certificate of registration upon payment of a twelve dollar (\$12) state fee that includes the state fee to reflectorize the license plate under KRS 186.240(2)(c) and a three dollar (\$3) county clerk fee. If the owner or lessee requests, the county clerk shall reissue the special spay neuter license plate free of charge for use on any other vehicle of the same classification and category owned by the person during the current licensing period. If the owner or lessee has the special spay neuter license plate reissued to another vehicle, the regular license plate that is being replaced shall be returned to the county clerk who shall forward the plate to the Transportation Cabinet.*
- (9) *All funds received by the Transportation Cabinet under subsection (3)(c), (4)(c), and (5)(c) of this section shall be transmitted annually to the animal control and care fund established under KRS 258.119, and shall be used exclusively for the development and promotion of spay neuter programs in the Commonwealth.*
- (10) *Special spay neuter license plates shall be of a design developed by the Animal Control Advisory Board and approved by the Transportation Cabinet.*

Section 2. This Act takes effect January 1, 2003.

Approved March 15, 2002