

1 AN ACT relating to the issuance of a personalized license plate.

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

3 ➔Section 1. KRS 186.174 is amended to read as follows:

- 4 (1) For purposes of this section, "personalized license plate" means a license plate  
5 ***manufactured by the cabinet upon an applicant's request with specific***~~issued~~  
6 ~~with personal~~ letters or numbers ***or combinations of letters and numbers***  
7 significant to the applicant ~~and it also means a license plate that is issued under this~~  
8 ~~section and has been combined with a special license plate~~.
- 9 (2) Any owner or lessee of a motor vehicle that is required to be registered under the  
10 provisions of KRS 186.050(1), (3)(a), or (4)(a), or any owner or lessee of a  
11 motorcycle required to be registered under the provisions of KRS 186.050(2) may  
12 obtain a personalized license plate by ***submitting an application through a Web***  
13 ***site designated by the cabinet.***~~applying for a personalized license plate in the~~  
14 ~~office of the county clerk and upon~~ ***The cabinet shall produce the requested***  
15 ***license plate upon approval and receipt of the***~~payment of the~~ fee required in  
16 ***subsection (4) of this section for a special license plate, or the fee required in***  
17 ***KRS 186.162 for a standard issue license plate.***~~A person initially applying for a~~  
18 ~~personalized license plate shall submit the application and appropriate SF fee in~~  
19 ~~person to the county clerk, but may submit the annual application to renew the~~  
20 ~~personalized license plate and entire fee required in KRS 186.162 by mail to the~~  
21 ~~county clerk.~~
- 22 (3) Personalized license plates shall expire on the last day of the birth month of the  
23 ***person to whom the license plate is registered***~~applicant~~.
- 24 (4) ***(a)*** A personalized license plate shall be replaced on the same schedule as regular  
25 issue license plates unless it is damaged or unreadable.~~A county clerk shall~~  
26 ~~immediately forward the application and the fee required in KRS 186.162 for~~  
27 ~~a personalized license plate to the Transportation Cabinet. The initial fee for a~~

1            ~~personalized license plate that has been combined with special license plate~~  
 2            ~~shall be as established in KRS 186.162(3).]~~

3            *(b) A standard issued license plate may be personalized for a forty-three dollar*  
 4            *(\$43) fee as provided in KRS 186.162(2)(m), in addition to all other fees*  
 5            *established in this section and in KRS 186.050.*

6            *(c) Any special license plate may be combined with a personalized license plate*  
 7            *for a twenty-five dollar (\$25) state fee in addition to all other fees for the*  
 8            *particular special license plate established in this section and in KRS*  
 9            *186.164(3). The twenty-five dollar (\$25) fee required under this subsection*  
 10           *shall be divided between the cabinet and the county clerk of the county*  
 11           *where the applicant resides with the cabinet receiving twenty dollars (\$20)*  
 12           *and the county clerk receiving five dollars (\$5).*

13        (5) (a) A personalized plate shall not be issued that would conflict with or duplicate  
 14           *any current issued license plate*~~[the alphabetical-numerical system used for~~  
 15           ~~regular license plates or any other license plates issued in the Commonwealth,~~  
 16           ~~and shall not contain a combination of more than six (6) letters of the alphabet~~  
 17           ~~and Arabic numerals, including spaces].~~

18        (b) A personalized plate shall not be issued if the cabinet determines~~[the request~~  
 19           ~~fails to comply with the following conditions]:~~

20           1. The message to be placed on the license plate, if created,  
 21           *discriminates*~~[shall not discriminate]~~ against *a*~~[any]~~ race, color, religion,  
 22           sex, ~~[or]~~ national origin, *or sexual orientation*~~[and shall not be~~  
 23           ~~construed, as determined by the cabinet, as an attempt to victimize or~~  
 24           ~~intimidate any person due to the person's race, color, religion, sex, or~~  
 25           ~~national origin];~~

26           2. ~~[The plate shall not represent a political party and shall not have been~~  
 27           ~~created primarily to promote a specific political belief;~~

1           3. ~~The plate shall not have as its primary purpose the promotion of any~~  
2           specific faith, religion, or antireligion;

3           4. ~~]~~The plate ***message is the***~~[shall not be the]~~ name of a ***trademarked or***  
4           ***copyrighted***~~[special]~~ product or brand name~~[, and shall not be construed,~~  
5           as determined by the cabinet, as promoting a product or brand name];  
6           ***or***~~[and]~~

7           3.~~[5.]~~The plate's lettering or message~~[to be placed on the license plate, if~~  
8           created, shall not be] ***is*** obscene ***or profane***, as determined by the  
9           cabinet.

10          (c) ~~[The owner or lessee shall submit an application and fee to renew a~~  
11          personalized license plate pursuant to the provisions of this section. ~~]~~Once an  
12          applicant obtains a personalized plate, he or she will have first priority on that  
13          plate for each of the following years that he or she makes timely ***renewal***  
14          ***payments***~~[and proper application].~~