

16100622D

HOUSE BILL NO. 98

Offered January 13, 2016

Prefiled December 14, 2015

A BILL to amend and reenact § 2 of the second enactment of Chapter 852 and § 6 of the first enactment of Chapter 918 of the Acts of Assembly of 2006, as amended by Chapter 427 of the Acts of Assembly of 2008, relating to eligibility for issuance of special license plates for immediate family members of persons who have died in military service to their country.

Patrons—Cole (By Request) and Garrett; Senator: Stuart

Referred to Committee on Transportation

Be it enacted by the General Assembly of Virginia:

1. That § 2 of the second enactment of Chapter 852 and § 6 of the first enactment of Chapter 918 of the Acts of Assembly of 2006, as amended by Chapter 427 of the Acts of Assembly of 2008, are amended and reenacted as follows:

§ 2. Special license plates for immediate family members of persons who have died in military service to their country; fees.

The Commissioner of the Department of Motor Vehicles shall issue special license plates, as prescribed herein, on receipt of an application and written evidence that the applicant is the owner of a motor vehicle and is a member of the immediate family of a member of the armed forces of the United States who lost his or her life under any of the following conditions:

1. During World War I, World War II, or any subsequent period of armed hostilities in which the United States was engaged before July 1, 1958;

2. Anytime after June 30, 1958:

a. ~~While~~ while engaged in an action against an enemy of the United States the performance of his official duties;

b. While engaged in military operations involving conflict with an opposing foreign force;

c. While serving with friendly forces engaged in an armed conflict in which the United States is not a belligerent party against an opposing armed force; or

3. Anytime after March 28, 1973, as a result of:

a. An international terrorist attack against the United States or a foreign nation friendly to the United States, recognized as such an attack by the United States Secretary of Defense; or

b. Military operations while serving outside the United States, including commonwealths, territories, and possessions of the United States, as part of a peacekeeping force.

For the purposes of this section, a member of the immediate family shall include (i) a widow or widower, remarried or not; (ii) a mother, father, stepmother, stepfather, mother through adoption, father through adoption, and foster parents who stood in loco parentis; (iii) each child, stepchild, and adopted child; and (iv) each brother, half-brother, sister, and half-sister.

For each set of license plates issued under this section, the Commissioner shall charge the prescribed cost of state license plates.

The provisions of subdivisions B 1 and B 2 of § 46.2-725 of the Code of Virginia shall not apply to license plates issued under this section.

§ 6. Special license plates for immediate family members of persons who have died in military service to their country; fees.

The Commissioner of the Department of Motor Vehicles shall issue special license plates, as prescribed herein, on receipt of an application and written evidence that the applicant is the owner of a motor vehicle and is a member of the immediate family of a member of the armed forces of the United States who lost his or her life under any of the following conditions:

1. During World War I, World War II, or any subsequent period of armed hostilities in which the United States was engaged before July 1, 1958;

2. Anytime after June 30, 1958:

a. ~~While~~ while engaged in an action against an enemy of the United States the performance of his official duties;

b. While engaged in military operations involving conflict with an opposing foreign force;

c. While serving with friendly forces engaged in an armed conflict in which the United States is not a belligerent party against an opposing armed force; or

3. Anytime after March 28, 1973, as a result of:

a. An international terrorist attack against the United States or a foreign nation friendly to the United

INTRODUCED

HB98

59 States, recognized as such an attack by the U.S. Secretary of Defense; or
60 b. Military operations while serving outside the United States, including commonwealths, territories,
61 and possessions of the United States, as part of a peacekeeping force.

62 For the purposes of this section, a member of the immediate family shall include (i) a widow or
63 widower, remarried or not; (ii) a mother, father, stepmother, stepfather, mother through adoption, father
64 through adoption, and foster parents who stood in loco parentis; (iii) each child, stepchild, and adopted
65 child; and (iv) each brother, half-brother, sister, and half-sister.

66 For each set of license plates issued under this section, the Commissioner shall charge the prescribed
67 cost of state license plates.

68 The provisions of subdivisions B 1 and B 2 of § 46.2-725 of the Code of Virginia shall not apply to
69 license plates issued under this section.