

SENATE BILL 1601

By Stevens

AN ACT to amend Tennessee Code Annotated, Title 55, Chapter 4, to authorize issuance of D.A.R.E. new specialty earmarked license plates.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() D.A.R.E.;

SECTION 2. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new section:

(a) An owner or lessee of a motor vehicle who is a resident of this state, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Drug Abuse Resistance Education ("D.A.R.E.") new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall contain the logo or other appropriate design representative of the statewide D.A.R.E. program established by the Tennessee Drug Abuse Resistance Education (D.A.R.E.) Act of 1989, compiled in title 49, chapter 1, part 4. The plates shall be designed in consultation with the state board of education.

(c)

(1) There is created a special account within the general fund to be known as the "D.A.R.E. account", referred to in this section as the "account". The state board of education shall administer the account.

(2) The funds produced from the sale of D.A.R.E. new specialty earmarked license plates shall be allocated to the state board of education and deposited into the account.

(3) The funds shall be used solely for implementing the statewide D.A.R.E. program established by the Tennessee Drug Abuse Resistance Education (D.A.R.E.) Act of 1989, compiled in title 49, chapter 1, part 4, including training of law enforcement officers as D.A.R.E. instructors and implementing the program's curriculum in local schools within this state.

(4) Amounts remaining in the account at the end of each fiscal year shall not revert to the general fund and shall be carried forward into the subsequent fiscal year.

(5) Moneys in the account shall be invested by the state treasurer in accordance with § 9-4-602 for the sole benefit of the account. All earnings attributable to the investments shall be credited to the account.

(d) The owners or lessees of motor vehicles who obtain D.A.R.E. new specialty earmarked license plates pursuant to this section may designate that the proceeds from the fees shall be allocated to a particular named school. The state board of education shall remit the proceeds to the local education agency ("LEA") operating the named school, and the LEA shall make the funds available to the named school. The state board of education may distribute any undesignated proceeds to the LEA operating the schools that serve the county in which the fees were generated; provided, that the distribution shall be based on the average daily attendance of the schools.

SECTION 3. This act shall take effect July 1, 2016, the public welfare requiring it.