

House Bill 1315

By: Representatives Powell of the 23rd, Hudson of the 156th, Ray of the 128th and McCall of the 90th

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 3 of Chapter 2 of Title 40 of the Official Code of Georgia Annotated,
2 relating to prestige license plates and special plates for certain persons and vehicles, so as to
3 provide for a special license plate honoring the Future Farmers of America; to provide for
4 issuance, renewal, fees, licensing agreements, applications, and transfers relative to such
5 special license plates, to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 3 of Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to
9 prestige license plates and special plates for certain persons and vehicles, is amended by
10 adding a new Code Section 40-2-86.7 to read as follows:

11 "40-2-86.7.

12 (a) There shall be issued beginning in 2003 special license plates honoring the Future
13 Farmers of America.

14 (b) The commissioner shall prepare a special distinctive license plate of a design which
15 shall include the insignia of the Future Farmers of America. Such special license plate
16 shall be of the same size and general design as general issue motor vehicle license plates.
17 Such plates shall include a unique identifying number not exceeding seven characters,
18 provided that no two recipients receive identical plates. It shall not be a requirement that
19 a county name decal be affixed and displayed on license plates issued under this Code
20 section.

21 (c) Subject to subsection (d) of this Code section, any motor vehicle owner who is a
22 resident of Georgia, other than one registering under the International Registration Plan,
23 upon complying with state laws relating to registration and licensing of motor vehicles and
24 payment of a manufacturing fee of \$25.00 in addition to the regular motor vehicle
25 registration fee, shall be issued such a special license plate upon application therefor.
26 Special license plates issued under this Code section shall be renewed annually with a

1 revalidation decal as provided in Code Section 40-2-31 upon payment of an additional
2 \$25.00 annual registration fee, which fee shall be collected by the county tag agent at the
3 time of collection of other registration fees and remitted to the state as provided in Code
4 Section 40-2-34.

5 (d)(1) Notwithstanding the foregoing provisions of this Code section, this Code section
6 shall not be implemented until such time as the State of Georgia has, through a licensing
7 agreement or otherwise, received such licenses or other permissions as may be required for
8 the use of the insignia of the Future Farmers of America or as may otherwise be necessary
9 or appropriate to implement this Code section. The commissioner is authorized, on behalf
10 of the state, to accept and execute the licensing agreements with the Future Farmers of
11 America allowing the Future Farmers of America to be the beneficiary of and receive
12 \$25.00 of each such manufacturing fee as consideration for permission to use such insignia,
13 provided that the Future Farmers of America agree to distribute such funds to their local
14 chapters within this state for support of the educational programs thereof; and provided,
15 further, that the state shall bear the cost of the manufacture of each such license plate. The
16 commissioner may charge fees, take other actions, and agree to or impose terms and
17 conditions which might normally be envisioned in licensing and cross-licensing agreements
18 for the use of designs and similar intellectual property. Without limitation, the
19 commissioner may agree to allow to others the exclusive or nonexclusive use of the design
20 of the special license plate. The design of the special license plate, excepting only the
21 insignia of the Future Farmers of America and any other part of the design owned by others
22 and licensed to the state, shall be owned solely by the State of Georgia for its exclusive use
23 and control, except as authorized by the commissioner. The commissioner may take such
24 steps as may be necessary to give notice of and protect such right, including the copyright.
25 However, such steps shall be cumulative of the ownership and exclusive use and control
26 established by this subsection as a matter of law and no person shall reproduce or otherwise
27 use such design, except as authorized by the commissioner.

28 (2) The commissioner shall retain all applications for such special license plates until a
29 minimum of 500 applications has been received. If the commissioner does not receive the
30 required minimum of 500 applications no later than July 31 of the year preceding the year
31 of issuance of such plates, no such special plates shall be issued, and all fees shall be
32 refunded to applicants. Such license plates shall be issued in compliance with state laws
33 relating to registration and licensing of motor vehicles.

34 (e) License plates issued pursuant to this Code section shall be transferred between
35 vehicles as provided in Code Section 40-2-80."

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SECTION 2.

2 All laws and parts of laws in conflict with this Act are repealed.