

LOST

1 Senators Thomas of the 10th, Butler of the 55th, Seay of the 34th, Tate of the 38th, Brown
2 of the 26th and others offered the following amendment:

3 Amend HB 1253 by striking lines 1 and 2 of page 1 and inserting in lieu thereof the
4 following:

5 "To amend Article 3 of Chapter 2 of Title 40 of the Official Code of Georgia Annotated,
6 relating to prestige license plates and special plates for certain persons and vehicles, so as
7 to provide that the surviving spouse of a person".

8 By inserting on line 4 of page 1 following the word and symbol "plates;" the following:

9 "to provide for a special license plate promoting family and freedom of choice;"

10 By striking lines 8 and 9 of page 1 and inserting in lieu thereof the following:

11 "Article 3 of Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to
12 prestige license plates and special plates for certain persons and vehicles, is amended by
13 striking subsection (a) of Code Section 40-2-68, relating to special license plates for Medal
14 of Honor winners, and inserting in lieu thereof the".

15 By inserting immediately following line 20 of page 1 the following:

16 "Said article is further amended by inserting after Code Section 40-2-86.8 a new Code
17 section to read as follows:

18 '40-2-86.9.

19 (a) There shall be issued beginning January 1, 2005, special license plates promoting the
20 Pro Family Pro Choice message, subject to the conditions set forth in this Code section.

21 (b) The commissioner shall design special distinctive license plates appropriate to
22 promote the Pro Family Pro Choice message. The license plates shall be of the same size
23 as general issue motor vehicle license plates and shall include a unique design and
24 identifying number, whereby the total number of characters does not exceed six. No two
25 recipients shall receive identically numbered plates. The graphic on the special license
26 plate shall be placed to the left of the alphanumeric characters and shall be no larger than
27 three inches by three inches. A Pro Family Pro Choice organization may request the
28 assignment of the first 100 in a series of license plates upon payment of an additional
29 initial registration fee of \$25.00 for each license plate requested.

30 (c) Notwithstanding the provisions of subsection (b) of this Code section, this Code
31 section shall not be implemented until such time as the State of Georgia has, through a

1 licensing agreement or otherwise, received any licenses or other permissions that may be
2 required to implement this Code section. The design of the initial edition of the license
3 plates, as well as the design of subsequent editions and excepting only any part or parts
4 of the designs owned by others and licensed to the state, shall be owned solely by the
5 State of Georgia for its exclusive use and control, except as authorized by the
6 commissioner. The commissioner may take such steps as may be necessary to give
7 notice of and protect such right, including the copyright or copyrights. However, such
8 steps shall be cumulative of the ownership and exclusive use and control established by
9 this subsection as a matter of law, and no person shall reproduce or otherwise use such
10 design or designs, except as authorized by the commissioner.

11 (d) Beginning in calendar year 2005, any Georgia resident who is the owner of a motor
12 vehicle, except a vehicle registered under the International Registration Plan, upon
13 complying with the motor vehicle laws relating to registration and licensing of motor
14 vehicles and upon the payment of a manufacturing fee of \$25.00 in addition to the regular
15 motor vehicle registration fee shall be issued a license plate promoting the Pro Family Pro
16 Choice message. Revalidation decals shall be issued for such license plates in the same
17 manner as provided for general issue license plates.

18 (e) From the additional \$25.00 fee charged for the issuance and renewal of the license
19 plates authorized under this Code section, \$2.00 shall be used by the department for
20 manufacturing and purchase costs, \$13.00 shall be paid to the general fund of the state
21 treasury, and \$10.00 shall be exclusively dedicated for the purpose of assisting state
22 supported adoption agencies and foster care services, pursuant to Article III, Section IX,
23 Paragraph VI(n) of the Constitution. Such dedicated funds shall be appropriated for such
24 purpose to the Department of Human Resources or such other public agency as may be
25 specified in the general or amended general appropriations Act. The agency or
26 organization ultimately making use of such funds shall periodically provide to the
27 commissioner an audit of the use of the funds or other evidence of use of the funds
28 satisfactory to the commissioner. Any audit performed under Chapter 6 of Title 50 shall
29 meet this auditing requirement. If an audit demonstrates that the funds are not being used
30 for the purposes set forth in this Code section or if the required audit or evidence is not
31 provided to the commissioner, then the commissioner shall so notify the House and
32 Senate Appropriations Committees. Any funds appropriated pursuant to this Code section
33 shall not lapse.

34 (f) An applicant may request a Pro Family Pro Choice license plate any time during the
35 applicant's registration period. If such a license plate is to replace a current valid license
36 plate, the Pro Family Pro Choice license plate shall be issued with appropriate decals
37 attached.

1 (g) No special license plate authorized pursuant to this Code section shall be issued
2 except upon the application of at least 1,000 applications. The special license plate shall
3 have an application period of two years after January 1, 2005, for payment of the
4 manufacturing fee. After such time if the minimum number of applications is not met,
5 the department shall not continue to accept the manufacturing fee, and all fees shall be
6 refunded to applicants.

7 (h) The department shall not be required to continue to manufacture the special license
8 plate if the number of active registrations falls below 500 registrations at any time during
9 the five-year period as provided in subsection (b) of Code Section 40-2-31. A current
10 registrant may continue to renew such special license plate during his or her annual
11 registration period upon payment of an additional \$25.00 annual special tag fee, which
12 fee shall be collected by the county tag agent at the time of collection of other registration
13 fees and shall be remitted to the state as provided in Code Section 40-2-34. The
14 department may continue to issue such special license plates that it has in its inventory
15 to assist in achieving the minimum number of registrations. If the special license plate
16 falls below 500 active registrations at any time during the five-year period as provided
17 in subsection (b) of Code Section 40-2-31, manufacture of the license plates shall not be
18 continued until the commissioner receives 1,000 applications.

19 (i) Pro Family Pro Choice license plates shall be transferred from one vehicle to another
20 vehicle in accordance with the provisions of Code Section 40-2-80.

21 (j) Pro Family Pro Choice license plates shall be issued within 30 days of application
22 once the requirements of this Code section have been met.'

23 **SECTION 3."**