

Senate Bill 265

By: Senators Unterman of the 45th, Grant of the 25th and Balfour of the 9th

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 40-6-228 of the Official Code of Georgia Annotated, relating to  
2 enforcement of parking in spaces for the disabled, so as to provide for certain private  
3 enforcement of the laws concerning the use of parking spaces for the disabled; to provide for  
4 related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Code Section 40-6-228 of the Official Code of Georgia Annotated, relating to enforcement  
8 of parking in spaces for the disabled, is amended by adding a new subsection (e) to read as  
9 follows:

10 "(e) Any citizen of this state may, without being designated under the provisions of this  
11 Code section, assist in the enforcement of the provisions of Code Section 40-6-226 in  
12 accordance with the provisions of this subsection. If such citizen believes that a violation  
13 of Code Section 40-6-226 is occurring, such citizen shall take photographs of the vehicle  
14 that clearly show the vehicle in the designated space for parking for disabled persons, there  
15 is no permit displayed on the vehicle, and the license plate of the vehicle. The citizen shall  
16 then forward such photographs to the law enforcement agency having jurisdiction along  
17 with a statement by such citizen giving the citizen's name and mailing address and the date,  
18 time, and exact location of the alleged violation. If, after reviewing the photographs, it  
19 appears to the law enforcement agency having jurisdiction that a violation of Code Section  
20 40-6-226 has occurred, the law enforcement agency shall send a letter to the owner of such  
21 vehicle advising such owner of the alleged violation and warning such owner against  
22 committing any future violations. The law enforcement agency shall retain a record of  
23 such letter along with the information and photographs received from the citizen for a  
24 period of two years from the date of receipt by the law enforcement agency of the  
25 information and photographs."

1 **SECTION 2.**

2 All laws and parts of laws in conflict with this Act are repealed.