

ADOPTED

1 Senators Heath of the 31st, Henson of the 41st, Chapman of the 3rd, Jones of the 10th, Harp
2 of the 29th and others offered the following amendment:

3 *Amend the Senate Natural Resources and the Environment Committee substitute to SB 550*
4 *(LC 25 4462S) by striking line 1 of page 1 through line 35 of page 7 and inserting in lieu*
5 *thereof the following:*

6 To amend Code Section 40-3-36 of the Official Code of Georgia Annotated, relating to
7 cancellation of certificate of title for scrap, dismantled, or demolished vehicles, salvage
8 certificate of title, administrative enforcement, and removal of license plates, so as to provide
9 that a person who is required to deliver the certificate of a vehicle which is being scrapped
10 or is otherwise severely damaged to certify that all mercury switches have been removed
11 from such vehicle; to provide that any used motor vehicle parts dealer who sells such a
12 vehicle to a scrap metal processor shall certify on the bill of sale that all mercury light
13 switches have been removed; to provide penalties; to repeal conflicting laws; and for other
14 purposes.

15 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

SECTION 1.

16 Code Section 40-3-36 of the Official Code of Georgia Annotated, relating to cancellation of
17 certificate of title for scrap, dismantled, or demolished vehicles, salvage certificate of title,
18 administrative enforcement, and removal of license plates, is amended by inserting at the end
19 of paragraph (2) of subsection (a) a new subparagraph to read as follows:

20 "(E)(i) Any person required to surrender a certificate of title of a vehicle
21 manufactured for the 2002 model year or any preceding model year to the
22 commissioner pursuant to the provisions of this subsection shall at the same time
23 provide the commissioner with a written document certifying that all mercury light
24 switches have been removed from such vehicle.

25 (ii) Any used motor vehicle parts dealer who sells a scrap vehicle manufactured for
26 the 2002 model year or any preceding model year to a scrap metal processor subject
27 to the provisions of Chapter 43 of Title 43 shall certify on the bill of sale that all
28 mercury light switches have been removed from such scrap vehicle.

29 (iii) Any person violating this Code section shall, upon conviction, be punished as for
30 a misdemeanor for each violation. Each vehicle sold in violation of this Code section
31 shall constitute a separate offense."
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