

Senate Bill 517

By: Senator Hill of the 32nd

**AS PASSED SENATE**

**A BILL TO BE ENTITLED**

**AN ACT**

1 To amend Code Section 40-2-74 of the Official Code of Georgia Annotated, relating to  
 2 special license plate for persons with disability, so as to provide for the issuance of special  
 3 license plates for persons with disabilities to certain businesses for business vehicles used by  
 4 disabled employees of such businesses; to provide for related matters; to repeal conflicting  
 5 laws; and for other purposes.

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

7 **SECTION 1.**

8 Code Section 40-2-74 of the Official Code of Georgia Annotated, relating to special license  
 9 plate for persons with disability, is amended by adding a new subsection to read as follows:  
 10 "(a.1) Any business registered in Georgia that is a sole proprietorship, a Subchapter 'S'  
 11 Corporation under Subchapter S of Chapter 1 of the Internal Revenue Code, or a single  
 12 principal limited liability corporation or limited liability partnership which assigns or  
 13 makes available a passenger motor vehicle for the use of an employee of such business,  
 14 upon complying with the motor vehicle laws relating to registration, licensing, and  
 15 payment of fees and upon submitting an affidavit of a practitioner of the healing arts stating  
 16 that such employee is a person with disabilities, as defined in paragraph (5) of Code  
 17 Section 40-6-221, whose disability or incapacity can be expected to last for more than 180  
 18 days and stating the specific disability that limits or impairs the ability to walk, shall be  
 19 issued a specially designated disabled person's license plate from the commissioner. The  
 20 affidavit shall also state that such business vehicle shall be used only or primarily by such  
 21 disabled employee. If employee leaves the employment of the company then the plate  
 22 must be surrendered within 60 days to the commissioner. In the event that an employee  
 23 or other person that is not a disabled person uses a business vehicle which has been issued  
 24 a special plate pursuant to this subsection, he or she shall not avail himself or herself of the  
 25 privileges afforded under this title to a disabled person with a special plate. Any person  
 26 who is not a disabled person as prescribed by this Code section and who willfully and  
 27 falsely avails himself or herself of the privileges afforded to such special plate under this

1 title shall be guilty of a misdemeanor. Any business to which one or more special plates  
2 are issued pursuant to this subsection which is determined by the commissioner to have  
3 repeated violations of this subsection by an employee or employees or other person or  
4 persons that are not disabled person as prescribed by this Code section shall be subject to  
5 revocation of such special plate or plates."

6 **SECTION 2.**

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