

Senate Bill 517

By: Senator Hill of the 32nd

AS PASSED

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 such disabled employee leaves the employment of the company, the
22 company shall surrender the plate to the commissioner within 60 days. In the event that
23 an employee or other person that is not a disabled person uses a business vehicle which has
24 been issued a special plate pursuant to this subsection, he or she shall not avail himself or
25 herself of the privileges afforded under this title to a disabled person with a special plate.
26 Any person who is not a disabled person as prescribed by this Code section and who

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

7 **SECTION 2.**

8 All laws and parts of laws in conflict with this Act are repealed.