

House Bill 101

By: Representatives Hamilton of the 23rd, Smith of the 129th, Everson of the 106th, Graves of the 12th, Glanton of the 76th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 32-6-51 of the Official Code of Georgia Annotated, relating to the
2 erection, placement, or maintenance of unlawful or unauthorized structures, so as to limit
3 certain prohibitions upon advertising in or on transit agencies' vehicles and facilities; to
4 provide for related matters; to provide for an effective date; to repeal conflicting laws; and
5 for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 32-6-51 of the Official Code of Georgia Annotated, relating to the erection,
9 placement, or maintenance of unlawful or unauthorized structures, is amended by adding a
10 new subsection to read as follows:

11 "(g)(1) As used in this subsection, the term:

12 (A) 'Commercial advertisements' means any printed or painted signs or multiple
13 message signs on or in transit vehicles or facilities for which space has been rented or
14 leased from the owner of such transit vehicles or facilities.

15 (B) 'Transit agency' means any public agency, public corporation, or public authority
16 existing under the laws of this state that is authorized by any general, special, or local
17 law to provide any type of transit services within any area of this state including, but
18 not limited to, the Department of Transportation, the Georgia Regional Transportation
19 Authority, and the Georgia Rail Passenger Authority.

20 (C) 'Transit vehicles or facilities' means everything necessary and appropriate for the
21 conveyance and convenience of passengers who utilize transit services.

22 (2) A transit agency may authorize the placement, erection, and maintenance of
23 commercial advertisements on or in transit vehicles or facilities owned or operated by
24 that transit agency and said placement of commercial advertisements shall not be
25 considered conducting commercial enterprises or activities in violation of Code Section
26 32-6-115."

27 **SECTION 2.**

28 This Act shall become effective on July 1, 2009.

29 **SECTION 3.**

30 All laws and parts of laws in conflict with this Act are repealed.