

Senate Bill 394

By: Senators Parent of the 44th, Orrock of the 36th, Rahman of the 5th, Jackson of the 41st, Harrell of the 40th and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to
2 registration and licensing of motor vehicles, so as to remove a fee for the operation of
3 alternative fueled vehicles and make conforming changes; to provide for related matters; to
4 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 Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to registration and
8 licensing of motor vehicles, is amended in Code Section 40-2-38, relating to registration and
9 licensing of manufacturers, distributors, and dealers and issuance of manufacturer,
10 manufacturer headquarters, distributor, and dealer plates, by revising paragraph (5) of
11 subsection (a) as follows:

12 "(5) The commissioner shall include a distinctive logo or emblem for any manufacturer's,
13 distributor's, or manufacturer headquarters' license plate to be attached to an alternative
14 fueled vehicle, as such term is defined in paragraph (7) of subsection (l) of Code
15 Section 40-2-86.1. ~~Alternative fuel vehicles bearing a special license plate pursuant to~~
16 ~~this subsection shall be subject to the alternative fuel vehicle fees as set forth in~~
17 ~~paragraph (19) of subsection (a) of Code Section 40-2-151 at the time of initial issuance~~

18 ~~and annually thereafter in a manner prescribed by the commissioner.~~ Display of a special
 19 license plate issued pursuant to this paragraph shall authorize travel by such alternative
 20 fueled vehicle in lanes for exclusive or preferential use designated pursuant to Code
 21 Section 32-9-4."

22 **SECTION 2.**

23 Said chapter is further amended in Code Section 40-2-86.1, relating to special license plates
 24 promoting or supporting certain worthy agencies, funds, or nonprofit corporations and
 25 qualified motor vehicles or drivers with proceeds deposited into the general fund, by revising
 26 paragraph (7) of subsection (l) as follows:

27 "(7)(A) A special license plate to be issued for alternative fueled vehicles, which
 28 license plate shall be similar in design to the license plate issued to all other residents
 29 of this state except that the commissioner shall place a distinctive logo or emblem on
 30 the license plate which shall distinguish the vehicle as an alternative fueled vehicle
 31 eligible to travel in travel lanes designated for such vehicles under paragraph (4) of
 32 subsection (a) of Code Section 32-9-4. The words 'alternative fueled vehicle' shall be
 33 imprinted on such special license plate in lieu of the county name decal. The funds
 34 raised by the sale of this license plate shall be deposited in the general fund.

35 (B) As used in this paragraph, the term:

36 (i) 'Alternative fuel' means electricity, natural gas, and propane.

37 (ii) 'Alternative fueled vehicle' means any vehicle fueled solely by alternative fuel as
 38 defined in division (i) of this subparagraph, bi-fuel, or dual fuel.

39 ~~(C) Pursuant to paragraph (19) of subsection (a) of Code Section 40-2-151, the~~
 40 ~~applicant for a special license plate for any alternative fueled vehicle shall provide~~
 41 ~~proof that he or she has paid the registration fee prescribed therein prior to the issuance~~
 42 ~~of any special license plate under this paragraph."~~

43 **SECTION 3.**

44 Said chapter is further amended in Code Section 40-2-151, relating to annual license fees for
45 operation of vehicles, fee for permanent licensing of certain trailers, and fee for new
46 passenger car with paid title ad valorem taxes, by repealing paragraph (19) of subsection (a)
47 in its entirety.

48 **SECTION 4.**

49 Said chapter is further amended in Code Section 40-2-151.2, relating to Transportation Trust
50 Fund established, funding, and accounting, by revising subsection (b) as follows:

51 "(b) Under the authority granted and subject to the conditions imposed by Article III,
52 Section IX, Paragraph VI(r) of the Constitution of Georgia, for the period beginning on
53 July 1, 2022, and ending on June 30, 2032, all of the money collected pursuant to
54 ~~paragraph (19) of subsection (a) of Code Section 40-2-151~~, Code Section 40-2-151.1; and
55 subsection (b) of Code Section 48-13-50.3 shall be annually appropriated to the
56 Transportation Trust Fund established by this Code section and such funds shall not lapse
57 as otherwise required by Article III, Section IX, Paragraph IV(c) of the Constitution of
58 Georgia. Each annual appropriation shall be made through the General Appropriations Act
59 and shall include all of the money collected from such sources during the most recently
60 completed fiscal year."

61 **SECTION 5.**

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