

1 SB121
2 188493-1
3 By Senators Holtzclaw, Sanford, Orr, Williams, Ward, Dial,
4 Glover, Shelnuttt and Stutts
5 RFD: Governmental Affairs
6 First Read: 09-JAN-18

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8 SYNOPSIS: Existing law provides that a disability
9 access license plate may only be issued for a
10 vehicle owned by a person with a disability or an
11 organization that transports a person with a
12 disability.

13 This bill would specify that a parent or
14 guardian of a disabled person may apply for and
15 receive a disability access license plate.

16
17 A BILL
18 TO BE ENTITLED
19 AN ACT

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21 Relating to distinctive license plates; to amend
22 Section 40-12-300, Code of Alabama 1975, to provide that a
23 person may apply for a special access or disability access
24 distinctive license plate if that person is the parent or
25 legal guardian of a person with a qualifying disability.

26 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1 Section 1. Section 40-12-300, Code of Alabama 1975,
2 is amended to read as follows:

3 "§40-12-300.

4 "(a) (1) The distinctive license plates provided for
5 herein shall be prepared by the Commissioner of Revenue and
6 shall be issued through the county license issuing officials
7 of the state in the same manner as are other motor vehicle
8 license plates. An applicant for such a distinctive plate
9 shall present to the issuing official documentation that he or
10 she is ~~an~~ either of the following:

11 "a. A parent, stepparent, or legal guardian of a
12 minor who is an individual with a disability as defined in
13 Section 32-6-230.

14 "b. An individual with a disability as defined in
15 Section 32-6-230.

16 "(2) Upon presentation of the required
17 documentation, the ~~individual with a disability~~ applicant
18 shall be issued the requested number of special access or
19 disability access distinctive license plates upon the payment
20 of the regular license fee, as provided by law.

21 "(b) Any private agency, nursing home, church, or
22 charitable institution that submits to the licensing authority
23 proof satisfactory to the commissioner that it operates a
24 motor vehicle for the primary purpose of transporting one or
25 more individuals with disabilities may apply for the
26 distinctive plates. Applicants shall pay the regular fees for
27 license plates, as provided by law.

1 "(c) Any government agency that applies for a
2 license plate for a vehicle which it owns for the primary
3 purpose of transporting individuals with disabilities shall be
4 issued the requested number of license plates according to
5 Section 40-12-250, with the plate displaying the International
6 Symbol of Access embossed on the plate.

7 "(d) The distinctive license plates shall be used
8 only upon and for personally-owned, private, or government
9 owned and operated passenger vehicles, including, but not
10 limited to, vans, station wagons, buses, motorcycles, and
11 pickup trucks, registered in the name of the person, or public
12 or private agency, nursing home, church, or charitable
13 institution making application therefor, and when issued to
14 the applicant shall be used upon the vehicle for which issued
15 in lieu of the standard license plates normally issued for the
16 vehicle. This division shall not be construed to require an
17 individual with a disability to display a distinctive special
18 access or disability access license plate. It is hereby
19 specifically provided that this division shall be construed in
20 pari materia with Section 32-6-231. The commissioner may make
21 any rules or regulations necessary to carry out this division.

22 "(e) The commissioner may require all persons with
23 long-term disabilities to be recertified by a licensed
24 physician before special access parking or disability access
25 parking license plates may be reissued."

1 Section 2. This act shall become effective on the
2 first day of the third month following its passage and
3 approval by the Governor, or its otherwise becoming law.