

1 HB262
2 115526-4
3 By Representative Laird
4 RFD: Public Safety
5 First Read: 14-JAN-10

ENGROSSED

A BILL
TO BE ENTITLED
AN ACT

To amend Section 32-6-272, Code of Alabama 1975, relating to the issuance of distinctive motor vehicle license plates, to require the Alabama Forestry Commission and the Firefighters' Personnel Standards and Education Commission to prepare lists of persons eligible for distinctive motor vehicle license plates; and to provide for the receipt of a free license plate for a widow or widower of a volunteer firefighter, or any firefighter who dies in the line of duty.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 32-6-272, Code of Alabama 1975,
is amended to read as follows:

"§32-6-272.

"(a) The distinctive license plates here provided for shall be prepared by the Commissioner of Revenue and shall be issued through the judge of probate, license commissioner, or other license issuing official of the several counties of the state in like manner as are other motor vehicle license plates or tags and such officers shall be entitled to their regular fees for such service. ~~An applicant for a distinctive~~

1 ~~plate shall present to the license issuing official proof of~~
2 ~~his or her membership in a fire department by means of~~
3 ~~certificate signed by the chief officer of the applicant on a~~
4 ~~form prescribed by the Alabama Forestry Commission. The~~
5 ~~Alabama Forestry Commission shall prepare a list of certified~~
6 ~~volunteer fire departments and federal fire departments and~~
7 ~~the Firefighters' Personnel Standards and Education Commission~~
8 ~~shall prepare a list of all paid or part-paid fire~~
9 ~~departments. The Forestry Commission and the Firefighters'~~
10 ~~Personnel Standards and Education Commission shall submit to~~
11 ~~the judge of probate, license commissioner, or other license~~
12 ~~issuing official of each county by December 1 of each year the~~
13 ~~lists of the eligible fire departments.~~

14 "(b) The Alabama Forestry Commission shall prepare a
15 list of all members of certified volunteer fire departments
16 and the Firefighters' Personnel Standards and Education
17 Commission shall prepare a list of all members of paid or
18 part-paid fire departments. The Forestry Commission and the
19 Firefighters' Personnel Standards and Education Commission
20 shall submit to the judge of probate, license commissioner, or
21 other license issuing official of each county by December 1 of
22 each year the lists of members of fire departments.

23 "(c) An applicant for a distinctive plate shall
24 present to the issuing official proof of his or her
25 identification, and the firefighter shall be issued the
26 requested number of distinctive license plates or tags upon

1 the payment of the regular license fee for tags, as provided
2 by law, but shall not be required to pay the three dollar (\$3)
3 fee. The distinctive license plates or tags so issued shall be
4 used only upon and for personally-owned, private, passenger
5 vehicles, to include station wagons and pick-up trucks,
6 registered in the name of the firefighter making application
7 therefor, and when so issued to the applicant shall be used
8 upon the vehicle for which issued in lieu of the standard
9 license plates or license tags normally issued for such
10 vehicle.

11 "(d) Any person who joins a volunteer, paid, or
12 part-paid fire department after December 1 of any year or any
13 person who is mistakenly omitted from the lists prepared as
14 described above may obtain a distinctive plate by presenting
15 to the license issuing official proof of his or her membership
16 in a fire department by means of a certificate signed by the
17 chief of the department on a form prescribed by the Alabama
18 Forestry Commission.

19 "(e) Anyone who is proven to have either falsely
20 obtained or certified an individual to obtain a distinctive
21 firefighter license plate shall be guilty of a Class C
22 misdemeanor, and upon conviction, shall be punished according
23 to law.

24 "(f) A distinctive license plate shall be provided,
25 upon written request, to a widow or widower of either of a
26 paid, part-paid or a volunteer firefighter who dies in the

1 line of duty. For purposes of this subsection, a death in the
2 line of duty is determined by a circumstance in which a
3 municipal firefighter's death would result in a death benefit
4 under Section 11-43-144."

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

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House of Representatives

Read for the first time and re-
ferred to the House of Representa-
tives committee on Public Safety 14-JAN-10

Read for the second time and placed
on the calendar with 1 substitute
and 21-JAN-10

Read for the third time and passed
as amended 26-JAN-10

Yeas 102, Nays 0, Abstains 0

Greg Pappas
Clerk