

**HB134 ENGROSSED**



1 HB134  
2 46AN3I3-2  
3 By Representative Ingram  
4 RFD: County and Municipal Government  
5 First Read: 04-Feb-25



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A BILL  
TO BE ENTITLED  
AN ACT

Relating to fines and fees; to amend Sections 32-6-65 and 32-6-233.1, Code of Alabama 1975, to further provide for the disbursement of fees and fines arising from driving without a valid license plate, special access parking violations, and disability parking violations; and to provide for the repeal of this act.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Sections 32-6-65 and 32-6-233.1, Code of Alabama 1975, are amended to read as follows:

"§32-6-65

(a) There shall be one uniform registration renewal form to be used statewide. ~~Such~~The form shall be designed ~~so~~as to provide for both the transfer of ownership and the registration of the vehicle. All receipts shall be sent to the county agencies charged with handling vehicle registration. Receipts may be provided to the registrant in a tangible format or in an electronic format, as prescribed by the department. The state and the county shall capture the color of the motor vehicle in their permanent records. This subsection shall not give the Department of Revenue authority



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29 to centralize vehicle registration. Centralized registration  
30 is specifically prohibited and it is the legislative intent  
31 that automotive vehicle registration shall remain at the  
32 county level.

33 (b) (1) A penalty of fifteen dollars (\$15) shall be  
34 assessed by the official charged with issuing motor vehicle  
35 licenses for the late registration of a motor vehicle. "Late  
36 registration of a motor vehicle" shall include: ~~(1)~~ (i) the  
37 failure to register the vehicle within 20 calendar days of the  
38 date of purchase or acquisition; ~~(2)~~ (ii) the failure to renew  
39 the registration in the designated renewal month; and ~~(3)~~  
40 (iii) the failure to register the vehicle in accordance with  
41 ~~the provisions of~~ Section 40-12-262(a).

42 (2) It shall be the duty of all sheriffs, police  
43 officers, state troopers, license inspectors, deputy license  
44 inspectors, field agents of the Department of Revenue, and  
45 other law enforcement officers to arrest any person operating  
46 a motor vehicle without the current license plate displaying  
47 the proper validation decal. Persons apprehended for operating  
48 a motor vehicle without the current license plate, upon  
49 conviction by a court of competent jurisdiction, shall be  
50 fined not less than twenty-five dollars (\$25).

51 ~~(2)~~ (3) Notwithstanding ~~subdivision~~ subdivisions (1) or  
52 (2), any person on military deployment during any part of his  
53 or her designated registration renewal month, except a person  
54 with a discharge characterization of dishonorable or other  
55 than honorable, who renews his or her motor vehicle  
56 registration within 30 calendar days from the date the



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57 deployment ends shall not be assessed a late registration  
58 penalty or associated interest charges. Evidence of military  
59 deployment shall be documented using military deployment  
60 orders, a government issued Statement of Service letter, Form  
61 DD214 Certificate of Release or Discharge from Active Duty, or  
62 a letter from the registrant's unit commander certifying the  
63 date that his or her deployment ended.

64 (c) (1) All penalties assessed by this section pursuant  
65 to subdivision (b) (1) and one-half of all penalties assessed  
66 pursuant to subdivision (b) (2) shall be distributed in the  
67 same manner as motor vehicle licenses and registration fees  
68 are distributed as provided in Sections 40-12-269 and  
69 40-12-270.

70 (2) One-half of all penalties assessed pursuant to  
71 subdivision (b) (2) shall be distributed to the entity  
72 employing the arresting officer.

73 (3) Portions of Section 40-12-10 as they may conflict  
74 with this section, are hereby repealed and superseded."

75 "§32-6-233.1

76 (a) It shall be unlawful for any person who does not  
77 have a distinctive special long-term access or long-term  
78 disability access license plate or placard or temporary  
79 disability placard as provided in Section 32-6-231, or who is  
80 not transporting a passenger who has a distinctive special  
81 long-term access or long-term disability access license plate  
82 or placard or temporary disability placard as provided in  
83 Section 32-6-231, to park a motor vehicle in a parking place  
84 designated for individuals with disabilities at any place of



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85 public accommodation, any business or legal entity engaged in  
86 interstate commerce or which is subject to any federal or  
87 state laws requiring access by individuals with disabilities,  
88 any amusement facility or resort or any other place to which  
89 the general public is invited or solicited, even though  
90 located on private property. Upon conviction, notwithstanding  
91 any other penalty provision which may be authorized or  
92 employed, the person shall be fined a minimum of fifty dollars  
93 (\$50) for the first offense, a minimum of two hundred dollars  
94 (\$200) for the second offense, and a minimum of five hundred  
95 dollars (\$500) for the third or any subsequent offense. In  
96 addition, for the second or any subsequent offense under this  
97 section, the person shall be ordered by the court to perform a  
98 minimum of 40 hours of either of the following forms of  
99 community service:

100 (1) Community service for a nonprofit organization that  
101 serves individuals with disabilities or serves persons who  
102 have a disabling disease.

103 (2) Any other community service that may sensitize the  
104 persons to the needs and obstacles faced daily by individuals  
105 with disabilities.

106 (b) Any authorized municipal, county, or state law  
107 enforcement officer may go on private property to enforce this  
108 section.

109 (c) This section may be enforced by any law enforcement  
110 officer who has successfully complied with the minimum  
111 standards for police officers as set forth in Section  
112 36-21-46, including, but not limited to, municipal law



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113 enforcement officers, sheriffs, deputy sheriffs, and Alabama  
114 State Troopers. Any law enforcement officer enforcing this  
115 section may ask for verification that either the driver or a  
116 passenger of the parked vehicle is the lawful holder of a  
117 distinctive special long-term access or long-term disability  
118 access license plate or placard or temporary disability  
119 placard.

120 (d) Any sign designating a special access parking or  
121 disability parking place may contain on the sign or attached  
122 to the sign the amount of the fine for a parking violation on  
123 the first offense pursuant to subsection (a).

124 (e) (1) If the law enforcement officer who issues the  
125 special access parking or disability parking violation is  
126 employed by a local law enforcement agency, ~~50-100~~ percent of  
127 the fines collected pursuant to this section shall be paid to  
128 the municipal or county general fund for the use of the law  
129 enforcement agency by whom the arresting officer is employed,  
130 ~~with the remainder to be remitted to the State Treasury, to be~~  
131 ~~deposited in a separate fund to be distributed 50 percent to~~  
132 ~~the Administrative Office of Courts, to be expended for~~  
133 ~~support of the trial courts and 50 percent to the Department~~  
134 ~~of Mental Health, to be expended for the Individual and Family~~  
135 ~~Support Program for persons with developmental disabilities.~~

136 (2) If the law enforcement officer who issues the  
137 special access parking or disability access parking violation  
138 is employed by a state law enforcement agency, the fines  
139 collected pursuant to this section shall be remitted to the  
140 State Treasury, to be deposited in a separate fund to be



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141 distributed 50 percent to the law enforcement agency by whom  
142 the arresting officer is employed, 25 percent to the  
143 Administrative Office of Courts, to be expended for support of  
144 the trial courts, and 25 percent to the Department of Mental  
145 Health, to be expended for the Individual and Family Support  
146 Program for ~~persons~~ individuals with developmental  
147 disabilities.

148 (3) All funds deposited to a separate fund in the State  
149 Treasury pursuant to this subsection to be expended by the  
150 Department of Mental Health, the Administrative Office of  
151 Courts, and state law enforcement agencies shall be  
152 appropriated by the Legislature, for the purposes stated in  
153 this subsection. The expenditure of such sums so appropriated  
154 shall be budgeted and allotted pursuant to the Budget  
155 Management Act and Article 4 of Chapter 4 of Title 41. No  
156 monies deposited to this fund shall revert to the State  
157 General Fund at the end of any fiscal year. Prior to the  
158 release of any monies to the Individual and Family Support  
159 Program, such expenditures shall first be approved by the  
160 Commissioner of the Department of Mental Health.

161 (f) This section shall be held in pari materia with all  
162 other provisions of law related to illegal special access  
163 parking or disability access parking violations and all laws  
164 or parts of laws which conflict with this section are  
165 repealed.

166 (g) Municipal law enforcement officers, sheriffs,  
167 deputy sheriffs, and Alabama State Troopers, ~~are authorized to~~  
168 ~~have~~ may cause vehicles illegally parked in accessible parking



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169 spaces to be towed.

170 (h) Municipal law enforcement officers, sheriffs,  
171 deputy sheriffs, and Alabama State Troopers ~~are authorized to~~  
172 ~~ticket~~ may issue violations for vehicles parked on access  
173 aisles. "Access aisles" are defined as the hash-marked or  
174 cross-striped space that is ~~5~~ five feet or ~~8~~ eight feet wide  
175 that is directly next to the accessible parking space. "Access  
176 aisle" also has the same definition as contained within the  
177 2010 Accessible Design Standards within the ADA."

178 Section 2. This act shall be repealed 3 years after  
179 October 1, 2025.

180 Section 3. This act shall become effective on October  
181 1, 2025.



