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SYNOPSIS:

Under existing law, an individual who parks in a designated disability access parking place without proper authorization will face varying penalties.

This bill would provide that an individual who is not an individual with a disability or who is not transporting an individual with a disability and uses a distinctive disability license plate or placard to park in a designated disability access parking place shall be guilty of a violation and face a fine and community service in certain circumstances.

This bill would require certain individuals to notify the Department of Revenue within a certain period of time of the death of a disabled individual who was issued a windshield placard.

This bill would also authorize the Department of Revenue to create an electronic scanning system for disability placards.

A BILL
TO BE ENTITLED
AN ACT

Relating to disabled parking; to amend Sections



29 32-6-231, 40-12-300, and Section 32-6-233.1, as last amended
30 by Act 2025-399 of the 2025 Regular Session, Code of Alabama
31 1975, to further provide for the unauthorized use of
32 designated disability parking places; to require certain
33 individuals to notify the Department of Revenue of the death
34 of a disabled individual who was issued a windshield placard;
35 and to authorize the Department of Revenue to create an
36 electronic scanning system for disability placards.

37 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

38 Section 1. Section 32-6-233.1, Code of Alabama 1975, as
39 last amended by Act 2025-399 of the 2025 Regular Session, and
40 pursuant to that act is effective until October 1, 2028, is
41 amended to read as follows:

42 "§32-6-233.1

43 (a) (1) It shall be unlawful for any ~~person~~ individual
44 ~~who does not have a distinctive special long-term access or~~
45 ~~long-term disability access license plate or placard or~~
46 ~~temporary disability placard as provided in Section 32-6-231,~~
47 ~~or who is not transporting a passenger who has a distinctive~~
48 ~~special long-term access or long-term disability access~~
49 ~~license plate or placard or temporary disability placard as~~
50 ~~provided in Section 32-6-231,~~ to park a motor vehicle in a
51 parking place designated for individuals with disabilities at
52 any place of public accommodation, at any business or legal
53 entity engaged in interstate commerce or which is subject to
54 any federal or state laws requiring access by individuals with
55 disabilities, at any amusement facility or resort, or at any
56 other place to which the general public is invited or



113 Administrative Office of Courts, to be expended for support of
114 the trial courts⁷ⁱ and 25 percent to the Department of Mental
115 Health, to be expended for the Individual and Family Support
116 Program for individuals with developmental disabilities.

117 (3) All funds deposited to a separate fund in the State
118 Treasury pursuant to this subsection to be expended by the
119 Department of Mental Health, the Administrative Office of
120 Courts, and state law enforcement agencies shall be
121 appropriated by the Legislature, for the purposes stated in
122 this subsection. The expenditure of such sums so appropriated
123 shall be budgeted and allotted pursuant to the Budget
124 Management Act and Article 4 of Chapter 4 of Title 41. No
125 monies deposited to this fund shall revert to the State
126 General Fund at the end of any fiscal year. Prior to the
127 release of any monies to the Individual and Family Support
128 Program, such expenditures shall first be approved by the
129 Commissioner of the Department of Mental Health.

130 (f) This section shall be held in pari materia with all
131 other provisions of law related to illegal special access
132 parking or disability access parking violations and all laws
133 or parts of laws which conflict with this section are
134 repealed.

135 (g) Municipal law enforcement officers, sheriffs,
136 deputy sheriffs, and Alabama State Troopers⁷ may cause
137 vehicles illegally parked in accessible parking spaces to be
138 towed.

139 (h) Municipal law enforcement officers, sheriffs,
140 deputy sheriffs, and Alabama State Troopers may issue



141 violations for vehicles parked on access aisles. "Access
142 aisles" are defined as the hash-marked or cross-striped ~~space~~
143 spaces that ~~is~~ are five feet or eight feet wide ~~which is and~~
144 are directly next to the accessible parking space. "Access
145 aisle" also has the same definition as contained within the
146 2010 Accessible Design Standards within the Americans with
147 Disabilities Act."

148 Section 2. Section 32-6-233.1, Code of Alabama 1975, as
149 last amended by Act 2025-399 of the 2025 Regular Session and
150 pursuant to that act takes effect October 1, 2028, is amended
151 to read as follows:

152 "§32-6-233.1

153 (a) (1) It shall be unlawful for any individual ~~person who does~~
154 ~~not have a distinctive special long-term access or long-term~~
155 ~~disability access license plate or placard or temporary~~
156 ~~disability placard as provided in Section 32-6-231, or who is~~
157 ~~not transporting a passenger who has a distinctive special~~
158 ~~long-term access or long-term disability access license plate~~
159 ~~or placard or temporary disability placard as provided in~~
160 ~~Section 32-6-231,~~ to park a motor vehicle in a parking place
161 designated for individuals with disabilities at any place of
162 public accommodation, at any business or legal entity engaged
163 in interstate commerce or which is subject to any federal or
164 state laws requiring access by individuals with disabilities,
165 at any amusement facility or resort, or at any other place to
166 which the general public is invited or solicited, even though
167 located on private property, unless the individual meets one
168 of the following requirements:



225 is employed by a state law enforcement agency, the fines
226 collected pursuant to this section shall be remitted to the
227 State Treasury, to be deposited in a separate fund to be
228 distributed 50 percent to the law enforcement agency by whom
229 the arresting officer is employed; 25 percent to the
230 Administrative Office of Courts, to be expended for support of
231 the trial courts; and 25 percent to the Department of Mental
232 Health, to be expended for the Individual and Family Support
233 Program for individuals with developmental disabilities.

234 (3) All funds deposited to a separate fund in the State
235 Treasury pursuant to this subsection to be expended by the
236 Department of Mental Health, the Administrative Office of
237 Courts, and state law enforcement agencies shall be
238 appropriated by the Legislature, for the purposes stated in
239 this subsection. The expenditure of such sums so appropriated
240 shall be budgeted and allotted pursuant to the Budget
241 Management Act and Article 4 of Chapter 4 of Title 41. No
242 monies deposited to this fund shall revert to the State
243 General Fund at the end of any fiscal year. Prior to the
244 release of any monies to the Individual and Family Support
245 Program, such expenditures shall first be approved by the
246 Commissioner of the Department of Mental Health.

247 (f) This section shall be held in pari materia with all
248 other provisions of law related to illegal special access
249 parking or disability access parking violations and all laws
250 or parts of laws which conflict with this section are
251 repealed.

252 (g) Municipal law enforcement officers, sheriffs,



253 deputy sheriffs, and Alabama State Troopers, may cause
254 vehicles illegally parked in accessible parking spaces to be
255 towed.

256 (h) Municipal law enforcement officers, sheriffs,
257 deputy sheriffs, and Alabama State Troopers may issue
258 violations for vehicles parked on access aisles. "Access
259 aisles" are defined as the hash-marked or cross-striped ~~space~~
260 spaces that ~~is~~ are five feet or eight feet wide ~~which is~~ and
261 are directly next to the accessible parking space. "Access
262 aisle" also has the same definition as contained within the
263 2010 Accessible Design Standards within the Americans with
264 Disabilities Act."

265 Section 3. Sections 32-6-231 and 40-12-300, Code of
266 Alabama 1975, are amended to read as follows:

267 "§32-6-231

268 (a) Any individual who submits to the license issuing
269 official a completed special access parking or disability
270 access parking application form approved by the Commissioner
271 of Revenue which includes the physician's certification that
272 he or she is an individual with a disability shall be issued
273 one removable windshield placard displaying the Dynamic
274 Accessibility Symbol, thereby designating the driver of the
275 vehicle or the passenger as being an individual with a
276 disability.

277 (1) The removable windshield placard shall be prepared
278 by the commissioner in conformity to Public Law 100-641 and
279 rulemaking resulting therefrom.

280 (2)a. The removable windshield placard issued to the



309 individual with a long-term or temporary disability shall
310 expire one week following the death of the disabled
311 individual.

312 (2) The executor of the estate of any disabled
313 individual who has been issued a removable windshield placard
314 shall notify the Department of Revenue of the disabled
315 individual's death either at the time of probate proceedings
316 or within 90 days of the disabled individual's death,
317 whichever comes first.

318 (e) Any special access or disability access placard
319 that is not in conformity with the federal system rule for
320 parking reserved for individuals with disabilities, Public Law
321 100-641, and subsequent Rule 23 C.F.R. § 1235, shall not be
322 recognized as a valid disabled parking credential."

323 "§40-12-300

324 (a) (1) The distinctive license plates provided for
325 herein shall be prepared by the Commissioner of Revenue and
326 shall be issued through the county license issuing officials
327 of the state in the same manner as are other motor vehicle
328 license plates. An applicant for a distinctive plate shall
329 present to the issuing official documentation that he or she
330 is either of the following:

331 a. A parent, stepparent, or legal guardian of a minor
332 or an adult who is an individual with a disability as defined
333 in Section 32-6-230.

334 b. An individual with a disability as defined in
335 Section 32-6-230.

336 (2) Upon presentation of the required documentation,



365 provided that this division shall be construed in pari materia
366 with Section 32-6-231. The commissioner may adopt any rules
367 necessary to carry out this division.

368 (e) The commissioner may require all individuals with
369 long-term disabilities to be recertified by a licensed
370 physician before special access parking or disability access
371 parking license plates may be reissued.

372 (f) Notwithstanding any provision of this section, a
373 motor vehicle ~~may not be~~ parked in an area reserved for
374 individuals with disabilities to park, in a manner that
375 violates Section 32-6-233.1, shall be subject to the penalties
376 provided therein. ~~unless the individual with a disability is~~
377 ~~in the vehicle."~~

378 Section 4. (a) The Department of Revenue shall develop
379 and implement an electronic scanning system through which a
380 scannable barcode or quick response code shall appear on
381 disability placards and, upon scanning, shall link to the
382 disability placard holder's name and the status of the
383 disability placard.

384 (b) The Commissioner of Revenue shall adopt rules as
385 necessary to implement this section. At a minimum, the rules
386 shall address all of the following:

387 (1) The creation of a scannable barcode or quick
388 response code linked to a disability placard holder's name and
389 the status of the disability placard as active or expired.

390 (2) The appearance of the scannable barcode or quick
391 response code on disability placards.

392 (3) That the system and the information contained



393 within the system may only be accessed by the Department of
394 Revenue and law enforcement agencies enforcing Sections
395 32-6-233 and 32-6-233.1, Code of Alabama 1975.

396 Section 5. This act shall become effective on October
397 1, 2026, except Section 2 shall become effective October 1,
398 2028.