

1 SB248
2 164547-3
3 By Senator Ward
4 RFD: Transportation and Energy
5 First Read: 16-FEB-16

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8 SYNOPSIS: Under existing law, tinted windows on a
9 motor vehicle must meet certain specifications
10 unless the owner or passenger of the motor vehicle
11 has obtained an exemption from the Alabama State
12 Law Enforcement Agency.

13 This bill would provide that an exemption on
14 behalf of a patient diagnosed with a
15 light-sensitive porphyria would apply to all areas
16 of the windshield and windows prescribed by the
17 physician. This bill would require ALEA to design a
18 decal to be placed on the windshield of any motor
19 vehicle operated by a person receiving an exemption
20 and charge a fee for each decal issued.

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22 A BILL
23 TO BE ENTITLED
24 AN ACT

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26 To amend Section 32-5C-4, Code of Alabama 1975,
27 relating to medical exemptions from the window tinting law; to

1 provide that the exemption applies to the top six inches of a
2 motor vehicle windshield unless otherwise prescribed by the
3 department or by a physician requesting the medical exemption
4 on behalf of a patient diagnosed with light-sensitive
5 porphyria; and to provide for the issuance of a decal to be
6 placed on the windshield of the motor vehicle of an exempt
7 person.

8 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

9 Section 1. Section 32-5C-4, Code of Alabama 1975, is
10 amended to read as follows:

11 "§32-5C-4.

12 "(a) The department may Alabama State Law
13 Enforcement Agency (ALEA), upon application from a person
14 required for medical reasons to be shielded from the direct
15 rays of the sun, may issue an exemption from this chapter for
16 any motor vehicle owned by the person or in which the person
17 is a habitual passenger. The application shall be supported
18 by written statement of that fact from a physician licensed to
19 practice medicine in this state. The Except as otherwise
20 provided in subsection (b), the exemption may be issued with
21 the conditions and limitations prescribed by ~~the department~~
22 ALEA.

23 "(b) An exemption granted pursuant to subsection (a)
24 to persons with light-sensitive prophyria shall apply to all
25 areas of the windshield and windows prescribed by the
26 physician in the written statement submitted as part of the
27 application.

1 "(c) ALEA shall design a decal with a unique
2 identification number to be issued to each person granted an
3 exemption pursuant to this section. The decal shall be placed
4 on the windshield of each motor vehicle operated by the exempt
5 person. The department may charge a reasonable fee for each
6 decal issued. The proceeds of the fee shall be used by the
7 department to defray the costs of designing the decal and
8 administering the exemption process.

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