

STATE OF TENNESSEE

PUBLIC CHAPTER NO. 589

HOUSE BILL NO. 1335

By Representatives Harmon, Dean, Fraley

Substituted for: Senate Bill No. 969

By Senators Tracy, Ford

AN ACT to amend Tennessee Code Annotated, Title 55, Chapter 4, relative to special license plates.

WHEREAS, the Tennessee Cave Salamander was named the official state amphibian by Public Chapter 367 of the 99th General Assembly in 1995; and

WHEREAS, the Salamander, striking in appearance, has three red external gills, a flat head and small, undeveloped eyes; and

WHEREAS, the Tennessee Cave Salamander, a troglodytic creature, is often found in, or near, limestone caves containing water; and

WHEREAS, although the Tennessee Cave Salamander's cousins, the Northern Spring Salamander and the West Virginia Spring Salamander, can be found from Quebec to Alabama, our Salamander calls central and southeast Tennessee home; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

(_) Music City Inc. Foundation;

SECTION 2. Tennessee Code Annotated, Title 55, Chapter 4, is amended by adding the following as a new, appropriately designated section:

Section 55-4-__.

(a) An owner or lessee of a motor vehicle who is a resident of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Music City Inc. Foundation new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall contain the trademarked Nashville logo and the language "visitmusiccity.com" referencing the organization's web site.

(c) The funds produced from the sale of Music City Inc. Foundation new specialty earmarked license plates shall be allocated to the Music City Inc. Foundation in accordance with § 55-4-215. Such funds shall be used by the Music City Inc. Foundation to further the organization's purpose of maximizing the hospitality industry's economic contribution to the community and further strengthen the Music City brand.

SECTION 3. Tennessee Code Annotated, Section 55-4-202(c)(2), is amended by deleting subdivision (J) in its entirety and by substituting instead the following language:

(J) Municipal court judges;

SECTION 4. Tennessee Code Annotated, Section 55-4-226, is amended by deleting subsection (f) in its entirety and by substituting instead the following language:

(f) An owner or lessee of a motor vehicle who is a resident of this state and who is a municipal court judge or former municipal court judge, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles, payment of the regular license fee for plates, as prescribed under § 55-4-111, and payment of the additional fee provided for in § 55-4-203, shall be issued a license plate, as prescribed by § 55-4-101, for motor vehicles authorized by § 55-4-210(c), upon which, instead of the numbers as prescribed by § 55-4-103, shall be inscribed an individual distinctive number.

SECTION 5. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

(_) United Way;

SECTION 6. Tennessee Code Annotated, Title 55, Chapter 4, is amended by adding the following as a new, appropriately designated section:

Section 55-4-__.

(a) Owners or lessees of motor vehicles who are residents of the state, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a United Way new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall be designed in consultation with the president of the United Ways of Tennessee, or a chosen representative, and contain the United Way logo and the language "LIVE UNITED" and "Give. Advocate. Volunteer". The design of the plates shall additionally afford the trademark protection as the United Way of America shall require as otherwise permitted by law.

(c) The funds produced from the sale of such United Way new specialty earmarked license plates shall be allocated to the United Ways of Tennessee in accordance with § 55-4-215. Such funds shall be used exclusively to support the organization's activities in the state.

SECTION 7. Tennessee Code Annotated, Section 55-4-202(c)(5)(B), is amended by adding the following as a new, appropriately designated subdivision:

(_) University of Illinois;

SECTION 8. Tennessee Code Annotated, Title 55, Chapter 4, is amended by adding the following as a new, appropriately designated section:

Section 55-4-__.

(a) An owner or lessee of a motor vehicle who is a resident of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a University of Illinois cultural license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The license plates provided for in this section shall contain an appropriate logo or other design representative of the University of Illinois.

SECTION 9. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

(_) Cherohala Skyway;

SECTION 10. Tennessee Code Annotated, Title 55, Chapter 4, is amended by adding the following as a new, appropriately designated section:

Section 55-4-__.

(a) Owners or lessees of motor vehicles who are residents of the state, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Cherohala Skyway new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) Subject to the requirements of § 55-4-201, the commissioner is authorized and shall issue a license plate to an owner or lessee of a motorcycle who is otherwise eligible for a Cherohala Skyway plate; provided, however, that the owner or lessee shall comply with the state motor vehicle laws relating to registration and licensing of motorcycles and shall pay the regular fee applicable to motorcycles and the applicable fee specified in § 55-4-203 prior to the issuance of the plate.

(c) The new specialty earmarked license plates provided for in this section shall be designed in consultation with the Skyway Foundation.

(d) The funds produced from the sale of such Cherohala Skyway new specialty earmarked license plates shall be allocated to the Skyway Foundation in accordance with § 55-4-215. Such funds shall be used exclusively to support the organization's promotion and support of the Cherohala Skyway and the Cherohala Skyway Visitors Center in the state.

(e) For the purposes of § 55-4-201(h)(1), all license plates authorized or issued pursuant to subsections (a) and (b) shall be jointly

included in any determinations for initial issuance and continuation of issuance.

SECTION 11. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

(_) TN SOLAR POWER!;

SECTION 12. Tennessee Code Annotated, Title 55, Chapter 4, is amended by adding the following as a new, appropriately designated section:

Section 55-4-__.

(a) An owner or lessee of a motor vehicle who is a resident of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a TN SOLAR POWER! new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall contain an appropriate logo and shall be designed in consultation with officials at Cleveland State Community College.

(c) The funds produced from the sale of TN SOLAR POWER! new specialty earmarked license plates shall be allocated in accordance with § 55-4-215. The percentage of funds allocated pursuant to § 55-4-215(a)(1) from the sale of TN SOLAR POWER! new specialty earmarked license plates shall be distributed in equal shares to:

(1) Tennessee Energy Education Network (TEEN); and

(2) The Energy Efficiency Residential Construction program at Cleveland State Community College, the first community college in the state of Tennessee to run a NABCEP solar certification program.

SECTION 13. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

(_) Nurses;

SECTION 14. Tennessee Code Annotated, Title 55, Chapter 4, is amended by adding the following as a new, appropriately designated section:

Section 55-4-__.

(a) Owners or lessees of motor vehicles who are residents of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a nurses new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The purpose of the new specialty earmarked license plates provided for in this section is to honor the many contributions of Tennessee's nurses in protecting and maintaining the public health and welfare. These plates shall be designed in consultation with the Tennessee Nurses Foundation.

(c) The funds produced from the sale of nurses new specialty earmarked license plates shall be allocated to the Tennessee Nurses Foundation in accordance with § 55-4-215. Such funds shall be used exclusively to benefit the programs of the Tennessee Nurses Foundation.

SECTION 15. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

(_) I RECYCLE;

SECTION 16. Tennessee Code Annotated, Title 55, Chapter 4, is amended by adding the following as a new, appropriately designated section:

Section 55-4-__.

(a) Owners or lessees of motor vehicles who are residents of the state, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued an I RECYCLE new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall be designed in consultation with Project 2000, Inc., and contain the language "I RECYCLE".

(c) The funds produced from the sale of such I RECYCLE new specialty earmarked license plates shall be allocated to Project 2000, Inc., a nonprofit organization that provides assistance to communities to encourage recycling, in accordance with § 55-4-215.

SECTION 17. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

(_) Tennessee Off-Highway Vehicle Association;

SECTION 18. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

Section 55-4-__.

(a) An owner or lessee of a motor vehicle who is a resident of this state, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Tennessee Off-Highway Vehicle Association new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked plates provided for in this section shall contain the logo or other distinctive emblem of the Tennessee Off-Highway Vehicle Association in an appropriate design. Such plates shall be designed in consultation with the Tennessee Off-Highway Vehicle Association.

(c) The funds produced from the sale of such new specialty earmarked license plates shall be allocated to the Tennessee Off-Highway Vehicle Association in accordance with the provisions of § 55-4-215. Such funds shall be used in furtherance of the organization's activities in this state.

SECTION 19. Tennessee Code Annotated, Section 55-4-202(c)(5)(C), is amended by deleting such subdivision in its entirety.

SECTION 20. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following language as a new subdivision to be appropriately designated:

(_) National Fraternal Order of Police;

SECTION 21. Tennessee Code Annotated, Section 55-4-245, is amended by deleting such section in its entirety and by substituting instead the following:

Section 55-4-245.

(a) An owner or lessee of a motor vehicle who is a resident of this state and who is certified as a member of the National Fraternal Order of Police, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles, and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a registration plate for a motor vehicle authorized by § 55-4-210(c).

(b)

(1) The application for these registration plates shall be accompanied by a statement from the National Fraternal Order of Police certifying the applicant to be a member of the organization.

(2) Only full-time paid or retired law enforcement officers or their spouses who are members of the National Fraternal Order of Police shall be permitted to receive such registration plates.

(c) The registration plates provided for in this section shall be of the same design as the cultural plates authorized and issued pursuant to the provisions of this section prior to the effective date of this act bearing the inscription "FRATERNAL ORDER OF POLICE" or "FOP" and an appropriate standardized insignia of the organization.

(d)

(1) Within thirty (30) days of terminating membership in the National Fraternal Order of Police, an applicant to whom a registration plate has been issued pursuant to this section shall surrender the plate to the county clerk of the county of the applicant's residence.

(2) The National Fraternal Order of Police shall provide biannually to the department the names and addresses of any persons who have terminated their membership in the National Fraternal Order of Police, together with any other identifying information as the commissioner may require.

(e) Subject to the requirements of § 55-4-201, the commissioner is authorized and shall issue a license plate to an owner or lessee of a motorcycle who is otherwise eligible for a National Fraternal Order of Police plate; provided, however, that the owner or lessee shall comply with the state motor vehicle laws relating to registration and licensing of motorcycles and shall pay the regular fee applicable to motorcycles and the applicable fee specified in § 55-4-203 prior to the issuance of the plate.

(f) Funds produced from the sale of National Fraternal Order of Police new specialty earmarked license plates shall be allocated to the Tennessee Fraternal Order of Police Charitable Foundation in accordance with the provisions of § 55-4-215.

(g)

(1) Notwithstanding any provision of law to the contrary, any person issued a Fraternal Order of Police cultural license plate authorized and issued pursuant to the provisions of this section prior to the effective date of this act shall be entitled to retain such license plate for vehicular use upon compliance with all motor vehicle laws relating to registration and licensing of motor vehicles and payment of all required fees. All such plates

shall be considered new specialty earmarked plates upon their first renewal after the effective date of this act.

(2) For the purposes of § 55-4-201(h)(1), all license plates authorized or issued pursuant to subsections (a), (e) and (g) shall be jointly included in any determinations for initial issuance and continuation of issuance. If National Fraternal Order of Police new specialty earmarked plates are subsequently deemed obsolete pursuant to any provision of § 55-4-201(h)(1), such determination shall also apply to all former cultural plates previously issued pursuant to this provisions of this section prior to the effective date of this act.

SECTION 22. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

(_) Colon Cancer Awareness;

SECTION 23. Tennessee Code Annotated, Title 55, Chapter 4, is amended by adding the following as a new, appropriately designated section:

Section 55-4-__.

(a) An owner or lessee of a motor vehicle who is a resident of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Colon Cancer Awareness new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall contain an appropriate logo or other design promoting colon cancer awareness.

(c) The funds produced from the sale of Colon Cancer Awareness new specialty earmarked license plates shall be allocated to the department of health in accordance with § 55-4-215. Such funds shall be used exclusively for grants to non-profit entities and programs promoting public education and awareness about colon cancer.

SECTION 24. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

(_) In God We Trust;

SECTION 25. Tennessee Code Annotated, Title 55, Chapter 4, is amended by adding the following as a new, appropriately designated section:

Section 55-4-__.

(a) Owners or lessees of motor vehicles who are residents of the state of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued an In God We Trust new specialty earmarked plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked plates provided for in this section shall contain the language "In God We Trust" and shall be designed in consultation with the Tennessee state museum foundation board of directors.

(c) The funds produced from the sale of such new specialty earmarked plates shall be allocated to the Tennessee state museum foundation in accordance with § 55-4-215. Such funds shall be used exclusively for the purchase of artifacts and objects for the museum's permanent collection.

SECTION 26. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

(_) Support Our Troops;

SECTION 27. Tennessee Code Annotated, Title 55, Chapter 4, is amended by adding the following as a new, appropriately designated section:

Section 55-4-__.

(a) Owners or lessees of motor vehicles who are residents of the state, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Support Our Troops new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked plates provided for in this section shall contain a pictorial representation of a soldier and a child in an appropriate design. Such plates shall be designed in consultation with the board of directors of Support Our Troops, Inc.

(c) The funds produced from the sale of Support Our Troops new specialty earmarked license plates shall be allocated to Support Our Troops, Inc., in accordance with the provisions of § 55-4-215. Such funds shall be used exclusively to operate such organization's programs and activities in Tennessee.

(d) The provisions of § 55-4-201(f) shall not apply to the new specialty earmarked plate authorized by this section.

SECTION 28. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

(_) Pi Kappa Alpha;

SECTION 29. Tennessee Code Annotated, Title 55, Chapter 4, is amended by adding the following as a new, appropriately designated section:

Section 55-4-__.

(a) An owner or lessee of a motor vehicle who is a resident of the state of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Pi Kappa Alpha new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall contain the official logo or other appropriate design representative of Pi Kappa Alpha fraternity.

(c) The funds produced from the sale of Pi Kappa Alpha new specialty earmarked license plates shall be allocated to the Pi Kappa Alpha Educational Foundation in accordance with § 55-4-215. Such funds shall be used exclusively to provide scholastic assistance to students enrolled in a public institution of higher learning in Tennessee.

SECTION 30. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by deleting subdivision (H) in its entirety and by substituting instead:

(H) Niswonger Children's Hospital;

SECTION 31. Tennessee Code Annotated, Section 55-4-313, is amended by deleting the section in its entirety and by substituting instead the following:

Section 55-4-313.

(a) Owners or lessees of motor vehicles who are residents of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Niswonger Children's Hospital new specialty earmarked plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked plates provided for in this section shall contain a logo or other design representative of the mission of Niswonger Children's Hospital. Such plates shall be designed in consultation with the administration and governing body of Niswonger Children's Hospital.

(c) Funds produced from the sale of Niswonger Children's Hospital new specialty earmarked plates shall be allocated to the Mountain States Health Foundation in accordance with § 55-4-215. Such

funds shall be used for the sole purpose of developing and expanding Niswonger Children's Hospital, the Tri-Cities region's only children's hospital.

(d) Section 55-4-201(f) shall not apply to the new specialty earmarked plate authorized by this section.

(e)

(1) Notwithstanding any provision of law to the contrary, any person issued a Children's Hospital at Johnson City Medical Center new specialty earmarked plate authorized and issued pursuant to the provisions of this section prior to the effective date of this act shall be entitled to retain such license plate for vehicular use upon compliance with all motor vehicle laws relating to registration and licensing of motor vehicles and payment of all required fees.

(2) Children's Hospital at Johnson City Medical Center new specialty earmarked plates shall be included in any calculations for issuance and continuation of issuance of Niswonger Children's Hospital new specialty earmarked plates authorized pursuant to this section.

(3) No Children's Hospital at Johnson City Medical Center new specialty earmarked plate shall be required to be replaced with any redesigned license plate issued pursuant to this section until such time as the next regular replacement of such previously issued plate is scheduled; provided that any person previously issued a Children's Hospital at Johnson City Medical Center new specialty earmarked plate may request a redesigned Niswonger Children's Hospital new specialty earmarked plate, if issued, at the time of their next regular renewal.

(4) If Niswonger Children's Hospital at Johnson City Medical Center new specialty earmarked plates are subsequently deemed obsolete pursuant to any provision of §55-4-201(h)(1), such determination shall also apply to all Children's Hospital at Johnson City Medical Center new specialty earmarked plates previously issued.

SECTION 32. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

(_) Teachers;

SECTION 33. Tennessee Code Annotated, Title 55, Chapter 4, is amended by adding the following as a new, appropriately designated section:

Section 55-4-__.

(a) An owner or lessee of a motor vehicle who is a resident of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Teachers new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The purpose of the new specialty earmarked plates provided for in this section is to recognize the important role teachers play in Tennessee and pay tribute to such heroes in our local communities. Such plates shall contain an appropriate logo or other design representative of teacher in consultation with the commissioner of education.

(c) The funds produced from the sale of Teachers new specialty earmarked license plates shall be allocated to the department of education in accordance with § 55-4-215. Such funds shall be used exclusively to fund scholarships for licensed teachers who seek additional higher education in this state. The scholarship program shall be administered by the department of education to provide such scholarships based on the same criteria as used for the teacher of the year program.

SECTION 34. Tennessee Code Annotated, Section 55-4-205, is amended by adding the following language as a new subsection:

(d) The commissioner is authorized to facilitate delivery of any new specialty earmarked, emergency, firefighter, national guard, memorial or military plate authorized for a motorcycle in this part in a manner that maximizes efficiency and costs, and is not unduly burdensome to either the department or county clerks.

SECTION 35. Tennessee Code Annotated, Section 55-4-222, is amended by adding the following language as a new subsection:

(j) Subject to the requirements of § 55-4-201, the commissioner is authorized and shall issue a license plate to an owner or lessee of a motorcycle who is otherwise eligible for an emergency plate in the appropriate category; provided, however, that the owner or lessee shall comply with the state motor vehicle laws relating to registration and licensing of motorcycles and shall pay the regular fee applicable to motorcycles and the applicable fee specified in § 55-4-203 prior to the issuance of the plate.

SECTION 36. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

(_) Rotary International;

SECTION 37. Tennessee Code Annotated, Title 55, Chapter 4, is amended by adding the following as a new, appropriately designated section:

Section 55-4-__.

(a) Notwithstanding the provisions of Section 55-4-201(f), owners or lessees of motor vehicles who are residents of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Rotary International new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall be designed in consultation with a Rotary district governor who resides in Tennessee to be designated by the district governors representing Rotary districts 6760, 6780, 6800 and 7570.

(c) In accordance with § 55-4-215, the funds produced from the sale of such new specialty earmarked license plates shall be allocated to Rotary International in accordance with § 55-4-215. Such funds shall be used in furtherance of Rotary's activities in Tennessee in accordance with § 55-4-201(i).

SECTION 38. Tennessee Code Annotated, Section 55-4-202(c)(5), is amended by deleting subdivision (l) in its entirety.

SECTION 39. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

(_) Street rod;

SECTION 40. Tennessee Code Annotated, Section 55-4-230, is amended by deleting the present language in its entirety and by substituting instead the following:

Section 55-4-230.

(a) An owner or lessee of a motor vehicle that is a modified antique automobile manufactured prior to 1949, hereinafter referred to as a "street rod," who is a resident of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a street rod new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall be similar to the street rod cultural plate authorized by this section as it existed prior to the effective date of this act.

(c) The funds produced from the sale of such new specialty earmarked license plates shall be allocated to the Buick street rod association in accordance with § 55-4-215. Such funds shall be used in furtherance of Buick street rod association's activities in Tennessee in accordance with § 55-4-201(i).

SECTION 41. Tennessee Code Annotated, Section 55-4-209, is amended by deleting the section in its entirety and by substituting instead the following:

Section 55-4-209. For the purposes of this part:

(1) "Collegiate plate" or "collegiate license plate" means the class of cultural motor vehicle registration plates enumerated in § 55-4-202(c)(5)(C), which features on each individual plate a special reference to or identification or information on:

(A) A two-year or four-year college or university located within Tennessee; or

(B) A four-year college or university located outside Tennessee;

(2)

(A) "Cultural plate" or "cultural license plate" means:

(i) A special or cultural motor vehicle registration plate authorized by statute prior to July 1, 1998, and enumerated in § 55-4-202(c)(5); or

(ii) An honorary motor vehicle registration plate authorized by statute on or after July 1, 1998, which statute does not specifically earmark the funds produced from the sale of the plate;

(B) "Cultural plate" or "cultural license plate" includes collegiate plates and personalized plates unless those plates are specifically excluded from this definition by statute;

(3) "Memorial plate" or "memorial license plate" means those motor vehicle registration plates, as enumerated in § 55-4-202(c)(4) and defined in § 55-4-240, that are issued free of charge, including the regular registration fee, pursuant to § 55-4-203(b);

(4) "New specialty earmarked plate" or "new specialty earmarked license plate" means a motor vehicle registration plate authorized by statute on or after July 1, 1998, which statute earmarks the funds produced from the sale of that plate to be allocated to a specific nonprofit organization or state agency or fund to fulfill a specific purpose or to accomplish a specific goal;

(5) "Personalized plate" or "personalized license plate" means the class of cultural motor vehicle registration plates that features on each individual plate not less than three (3) nor more than seven (7) identifying numbers, letters, positions or a combination thereof for a passenger motor vehicle, recreational vehicle or truck of one-half ($\frac{1}{2}$) or three-quarter ($\frac{3}{4}$) ton rating or, if authorized, not less than three (3) nor more

than six (6) identifying numbers, letters, positions or a combination thereof for a motorcycle, as requested by the owner or lessee of the vehicle to which that plate is assigned;

(6) "Personalized trailer plate" or "personalized trailer license plate" means a motor vehicle registration plate that is permitted, but not required, to be registered to a trailer or semitrailer that features on each individual plate not less than three (3) nor more than seven (7) identifying numbers, letters, positions or a combination of numbers, letters or positions for a trailer or semitrailer, as requested by the owner or lessee of the trailer or semitrailer to which the plate is assigned;

(7) "Special purpose plate" or "special purpose license plate" means all other motor vehicle registration plates issued pursuant to this part, including antique motor vehicle, dealer, disabled, emergency, firefighter pursuant to § 55-4-241, general assembly, government service, judiciary, national guard, sheriff, United States house of representatives, United States judge and United States senate plates; and

(8) "Specialty earmarked plate" or "specialty earmarked license plate" means a motor vehicle registration plate authorized by statute prior to July 1, 1998, and enumerated in § 55-4-202(c)(6), which statute earmarks the funds produced from the sale of that plate to be allocated to a specific organization, state agency or fund, or other entity to fulfill a specific purpose or to accomplish a specific goal.

SECTION 42. Tennessee Code Annotated, Section 55-4-241, is amended by designating the existing language as subsection (a) and by adding the following language as a new subsection (b):

(b) Subject to the requirements of § 55-4-201, the commissioner is authorized and shall issue a license plate to an owner or lessee of a motorcycle who is otherwise eligible for a special firefighter registration plate; provided, however, that the owner or lessee shall comply with the state motor vehicle laws relating to registration and licensing of motorcycles and shall pay the regular fee applicable to motorcycles and the applicable fee specified in § 55-4-203 prior to the issuance of the plate.

SECTION 43. Tennessee Code Annotated, Section 55-4-225, is amended by adding the following language as a new subsection:

(h) The commissioner is authorized to facilitate the continued utilization of existing, issued special purpose plates by a member of the general assembly upon such member's re-election through the issuance of decals or by such other means as to effectuate the provisions of this subsection. Any such method of continued utilization shall only be available for plates previously issued to members of the general assembly or their immediate families. Upon ineligibility under this section, any special purpose plates issued shall be surrendered to the department and the department shall issue a regular registration plate valid for the same period as the surrendered special purpose plate. The continued use of existing, issued special purpose plates upon re-election shall be accomplished in

a manner that maximizes efficiency and costs and is not unduly burdensome to either the department or county clerks.

SECTION 44. Tennessee Code Annotated, Section 55-4-293, is amended by deleting subsection (d) in its entirety and by substituting instead the following language:

(d) The Civil War Preservation new specialty earmarked license shall be deemed the official license plate for the Tennessee Civil War sesquicentennial commemoration.

SECTION 45. Notwithstanding any provision of law to the contrary, the Civil War Preservation new specialty earmarked license plates authorized for issuance pursuant to § 55-4-293 shall have two (2) years from the effective date of this act or until July 1, 2011, whichever is later, to meet applicable initial issuance requirements of § 55-4-201(h)(1).

SECTION 46. Notwithstanding any provision of law to the contrary, the following new specialty earmarked license plates previously authorized for issuance by the general assembly shall have one (1) additional year from the effective date of this act or until July 1, 2010, whichever is later, to meet applicable initial issuance requirements of § 55-4-201(h)(1):

- (1) Share the Road, authorized pursuant to § 55-4-276;
- (2) Tennessee urban forestry council, authorized pursuant to § 55-4-284;
- (3) Appalachian Trail, authorized pursuant to § 55-4-279;
- (4) Shriners, authorized pursuant to § 55-4-320;
- (5) Tennessee Association of Realtors, authorized pursuant to § 55-4-310;
- (6) Tennessee Emergency Medical Services Education Association, authorized pursuant to § 55-4-312; and
- (7) Appalachian quilt trail, authorized pursuant to § 55-4-316.

SECTION 47. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 48. Sections 45 and 46 of this act shall take effect upon becoming a law, the public welfare requiring it. All remaining sections of this act shall take effect July 1, 2009, the public welfare requiring it.

PASSED: June 16, 2009



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this day of 2009

Pursuant to Article III, Section 18, of the Constitution of the State of Tennessee, the Governor had House Bill No. 1335 in his possession longer than ten (10) days, so therefore the bill becomes law without the Governor's signature.



2 July 2009

The Honorable Kent Williams
Speaker of the House
19 Legislative Plaza
Nashville, TN 37243

RE: House Bill 1335

Dear Speaker Williams:

I have allowed House Bill 1335, which provides for the issuance of sixteen new specialty license plates, to become law without my signature. While the organizations referenced in this bill are no doubt worthy causes, I am allowing this bill to become law without my signature in light of the broader concerns I have expressed over the past several years regarding the continuing proliferation of specialty license plates in this state. As in past years, I continue to urge the General Assembly to address this issue.

I appreciate your work in this year's legislative session, and I look forward to our continued efforts for all of Tennessee.

Respectfully,

Phil Bredeesen