House Public Service & Employees Subcommittee Am. #1

Amendment No._____

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____
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Signature of Sponsor

AMEND Senate Bill No. 1337 **House Bill No. 1318***

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 38, Chapter 3, is amended by adding the following as a new section:

38-3-118.

(a) Except as provided in subsection (b), a chief law enforcement officer of a state or local law enforcement agency may develop and implement policies and guidelines regarding the use of marked law enforcement vehicles by off-duty law enforcement officers for travel to and from vulnerable locations in order to project an enhanced security presence while at such locations.

(b) A chief law enforcement officer shall not develop or implement policies or guidelines in accordance with subsection (a) without the express approval of:

(1) With respect to a local law enforcement agency, the executive head or legislative body of the local government, as applicable, vested with the authority to direct such chief law enforcement officer; and

(2) With respect to a state law enforcement agency, the executive head of the state department or agency within which the state law enforcement agency is created.

(c) For purposes of this section, "vulnerable locations" includes places of worship, schools, and parks.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

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Signature of Sponsor

AMEND Senate Bill No. 46* **House Bill No. 62**

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. This act shall be known and may be cited as the "Dynamic Accessibility Act."

SECTION 2. Tennessee Code Annotated, Title 12, Chapter 2, Part 1, is amended by adding the following new section:

(a) The commissioner of general services shall promulgate rules for the purpose of designating the symbol of access to be used for buildings owned or operated by this state on signage indicating access for persons with disabilities. The commissioner, in promulgating rules, may collaborate and seek input from state agencies for the purpose of carrying out this section.

(b) The symbol must depict a logo with a dynamic character leaning forward with a sense of movement, be readily identifiable, and be simply designed with no secondary meaning. The symbol must signify equivalent facilitation and accessibility as the previously used international symbol of access. The symbol must be depicted in substantially the following form:

(c) The symbol must be accompanied by the adjective "Accessible," when appropriate for the signage, and must be used to designate every point of access for persons with disabilities for all state buildings, structures, or real property constructed or purchased on or after July 1, 2020. For existing state buildings, structures, and real property, signage indicating access for persons with disabilities must conform to the requirements of this section as the signage is replaced or repaired, or when the area of an existing state building, structure, or real property containing signage is renovated.

SECTION 3. Tennessee Code Annotated, Section 55-21-104, is amended by deleting subsection (a) and substituting instead the following:

(1) The department shall designate the symbol of access adopted pursuant to SECTION 2 for the issuance of registrations, placards, decals, and license plates to drivers or passengers with a disability under this part.

(2)

(A) The symbol must be utilized for the issuance of all new registrations, placards, decals, and license plates under this part on or after July 1, 2020. Existing registrations, placards, decals, and license plates must conform to subdivision (a)(1) upon replacement, including upon a request for replacement by a driver or passenger with a disability. Notwithstanding any law to the contrary, if a person requests to replace an existing registration, placard, decal, or license plate in accordance with this subdivision (a)(2)(A), the person must pay the same fee otherwise due for the initial issuance of such registration, placard, decal, or license plate.

(B) Subdivision (a)(2)(A) only applies upon the exhaustion of the supply of existing registrations, placards, decals, and license plates.

(3) The department may promulgate rules for the purpose of carrying out this subsection (a).

SECTION 4. Tennessee Code Annotated, Section 55-4-209(b)(2), is amended by deleting the subdivision and substituting instead the following:

(2) Personalized plates for disabled drivers must bear the stylized wheelchair symbol or symbol of access in accordance with § 55-21-104.

SECTION 5. Tennessee Code Annotated, Section 55-21-105(b), is amended by deleting from subdivision (3) the language "wheelchair disabled sign," and substituting instead "wheelchair disabled sign or symbol of access,".

SECTION 6. Tennessee Code Annotated, Section 55-21-105(c), is amended by deleting the first sentence and substituting instead the following:

Each such parking space must be marked and maintained with the stylized wheelchair symbol designated by § 55-21-104, as that section existed on June 30, 2020; provided, that such parking spaces may, at the discretion of the owner, be marked with the symbol of access designated under § 55-21-104, to the extent that such marking complies with federal law.

SECTION 7. Tennessee Code Annotated, Section 55-21-108, is amended by deleting the language "wheelchair disabled sign" wherever it may appear and substituting instead "wheelchair disabled sign or symbol of access".

SECTION 8. A state governmental entity that receives documentation from a federal agency that compliance with a provision of this act may jeopardize federal funding or grant money for the state governmental entity is not required to comply with such provision; provided, that the state governmental entity shall comply with each provision of this act that does not jeopardize such federal funding or grant money.

SECTION 9. This act shall take effect upon becoming a law for purposes of promulgating rules and carrying out any administrative duties necessary to effectuate the provisions and intent of this act, the public welfare requiring it. For all other purposes, this act shall take effect July 1, 2020, the public welfare requiring it.