

Amendment No. 1 to SB0664

Tracy
Signature of Sponsor

AMEND Senate Bill No. 664*

House Bill No. 940

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

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

() Adoption;

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

(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 new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c), to recognize and encourage the compassionate practice of adoption.

(b) The new specialty earmarked license plates provided for in this section shall be designed to recognize the benevolent aspects of adoption. Such plates shall be designed in consultation with distinguished adoption entities.

(c) The funds produced from the sale of such new specialty earmarked license plates shall be allocated equally to the Adoption Foundation of Tennessee, Inc. and Harmony Adoptions of Tennessee, Inc. in accordance with § 55-4-215. Such funds shall be used exclusively to facilitate adoption in Tennessee.

SECTION 3. Notwithstanding § 55-4-201(h)(1), the Memphis Rock 'n' Soul Museum new specialty earmarked license plates authorized for issuance pursuant to § 55-4-342 shall have until July 1, 2012, to meet applicable initial issuance requirements of § 55-4-201(h)(1).

SECTION 4. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended

by adding the following as a new, appropriately designated subdivision:

() Historic Collierville;

SECTION 5. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

Section 55-4-2__.

(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 in § 55-4-203, shall be issued an Historic Collierville new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates shall be of an appropriate design representative of historic Collierville, Shelby County, Tennessee, and shall include the language "Historic Collierville." The plates shall be designed in consultation with Main Street Collierville.

(c) The funds produced from the sale of Historic Collierville new specialty earmarked license plates shall be allocated to Main Street Collierville, in accordance with § 55-4-215. The funds shall be used exclusively for Main Street Collierville's community-wide effort to create and implement a shared vision for the future of Collierville, Tennessee.

SECTION 6. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Harpeth River Watershed Association;

SECTION 7. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

55-4-2__.

(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 in § 55-4-203, shall be issued a Harpeth River Watershed Association new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates shall be of an appropriate design representative of the Harpeth River Watershed Association and shall include the language "Harpeth River". The plates shall be designed in consultation with the Harpeth River Watershed Association.

(c) The funds produced from the sale of the Harpeth River Watershed Association new specialty earmarked license plates shall be allocated to the Harpeth River Watershed Association, in accordance with § 55-4-215. The funds shall be used for restoring and protecting the ecological health of the Harpeth River and clean water in Tennessee.

SECTION 8. Tennessee Code Annotated, Section 55-4-344, is amended by adding the following language as a new section:

(d) Notwithstanding § 55-4-201(h)(1), the T.C. Thompson Children's Hospital new specialty earmarked license plates authorized for issuance pursuant to this section shall have until July 1, 2012 to meet applicable initial issuance requirements of § 55-4-201(h)(1).

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

() Tennessee's veterans;

SECTION 10. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(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 new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c), that pays tribute to Tennessee's veterans, who

have sacrificed so much in defending our liberties and rights as American citizens, with many of them making the ultimate sacrifice in the line of duty.

(b) The new specialty earmarked license plates provided for in this section shall be designed to appropriately express Tennesseans' appreciation of and gratitude to our veterans and their courageous service at home and abroad and their ongoing legacy of volunteerism. Such plates shall be designed in consultation with the department of veterans affairs; provided, however, nothing in the design of such plates shall indicate or infer that the owner or lessee of the motor vehicle is a veteran of the United States armed forces.

(c) The funds produced from the sale of such new specialty earmarked license plates shall be allocated to the Tennessee state veterans' homes board in accordance with § 55-4-215. Such funds shall be used exclusively for the planning, construction, operation, and maintenance of the state veterans' homes to be built in Bradley County and Montgomery County in equal amounts.

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

() SpiritHorse Therapeutic Riding;

SECTION 12. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

55-4-2__.

(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 in § 55-4-203, shall be issued a SpiritHorse Therapeutic Riding new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates shall be of an appropriate design representative of the SpiritHorse mission of working with

special needs children, and shall include the language "SpiritHorse." The plates shall be designed in consultation with SpiritHorse At Black Fox.

(c) The funds produced from the sale of SpiritHorse Therapeutic Riding new specialty earmarked license plates shall be allocated to SpiritHorse At Black Fox, in accordance with § 55-4-215. The funds shall be used for SpiritHorse At Black Fox's efforts in this state to assist children with special needs in reaching their full potential through interaction with horses.

SECTION 13. Notwithstanding the time limitations of § 55-4-201(h)(1), the "Fisk Jubilee Singers" new specialty earmarked license plate for a motor vehicle authorized by § 55-4-332 shall have until July 1, 2012, to meet the applicable minimum issuance requirements of § 55-4-201(h)(1).

SECTION 14. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Donate Life;

SECTION 15. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(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 Donate Life 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 logo or other appropriate design representative of Donate Life and be designed with the assistance of Tennessee Donor Services.

(c) The funds produced from the sale of Donate Life new specialty earmarked license plates shall be allocated to Tennessee Donor Services, the organ and tissue donation registry, for the sole purpose of raising awareness for organ and tissue donation in this state.

SECTION 16. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Tennessee Fraternal Order of Police; and

SECTION 17. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(a) An owner or lessee of a motor vehicle who is a resident of this state and who is certified as a member or associate member of the Tennessee 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 such registration plates shall be accompanied by a statement from the Tennessee Fraternal Order of Police certifying the applicant to be a member or associate member of the organization.

(2) Only members and associate members of the Tennessee Fraternal Order of Police or their spouses and shall be permitted to receive the registration plates.

(c) The registration plates provided for in this section shall be of the same design as the Fraternal Order of Police plates authorized and issued prior to July 1, 2011, and shall bear the inscription "FRATERNAL ORDER OF POLICE" or "FOP" and an appropriate standardized insignia of the organization. For applicants who are associate members of the Tennessee Fraternal Order of Police, the Fraternal Order of Police plates, the strip along the bottom of the license plate shall also bear the language "ASSOCIATE MEMBER".

(d)

(1) Within thirty (30) days of terminating membership or associate membership in the Tennessee 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 Tennessee Fraternal Order of Police shall provide biannually to the department the names and addresses of any persons who have terminated their membership or associate membership in the Tennessee Fraternal Order of Police, together with any other identifying information as the commissioner may require.

(e) The commissioner is authorized and shall issue a registration plate to an owner or lessee of a motorcycle who is otherwise eligible for a Tennessee 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 Tennessee Fraternal Order of Police new specialty earmarked license plates shall be allocated to the Tennessee Fraternal Order of Police Charitable Foundation in accordance with § 55-4-215.

(g) Notwithstanding any law to the contrary, any person issued a Fraternal Order of Police cultural license plate authorized and issued prior to July 1, 2009, or a National Fraternal Order of Police new specialty earmarked license plate authorized and issued prior to July 1, 2011, shall be entitled to retain the 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. Both plates shall be considered Tennessee Fraternal Order of Police new specialty earmarked plates upon their first renewal on or after July 1, 2011, upon the applicant's designation.

(h) 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 Tennessee Fraternal Order of Police new specialty earmarked plates are subsequently deemed obsolete pursuant to § 55-4-

201(h)(1), such determination shall also apply to all FOP cultural plates issued prior to July 1, 2009 and all National Fraternal Order of Police new specialty earmarked plates issued prior to July 1, 2011.

SECTION 18. Tennessee Code Annotated, Section 55-4-202(c)(7)(SS), is amended by deleting such subdivision in its entirety.

SECTION 19. Tennessee Code Annotated, Section 55-4-245, is amended by deleting such section in its entirety.

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

() Prince Hall Masons;

SECTION 21. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(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 Prince Hall Masons 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 logo or other appropriate design representative of Prince Hall Affiliation Free and Accepted Masonry. Such plates shall be designed in consultation with the Grand Master of the Jurisdiction of the Most Worshipful Prince Hall Grand Lodge, Free and Accepted Masons, state of Tennessee.

(c) The funds produced from the sale of Prince Hall Masons new specialty earmarked license plates shall be allocated to Prince Hall Masons Grand Lodge of Tennessee in accordance with the provisions of § 55-4-215. Such funds shall be used exclusively to benefit and further the goals of the Knights of Pythagoras, the Prince Hall Masons' youth organization for mentoring young men in this state.

SECTION 22. Tennessee Code Annotated, Section 55-4-239, is amended by deleting subsection (f) in its entirety and by substituting instead the following:

(f) Upon the death of the spouse who was entitled to receive a holder of the Purple Heart registration plate, the widow or widower shall be entitled to receive, free of charge, a Purple Heart registration plate for no more than two (2) motor vehicles or two (2) recreational vehicles owned or leased by such widow or widower. The application shall be accompanied by a copy of the death certificate.

(g) Additional license plates may be obtained by any person entitled to receive the holders of the Purple Heart registration plate upon payment of the regular license fee for plates, as prescribed under § 55-4-111, plus the payment of a fee equal to the cost of actually producing the plate.

SECTION 23. Tennessee Code Annotated, Section 55-4-328, is amended by adding the following language as a new subsection:

(d) Notwithstanding § 55-4-201(h)(1), the Habitat for Humanity new specialty earmarked license plates authorized for issuance pursuant to this section shall have until July 1, 2012, to meet applicable initial issuance requirements of § 55-4-201(h)(1).

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

() Labrador Retriever Foundation;

SECTION 25. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

55-4-2__.

(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 in § 55-4-203, shall be issued a Labrador Retriever Foundation new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates authorized by this section shall be of an appropriate design representative of the Labrador Retriever Foundation and shall include the language "Labrador Retriever". The plates shall be designed in consultation with the Labrador Retriever Foundation.

(c) The funds produced from the sale of Labrador Retriever Foundation new specialty earmarked license plates shall be allocated to the Labrador Retriever Foundation, in accordance with § 55-4-215. The funds shall be used to promote the health and research initiatives of the Labrador retriever breed in Tennessee and to recognize the Labrador retriever as a working breed and its importance to sportsmen, the disabled community, military, law enforcement, and others who rely on the breed's services.

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

- () Air Medal recipient;
- () Distinguished Flying Cross recipient;

SECTION 27. Tennessee Code Annotated, Section 55-4-203(b), is amended by adding the following as new, appropriately designated subdivisions:

- () Air Medal recipients;
- () Distinguished Flying Cross recipients;

SECTION 28. Tennessee Code Annotated, Section 55-4-236(a), is amended by inserting the language "the Distinguished Flying Cross, the Air Medal," between the language "the Distinguished Service Cross," and the language "the Navy Cross" in the first sentence thereof.

SECTION 29. Tennessee Code Annotated, Section 55-4-240, is amended by inserting the language "distinguished flying cross, air medal," between the language "distinguished service cross," and the language "air force cross".

SECTION 30. Tennessee Code Annotated, Section 55-4-278(a)(2), is amended by inserting the language "the Distinguished Flying Cross, the Air Medal," between the language "the Distinguished Service Cross," and the language "the Navy Cross".

SECTION 31. Tennessee Code Annotated, Section 55-4-278(b), is amended by inserting the language "the Distinguished Flying Cross, the Air Medal," between the language "the Distinguished Service Cross," and the language "the Navy Cross".

SECTION 32. Tennessee Code Annotated, Section 55-4-203, is amended by adding the following language as a new, appropriately designated subsection:

(f)(1) The department shall establish a program to authorize the sale of non-refundable gift vouchers in the amount of thirty-five dollars (\$35.00) that may be redeemed by any person toward the fee required by subsection (d).

(2) The commissioner of revenue is authorized to promulgate rules and regulations to effectuate the purposes of this subsection. All such rules and regulations shall be promulgated in accordance with title 4, chapter 5.

SECTION 33. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Stax Museum of American Soul Music;

SECTION 34. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(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 Stax Museum of American Soul Music 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 logo or other appropriate design representative of the Stax Museum of American Soul Music. Such plates shall be designed in consultation with the executive officers of Stax Museum of American Soul Music.

(c) The funds produced from the sale of Stax Museum of American Soul Music new specialty earmarked license plates shall be allocated to the Stax Museum of American Soul Music in accordance with the provisions of § 55-4-215. Such funds shall be used exclusively to benefit and further the goals of the Stax Museum of American Soul Music.

SECTION 35. Tennessee Code Annotated, Section 55-4-293, is amended by adding the following language as a new subsection (e):

(e) Notwithstanding § 55-4-201(h)(1), the Civil War Preservation new specialty earmarked license plates authorized for issuance pursuant to this section shall have until July 1, 2012, to meet applicable initial issuance requirements of § 55-4-201(h)(1).

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

() Tennessee Equine Association;

SECTION 37. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

55-4-2__.

(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 in § 55-4-203, shall be issued a Tennessee Equine Association new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates authorized by this section shall be of an appropriate design representative of the Tennessee Equine Association and shall include a visual depiction of a horse or horses. The plates shall be designed in consultation with the Tennessee Equine Association.

(c) The funds produced from the sale of Tennessee Equine Association new specialty earmarked license plates shall be allocated to the Tennessee Equine

Association in accordance with § 55-4-215. The funds shall be used to promote and improve the equine industry in Tennessee.

SECTION 38. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() American Red Cross;

SECTION 39. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(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 American Red Cross 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 design representative of the organization and shall be designed in consultation with the directors of American Red Cross.

(c) In accordance with § 55-4-215, the funds produced from the sale of American Red Cross new specialty earmarked license plates shall be allocated to Tennessee chapters of the American Red Cross to be used in furtherance of the American Red Cross's mission to alleviate and to prevent human suffering by providing relief to victims of disasters and helping people prevent, prepare for, and respond to emergencies.

SECTION 40. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() National Civil Rights Museum;

SECTION 41. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(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 a National Civil Rights Museum 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 board of directors of the National Civil Rights Museum.

(c) The funds produced from the sale of such new specialty earmarked license plates shall be allocated to the Lorraine Motel Foundation to be used exclusively for educational and programming assistance to the National Civil Rights Museum.

SECTION 42. Tennessee Code Annotated, Section 55-4-202(c)(2), is amended by adding a new subdivision thereto, as follows:

(L) Administrative judges;

SECTION 43. Tennessee Code Annotated, Section 55-4-226, is amended by adding a new subsection thereto, as follows:

(j) An owner or lessee of a motor vehicle who is a resident of this state and whose duty is to serve a judiciary function as an administrative 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 44. 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 45. This act shall take effect July 1, 2011, the public welfare requiring it.