

HOUSE BILL 2010

By Jernigan

AN ACT to amend Tennessee Code Annotated, Title 55,
Chapter 21, Part 1, relative to disabled parking
privileges.

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

SECTION 1. This act shall be known and may be cited as the "Bond Thomas Welch II Law".

SECTION 2. Tennessee Code Annotated, Section 55-21-103(b)(2)(B)(i), is amended by deleting the following sentence:

Permanent placards shall be of a distinct design and color as established by the commissioner of safety.

and by substituting instead the following new sentence:

Permanent placards shall be of a distinct design and color as established by the commissioner of revenue. On and after July 1, 2014, any permanent placard initially issued to, or renewed by, any person who is permanently confined to a wheelchair shall consist of a red background and include in white the designation "Wheelchair User" and the letter "W"; provided, that all other permanent placards issued under this part shall be of a different color.

SECTION 3. Tennessee Code Annotated, Section 55-21-103(b)(2)(B), is amended by adding the following as a new subdivision (iii):

(iii) Any person who has been issued, or who transports any person who has been issued a red permanent placard with the designation "Wheelchair User" should use any accessible parking space identified with a red sign as described in § 55-21-

-105(b)(6); provided, however, that if any space designated with the red sign is not available, the person is entitled to park in any other accessible parking space.

SECTION 4. Tennessee Code Annotated, Section 55-21-103(b)(2)(C), is amended by deleting the following sentence:

Temporary placards shall be of a different design and color than permanent placards and shall prominently note the expiration date.

and by substituting instead the following:

Temporary placards shall be of a different design and color than permanent placards and shall prominently note the expiration date; provided, that on and after July 1, 2014, any temporary placard initially issued or reissued to any person under this part shall be on a green background.

SECTION 5. Tennessee Code Annotated, Section 55-21-105(b)(5), is amended by adding the following sentence at the end of the subdivision:

Accessible parking spaces identified with the red sign required by subdivision (b)(6) are not restricted to persons who hold a red permanent placard pursuant to § 55-21-103(b)(2)(B)(iii); provided, that holders of other disabled parking placards should not use accessible parking spaces identified with a red sign when another accessible parking space identified with a sign in a different color is available.

SECTION 6. Tennessee Code Annotated, Section 55-21-105(b), is amended by adding the following new subdivision (6):

(6)

(A) This subdivision (b)(6) shall apply to businesses, firms or other persons conducting business with the public from a permanent location who, on or after July 1, 2014, install, erect or maintain signs identifying accessible parking spaces pursuant to this section. Businesses, firms or persons conducting

business with the public from a permanent location who, prior to July 1, 2014, install, erect or maintain signs identifying accessible parking spaces shall comply with this subdivision (b)(6) on or before July 1, 2019. Businesses, firms or other persons that only provide one (1) accessible parking space or that have no more than four (4) total parking spaces are not required to comply with this subdivision (b)(6).

(B)

(i) Any business, firm or other person transacting business that provides at least two (2) and no more than eight (8) accessible parking spaces shall have at least one (1) van-accessible sign consist of red characters on a white background, and have the sign required by subsection (c), which appears above the van-accessible sign, consist of the stylized wheelchair symbol in white on a red background; provided further, that any such business, firm or other person that provides more than four (4) and no more than eight (8) accessible parking spaces shall also have at least one (1) sign required by subsection (c) designating any remaining accessible parking space, other than a van-accessible parking space, consist of the stylized wheelchair symbol in white on a red background.

(ii) Any business, firm or other person transacting business that provides more than eight (8) accessible parking spaces shall have at least two (2) van-accessible signs consist of red characters on a white background, and have the signs required by subsection (c), which appear above the van-accessible signs, consist of the stylized wheelchair symbol in white on a red background; provided further, that the business, firm or

other person shall also have at least two (2) signs required by subsection (c) designating any of the remaining accessible parking spaces, other than van-accessible parking spaces, consist of the stylized wheelchair symbol in white on a red background.

(C) If any business, firm or person subject to the requirements of subdivision (b)(6)(B)(i) or (ii) installs, erects or maintains a second additional sign below any van-accessible sign, then the second additional sign shall also consist of red characters on a white background.

SECTION 7. This act shall take effect July 1, 2014, the public welfare requiring it.