

HOUSE BILL 2105

By Dixie

AN ACT to amend Tennessee Code Annotated, Title 55,
Chapter 50, Part 3, relative to driving privileges.

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

SECTION 1. Tennessee Code Annotated, Title 55, Chapter 50, Part 3, is amended by adding the following as a new section:

55-50-310.

(a) Notwithstanding § 55-50-303(a)(9) or § 55-50-321(c)(1)(C) or (i), upon application of a person who does not meet the requirements for a driver license or permit under § 55-50-303(a)(9), the department may issue to the applicant a driver privilege card or permit if the department determines that the applicant:

(1) Resides in this state;

(2) Has reported income and deductions from Tennessee sources or has been claimed as a dependent on a federal income tax return in the preceding twelve (12) months; and

(3) Meets the financial responsibility requirements pursuant to the Tennessee Financial Responsibility Law of 1977, compiled in chapter 12 of this title.

(b) Driver privilege cards and permits confer the same privileges and are subject to the same provisions of this chapter as driver licenses and permits issued under this part, unless otherwise provided, and are subject to the following conditions and exceptions:

(1) The driver privilege card or permit must be identical in appearance to a driver license or permit that is not a REAL ID credential, except that the department may include a colored border around the person's picture;

(2) An applicant for a driver privilege card or permit shall not be eligible for a waiver of any part of the examination requirements under § 55-50-322;

(3) An applicant for a driver privilege card or permit shall not be required to present proof of legal presence in the United States;

(4) A driver privilege card or permit shall expire two (2) years from the date of issuance;

(5) The fee for the issuance or renewal of a driver privilege card or permit is fifty dollars (\$50.00). The fee for a duplicate driver privilege card or permit is the same as for a duplicate license under § 55-50-323(a)(2)(I); and

(6) Any information collected pursuant to this section that is not otherwise collected by the department or required for the issuance of any other driving credential issued pursuant to this chapter and any information regarding restrictions in the department's records related to the issuance of a credential issued pursuant to this section is deemed privileged and confidential.

Notwithstanding another law to the contrary, such information shall not be released except upon request by the subject of the information, the parent of a minor who is the subject of the information, the guardian of the subject of the information, or the authorized representative of the subject of the information, or pursuant to a court order.

(c)

(1) The department shall not release the following information relating to the issuance of a driver privilege card or permit, except upon request by the

subject of the information, the parent of a minor who is the subject of the information, the guardian of the subject of the information, or the authorized representative of the subject of the information, or pursuant to a court order:

(A) Proof documents submitted for the purpose of obtaining a driver privilege card or permit;

(B) The information in the department's records indicating the type of proof documentation that was provided; and

(C) Applications for a driver privilege card or permit.

(2) The department shall release only to a federal, state, or local governmental entity, law enforcement officer, district attorney general, or court, or the authorized agent of any of the those entities or officials, information related to the issuance of a driver privilege card or permit, the release of which is not otherwise prohibited by this section, that is required for a requester to carry out the requester's official functions if the requester provides the individual's name and other sufficient identifying information contained on the individual's record.

(d) For purposes of this section, "income and deductions from Tennessee sources" includes:

(1) Items of income, gain, loss, and deduction attributable to:

(A) The ownership of any interest in real or tangible personal property in this state; or

(B) A business, trade, profession, or occupation carried on in this state; and

(2) Income from intangible personal property, including annuities, dividends, interest, royalties, and gains from the disposition of intangible personal

property to the extent that such income is from property employed by the taxpayer in a business, trade, profession, or occupation carried on in this state.

SECTION 2. For purposes of developing driver privilege cards and permits and promulgating rules and forms, this act takes effect upon becoming a law, the public welfare requiring it. For all other purposes, including the issuance of driver privilege cards and permits, this act takes effect January 1, 2025, the public welfare requiring it.