

**PUBLIC CHAPTER NO. 48****SENATE BILL NO. 494****By Burchett, Norris, Tracy, Ketron, Lowe Finney, Haynes, Watson****Substituted for: House Bill No. 419****By Sherry Jones**

AN ACT to amend Tennessee Code Annotated, Title 2, relative to voters with disabilities.

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

SECTION 1. Tennessee Code Annotated, Section 2-3-109, is amended as follows:

(1) In subsection (a) by deleting the language "access for handicapped and elderly voters" and by substituting instead the language "access for elderly voters and voters with disabilities";

(2) In subsection (c) by deleting the language "to elderly and/or handicapped voters" and by substituting instead the language "to elderly voters and voters with disabilities";

(3) In subdivision (d)(1) by deleting the language "elderly and handicapped voters" wherever it appears and by substituting instead the language "elderly voters and voters with disabilities";

(4) In subdivision (e)(1) by deleting the language "elderly or handicapped voter" and by substituting instead the language "elderly voter or voter with a disability";

(5) In subdivision (e)(2)(A) by deleting the language "Elderly or handicapped voters" and by substituting instead the language "Elderly voters or voters with disabilities";

(6) In subdivision (e)(2) by deleting the language "elderly or handicapped voter" wherever such language appears and by substituting instead the language "elderly voter or voter with a disability";

(7) In subdivision (e)(2)(C)(ii) by deleting the language "such elderly or handicapped voter's voting precinct" and by substituting instead the language "the voting precinct of the elderly voter or voter with a disability"; and

(8) In subsection (g) by deleting the language "elderly, handicapped or physically disabled voters" and by substituting instead the language "elderly voters or voters with disabilities".

SECTION 2. Tennessee Code Annotated, Section 2-3-109(b), is amended by deleting subdivisions (1) and (2) in their entirety and substituting instead the following:

(1) "Elderly voter" means any voter sixty-five (65) years of age or older;  
and

(2) "Voter with a disability" or "voters with disabilities" means any person or persons whose disability meets the definition of a disability as defined by the Americans with Disability Act (42 U.S.C. 12131 et seq.).

SECTION 3. Tennessee Code Annotated, Section 2-6-201(5)(B), is amended by deleting the language "handicapped voter" and substituting instead the language "voter with a disability".

SECTION 4. This act shall take effect July 1, 2007, the public welfare requiring it.

**PASSED: April 16, 2007**

  
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RON RAMSEY  
SPEAKER OF THE SENATE

  
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JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

**APPROVED this 24th day of April 2007**

  
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PHIL BREDESEN, GOVERNOR