



STATE OF TENNESSEE

# EXECUTIVE ORDER

BY THE GOVERNOR

No. 35

## AN ORDER DIRECTING THE DEPARTMENT OF SAFETY TO IMPLEMENT CERTAIN PROCEDURES REGARDING DRIVER LICENSES AND PHOTO IDENTIFICATION CARDS

**WHEREAS**, since the terrorist attacks of September 11, 2001, knowing the identity of persons within our borders has taken on great importance;

**WHEREAS**, the primary purpose of a state's issuance of driver licenses is to ensure the competency of drivers and to protect the public from untrained or untested drivers;

**WHEREAS**, state issued driver licenses have also generally taken on additional significance as accepted proof of identity;

**WHEREAS**, it is essential, therefore, that states be ever vigilant in reviewing and refining the procedures concerning the identity of applicants seeking driver licenses and photo identification cards;

**WHEREAS**, the Department of Safety (hereinafter "the department"), in consultation with the Attorney General's Office, is in the process of promulgating rules which will further effectuate the purposes of this Order;

**NOW, THEREFORE**, I, Don Sundquist, Governor of the State of Tennessee, by virtue of the power and authority vested in me by the Constitution and Laws of the State of Tennessee, do hereby order and direct the following:

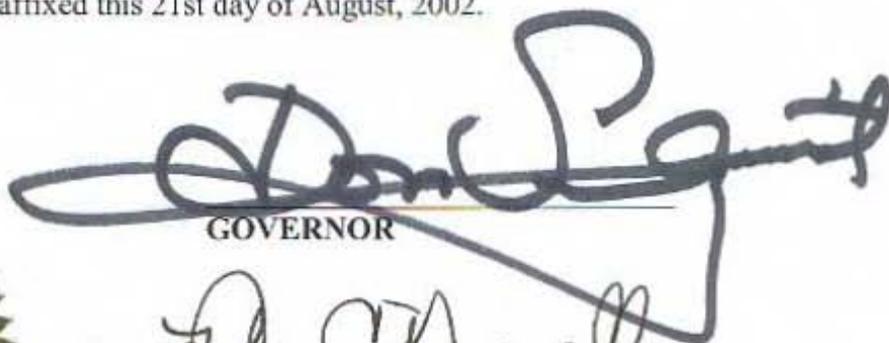
- (a) With regard to photo identification licenses, any applicant who does not have, or who states that the applicant has never been issued, a social security number required by T.C.A. § 55-50-321(c)(1)(A), shall complete an affidavit, under penalty of perjury, affirming that the applicant has never been issued a social security number, and shall provide either an original or a certified copy of one of the following:
  - (1) A birth certificate issued by Tennessee or another state or a possession, territory or commonwealth of the United States; or
  - (2) Documentation issued by the United States Immigration and Naturalization Service acceptable to the department.
  
- (b) With regard to driver licenses, if an applicant requests in writing that the social security number be displayed on the license pursuant to T.C.A. § 55-50-331(b)(2)(C), the department shall display the nine-digit number on the license in an appropriate location. If the applicant, having provided a social security number to the department, does not request in writing that the social security number be displayed on the license, a phrase substantially similar to "ON FILE" shall be printed in an appropriate location on the license. If the applicant does not have, or states that the applicant has never been issued, a

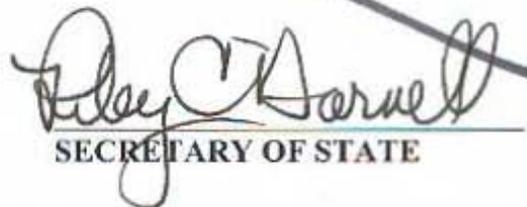
social security number required by T.C.A. § 55-50-321(c)(1)(A), the applicant shall complete an affidavit, under the penalty of perjury, affirming that the applicant has never been issued a social security number. A phrase substantially similar to "NONE PROVIDED" shall be printed in an appropriate location on the license. Such phrases shall be in red or other distinctive lettering.

- (c) These provisions shall supplement, and shall not replace, rules promulgated by the department.

IN WITNESS WHEREOF, I have subscribed my signature and have caused the Great Seal of the State of Tennessee to be affixed this 21st day of August, 2002.



  
GOVERNOR

  
SECRETARY OF STATE