

HOUSE BILL 1483

By Smith

AN ACT to amend Tennessee Code Annotated, Title 55,
Chapter 8 and Title 68, relative to exemption from
parking restrictions for recycling vehicles.

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

SECTION 1. Tennessee Code Annotated, Section 55-8-101, is amended by adding the following as new, appropriately designated subdivisions:

() "Recovered materials" and "recyclable materials" have the same meanings as defined in § 68-211-802;

() "Recycling vehicle" means any vehicle that is designed and used exclusively for the collection or transportation of recovered materials or recyclable materials;

SECTION 2. Tennessee Code Annotated, Section 55-8-158(b), is amended by adding the following as a new subdivision:

(4) Subsection (a) does not apply to a recycling vehicle while on the paved or improved main traveled portion of a road, street, or highway in a manner and to an extent as is necessary for the sole purpose of collecting or transporting recovered materials or recyclable materials; provided, that the vehicle shall maintain flashing hazard lights at all times while it is stopping or standing; provided, further, that the vehicle is stopped or standing so that a clear view of the vehicle shall be available from a distance of two hundred feet (200') in either direction upon the highway. This subdivision (b)(4) does not preclude any claimant from pursuing a common law claim for recovery pursuant to common law negligence.

SECTION 3. Tennessee Code Annotated, Section 55-8-160(d), is amended by adding the following as a new subdivision:

(4) This section does not apply to a recycling vehicle while on the paved or improved main traveled portion of a road, street, or highway in a manner and to an extent as is necessary for the sole purpose of collecting or transporting recovered materials or recyclable materials; provided, that the vehicle shall maintain flashing hazard lights at all times while it is stopping or standing; provided, further, that the vehicle is stopped or standing so that a clear view of the vehicle shall be available from a distance of two hundred feet (200') in either direction upon the highway. This subdivision (d)(4) does not preclude any claimant from pursuing a common law claim for recovery pursuant to common law negligence.

SECTION 4. This act shall take effect July 1, 2016, the public welfare requiring it.