

PUBLIC CHAPTER NO. 220**SENATE BILL NO. 903****By Ketron, Beavers, Black****Substituted for: House Bill No. 1274****By Lynn, Maggart, Matheny, Phillip Johnson, Dean, Campfield, Fincher, Watson,
Kevin Brooks, Hill, Harry Brooks, Hensley, DuBois, Bass**

AN ACT to amend Tennessee Code Annotated, Title 50, Chapter 1, Part 1, relative to immigration status.

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

SECTION 1. Tennessee Code Annotated, Title 50, Chapter 1, Part 1, is amended by inserting the following as a new, appropriately designated section thereto:

(a) As used in this section, unless the context otherwise requires:

(1) "Individual taxpayer identification number" means a tax processing number issued by the Federal Internal Revenue Service for the purpose of facilitating federal tax reporting by those individuals who are not eligible to obtain a federal social security number. An individual taxpayer identification number is a nine-digit number that has the appearance of a federal social security number (xxx-xx-xxxx), but that always begins with the number nine (9) and includes the number seven (7) or eight (8) as the fourth digit (9xx-7x-xxxx). An individual taxpayer identification number is issued regardless of immigration status and is not a valid form of identification for any purpose other than federal tax processing;

(2) "Lawful resident verification information" means the documentation that is required by the United States Department of Homeland Security when completing the employment eligibility verification form commonly referred to as the federal "Form I-9"; and

(3) "Person" includes any individual, partnership, association, company, business or corporation of any size regulated by, doing business in or using the services of employees in this state, including entering into a contract for the provision of such services.

(b) For purposes of an application or offer of employment, no person in this state shall accept an individual taxpayer identification number as a form of identification. Any person, including any contractor, in this state who is presented with an individual taxpayer identification number by a potential employee or subcontractor as a form of identification or to prove immigration status shall reject such number and shall request the lawful resident verification information that the person is required to obtain pursuant to federal law.

SECTION 2. The Commissioner of Labor and Workforce Development is authorized to promulgate rules and regulations to effectuate the purposes of this act. All such rules and regulations shall be promulgated in accordance with the provisions of Tennessee Code Annotated, Title 4, Chapter 5.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 9, 2007



RON RAMSEY
SPEAKER OF THE SENATE



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 24th day of May 2007



PHIL BREDESEN, GOVERNOR