

Amendment No. 1 to HB2662

Terry  
Signature of Sponsor

**AMEND Senate Bill No. 2322\***

**House Bill No. 2662**

by deleting all language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 63-10-303(c), is amended by deleting the subsection and substituting the following:

(c)

(1) The board shall consult with the division in appointing a person to serve as executive director of the board, however the board is not bound by any recommendation of the division. The executive director must have been licensed as a pharmacist in this state for a period of at least five (5) consecutive years immediately preceding such appointment.

(2) The executive director's duties shall be those specified by the board and by the director and may include, but not be limited to, recording and compiling the minutes of the board, supervising the employees assigned by the division to support the board, performing such studies and research as the board or division directs, representing the board at such functions as authorized by the board and the division, and acting as consultant to the division in its enforcement duties on behalf of the board.

(3) The board may dismiss the executive director without having to consult with the division.

SECTION 2. Tennessee Code Annotated, Section 63-7-207(1)(A), is amended by deleting the subdivision and substituting the following:

(A)

(i) Employ, in consultation with the governor, an executive director, who must not be a member of the board, although the board is not bound by any recommendation of the governor. The executive director shall receive a salary to be fixed by the board and approved by the commissioner of human resources and the commissioner of finance and administration;

(ii) The board may dismiss the executive director without having to consult with the governor; and

(iii) Employ such other personnel as may be necessary for the effective and efficient discharge of the duties of the board;

SECTION 3. Tennessee Code Annotated, Section 63-16-102(c), is amended by deleting the subsection and substituting the following:

(c)

(1) The commissioner of health or the commissioner's designated representative shall serve as an ex officio member of the board.

(2) The board shall consult with the commissioner in appointing a person to serve as executive director of the board, however the board is not bound by any recommendation of the commissioner.

(3) The board may dismiss the executive director without having to consult with the commissioner.

SECTION 4. This act takes effect upon becoming a law, the public welfare requiring it.