

HOUSE BILL 794

By Travis

AN ACT to amend Tennessee Code Annotated, Title 5, Chapter 14; Title 12, Chapter 4; Title 12, Chapter 3; Title 54, Chapter 5 and Title 54, Chapter 7, relative to bidding preferences for highway maintenance contracts.

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

SECTION 1. Tennessee Code Annotated, Section 54-5-138, is amended by adding the following new subsection:

(c)

(1) Notwithstanding any other law to the contrary, a Tennessee bidder preference of ten percent (10%) may be applied to all contracts for mowing of rights-of-way, sweeping, litter collection, vegetation removal, and guardrail repair; provided, implementation of the Tennessee bidder preference shall not jeopardize federal funding resources.

(2) For purposes of this subsection (c)(1), "Tennessee bidder" means a person that:

(A) Is incorporated or qualified to do business in this state; and

(B) Has maintained a place of business within the state staffed by the bidder or an employee of the bidder for a period of six (6) months immediately preceding the date of the bid.

SECTION 2. This act shall take effect July 1, 2015, the public welfare requiring it, and shall apply to any contract entered into or renewed on or after that date.