

HOUSE BILL 1100

By Miller

AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 56, Part 1; Title 8, Chapter 37; Title 9, Chapter 4; Title 12, Chapter 4 and Title 12, Chapter 3, relative to minority-owned business.

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

SECTION 1. Tennessee Code Annotated, Title 9, Chapter 4, Part 6, is amended by adding the following language as a new section:

**9-4-611.**

(a) The treasurer shall attempt to use to the greatest extent feasible minority-owned businesses to provide brokerage and investment management services for any fund established by law and administered, managed or held for investment by the treasurer. The utilization of any such business shall be consistent with both the fiduciary duties of the treasurer and state procurement procedures. For the purposes of this section, brokerage and investment services shall include services relating to all allocated asset classes and "minority-owned business" shall have the same meaning as in § 12-3-802(4).

(b)

(1) To achieve the objective described under subsection (a), the treasurer shall undertake measures to remove any barriers that limit full participation by minority-owned businesses in providing brokerage and investment management services to the state.

(2) The measures undertaken by the treasurer shall include use of a wide variety of media, including the treasurer's web site, to provide notice to a broad and varied range of potential providers about the brokerage and investment

management services opportunities available for any fund administered, managed or held for investment by the treasurer.

(c)

(1) In conjunction with the governor's office of diversity business enterprises, the treasurer shall develop guidelines to identify and evaluate qualified minority-owned businesses in order to achieve the objective for greater use of minority-owned businesses for brokerage and investment management services.

(2) Prior to October 1 each year, the treasurer shall submit a report to the governor's office of diversity business enterprises and to each member of the general assembly on:

(A) The identity of minority-owned business brokerage and investment management services firms used by any fund in the immediately preceding fiscal year;

(B) The percentage and dollar value of the assets in each fund under the investment control of minority-owned business brokerage and investment management services firms in each allocated asset class; and

(C) The measures the treasurer undertook in the immediately preceding fiscal year in accordance with subsection (b)(2).

SECTION 2. This act shall take effect January 1, 2014, the public welfare requiring it.