

HOUSE BILL 2030

By Maddox

AN ACT to amend Tennessee Code Annotated, Title 8;
Title 12 and Title 49, relative to employees of
public institutions of higher education.

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

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 7, Part 1, is amended by adding the following language as a new, appropriately designated section:

§ 49-7-1__.

(a) Notwithstanding the provisions of any other law or rule to the contrary, any employee of a state institution of higher education who also owns or has a substantial interest in a locally owned business shall not be prohibited from providing any goods or services to other employees of the institution even if such employees receive reimbursement from the institution for the purchase of such goods or services.

(b) The provisions of this section shall only apply to employees who are not substantially involved in the preparation of or participate in the making of any contracts as part of the employee's duties with the institution.

(c) An employee of an institution of higher education is "substantially involved in the preparation of or participates in the making of a contract", if the employee as an employee of the state institution of higher education is a signatory to the contract, has the authority to approve or disapprove the contract, provides significant factual or specific information or advice or recommendations in relation to the negotiated terms of the contract or influences or attempts to influence the award of the contract.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.