



State of Tennessee

PUBLIC CHAPTER NO. 469

HOUSE BILL NO. 975

By Representatives Hawk, Farmer, Keisling

Substituted for: Senate Bill No. 1390

By Senators Hensley, Bowling, Bailey, Massey, Yager

AN ACT to amend Tennessee Code Annotated, Title 4; Title 8; Title 9, Chapter 4, Part 53; Title 10; Title 11; Title 12; Title 41; Title 50 and Title 54, relative to state government.

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

SECTION 1. Tennessee Code Annotated, Section 8-30-303(a), is amended by adding the following language as subdivision (4):

(4) An assessment may be used in lieu of an interview by the commissioner or an appointing authority to satisfy any requirements of this chapter. If an assessment is used in lieu of an interview, notice of such use may be included in the job announcement.

SECTION 2. Tennessee Code Annotated, Section 8-30-311, is amended by designating the existing language as subsection (a) and adding the following new subsection (b):

(b) The commissioner may provide input on all contracts with the private sector to perform the functions or jobs listed in subsection (a). The commissioner may be involved in the communications with any employee whose job may be terminated as the result of a contract with a private party.

SECTION 3. Tennessee Code Annotated, Section 8-30-314, is amended by adding the following new subsections:

(k) An appointing authority that terminates or furloughs an employee or reduces an employee's hours of employment for any reason shall provide written notice to the commissioner. Upon receiving notice, the commissioner shall provide input throughout the reduction-in-force process.

(l) If a reduction-in-force authorized under this section occurs, the commissioner shall notify, at the same time the preferred service employee whose position is abolished because of a reduction-in-force is notified, but not less than thirty (30) days after the reduction, the chair of the state and local government committee in the senate and the chair of the state government committee in the house of representatives of the reason for the reduction-in-force and the number of positions affected by the reduction-in-force.

SECTION 4. Tennessee Code Annotated, Section 8-30-316, is amended by adding the following language as a new subsection (g):

(g) A notice of termination shall include the reason for the termination in clear and concise language and shall state the facts that led to the termination.

SECTION 5. Tennessee Code Annotated, Section 8-30-319, is amended by adding the following language as a new subsection (c):

(c) Any written warning or written follow-up to an oral warning that has been issued to an employee is void and of no effect after a period of two (2) years if the employee has not been the subject of further disciplinary action with respect to the same area of performance, conduct, or discipline within the two-year period.

SECTION 6. Tennessee Code Annotated, Title 4, Chapter 3, Part 1, is amended by adding the following new section:

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(a) Not less than thirty (30) days before a department or agency of state government executes a state professional facilities management contract for services within a state legislative district that would result in the outsourcing of facilities management services to private, non-state government entities, the respective department or agency shall notify each member of the general assembly representing such district of the contract.

(b) In addition, on an annual basis, the department of general services shall provide a facilities management status report to the governor, speaker of the senate, and speaker of the house of representatives. The report shall include, but not be limited to, the following information:

(1) The departments or agencies executing a state contract for professional facilities management;

(2) The number of state employees impacted by such contract;

(3) The estimated cost savings of such contract; and

(4) The cost savings realized by any such contract in place for one (1) year or greater.

SECTION 7. This act shall take effect July 1, 2017, the public welfare requiring it.


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PASSED: May 9, 2017


BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES


RANDY MCNALLY
SPEAKER OF THE SENATE

APPROVED this 26th day of May 2017


BILL HASLAM, GOVERNOR