



# State of Tennessee

## PUBLIC CHAPTER NO. 784

### SENATE BILL NO. 1752

By Lundberg, Stevens, White

Substituted for: House Bill No. 1801

By Hulsey, Griffey, Russell, Moody, Eldridge, Carr, Sherrell, Byrd

AN ACT to amend Tennessee Code Annotated, Title 8, Chapter 34; Title 8, Chapter 35; Title 8, Chapter 36 and Title 8, Chapter 37, relative to retirement.

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

SECTION 1. Tennessee Code Annotated, Title 8, Chapter 36, Part 3, is amended by adding the following as a new section:

(a) A correctional officer who is a member of the retirement system, regardless of the correctional officer's participation in the legacy pension plan, the hybrid plan, or any other alternative plan, is eligible for early service retirement after attaining twenty-five (25) years of creditable service. The retirement allowance must be computed as the actuarial equivalent of the benefit that would have been payable under a service retirement allowance.

(b) Subsection (a) does not require a correctional officer to retire. Subsection (a) applies only to a correctional officer who retires on or after the effective date of this act, and does not constitute a change in formula under § 8-36-702.

(c) A correctional officer who chooses to retire pursuant to subsection (a) is entitled to any insurance coverage otherwise provided to a member who is one hundred percent (100%) vested in the member's service retirement benefit pursuant to § 8-36-201 on the date that the correctional officer would have become one hundred percent (100%) vested in the service retirement benefit pursuant to § 8-36-201.

(d) As used in this section, "correctional officer" means a person who:

- (1) Is employed by the department of correction; and
- (2) Satisfies the requirements of § 41-1-116.

SECTION 2. Tennessee Code Annotated, Section 8-36-308(a), is amended by inserting the language "person in a position covered by the definition of emergency medical services personnel in § 68-140-302," immediately before the language "police officer".

SECTION 3. Tennessee Code Annotated, Section 8-36-308(a), is amended by inserting the language "person's," immediately before the language "police officer's".

SECTION 4. Tennessee Code Annotated, Section 8-36-308(b), is amended by inserting the language "person in a position covered by the definition of emergency medical services personnel in § 68-140-302," immediately before the language "police officer".

SECTION 5. Tennessee Code Annotated, Section 8-36-308(b), is amended by inserting the language "emergency medical services personnel as defined in § 68-140-302," immediately before the language "police officers".


SECTION 6. Tennessee Code Annotated, Section 8-36-308(c), is amended by inserting the language "person in a position covered by the definition of emergency medical services personnel in § 68-140-302," immediately before the language "police officer" wherever it appears in the subsection.

SECTION 7. This act shall take effect January 1, 2021, the public welfare requiring it.

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PASSED: June 17, 2020

  
RANDY McNALLY  
SPEAKER OF THE SENATE

  
CAMERON SEXTON, SPEAKER  
HOUSE OF REPRESENTATIVES

APPROVED this 15<sup>th</sup> day of July 2020

  
BILL LEE, GOVERNOR