

PUBLIC CHAPTER NO. 971

HOUSE BILL NO. 3605

By Representative Fitzhugh

Substituted for: Senate Bill No. 3688

By Senator McNally

AN ACT to amend Tennessee Code Annotated, Title 8, Chapter 4, relative to authorizing the comptroller of the treasury to obtain certain information for applicants applying for employment.

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

SECTION 1. Tennessee Code Annotated, Title 8, Chapter 4, Part 1, is amended by adding the following new section:

8-4-118

(a) The comptroller may require all persons prior to employment with such office to:

(1) Agree to the release of all investigative records to the comptroller for the purpose of verifying the accuracy of criminal violation information contained on an employment application; and

(2) Supply a fingerprint sample and submit to a criminal history records check to be conducted by the Tennessee bureau of investigation. In addition, to the extent permitted by federal law, and at the discretion of the comptroller, a check of such prints may be made against records maintained by the federal bureau of investigation.

(b) Any costs incurred by the Tennessee bureau of investigation or the federal bureau of investigation, as appropriate, in conducting such investigations of applicants shall be paid by the comptroller.

(c) The comptroller may establish the job titles or classifications to which the requirements of this section apply. Such classifications shall not supersede any mandatory fingerprint-based criminal history background requirements that may be applicable for any person who is seeking employment in a position in any program subject to licensure, approval or certification by any state agency.

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

PASSED: May 6, 2010



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 26th day of May 2010



PHIL BREDESEN, GOVERNOR