



State of Tennessee

PUBLIC CHAPTER NO. 425

HOUSE BILL NO. 1376

By Representatives Sargent, McCormick

Substituted for: Senate Bill No. 1401

By Senators Norris, McNally

AN ACT to amend Tennessee Code Annotated, Title 4; Title 5; Title 6; Title 8; Title 9; Title 10; Title 11; Title 12; Title 13; Title 16; Title 17; Title 18; Title 29; Title 33; Title 36; Title 37; Title 38; Title 39; Title 40; Title 41; Title 43; Title 45; Title 47; Title 48; Title 49; Title 50; Title 53; Title 54; Title 55; Title 56; Title 57; Title 58; Title 59; Title 60; Title 62; Title 63; Title 64; Title 65; Title 66; Title 67; Title 68; Title 69; Title 70 and Title 71, relative to statutory revisions required for implementation of the annual appropriations act.

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

SECTION 1. Tennessee Code Annotated, Section 50-6-208(e), is amended by adding the language "and for costs associated with legal counsel to defend the administrator in actions claiming compensation from the second injury fund pursuant to this section" in the first sentence between the words "section" and "and".

SECTION 2. Tennessee Code Annotated, Section 57-3-709, is amended by deleting the language "covering the costs of implementing this part" and substituting instead the language "covering the costs of implementing this part and for the implementation and updating of commission information technology and software."

SECTION 3. Tennessee Code Annotated, Section 67-4-409(j)(2)(A), is amended by inserting the following language at the end of the subdivision:

Such funds may also be used for capital projects, including improvements and maintenance, at state parks.

SECTION 4. Tennessee Code Annotated, Title 9, Chapter 4, Part 51, is amended by adding the following new section:

9-4-5115.

No state funds received by a local government unit shall be expended to pay attorney's fees, court costs, or other expenses attributable to a lawsuit filed against the state, a state agency, or a state official in which the local government unit is named as a plaintiff. If the state, agency, or official prevails in the lawsuit, then the department of finance and administration shall deduct from the local government unit's allocation of state-shared taxes, in the case of a city or county, or allocation of funds based on the Basic Education Program (BEP) formula, in the case of an LEA, such sum or part of such sum to recover attorney's fees, court costs, and other expenses attributable to defending the state in the lawsuit. As used in this section, "local government unit" means a county, municipality, or local education agency (LEA) as defined in § 49-1-103.

SECTION 5. Tennessee Code Annotated, Section 67-4-409(j)(3), is amended by adding the following language to the end of the subdivision:

The next two hundred fifty thousand dollars (\$250,000) deposited in the state lands acquisition fund in each fiscal year shall be transferred and credited to the Tennessee Civil War or War Between the States site preservation fund created under § 4-11-112. Funds allocated to the preservation fund shall be used exclusively as provided in § 4-11-112.

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SECTION 6. If any provisions of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 7. This act shall take effect upon becoming a law, the public welfare requiring it.

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PASSED: April 16, 2015



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 15th day of MAY 2015



BILL HASLAM, GOVERNOR