

Personnel Policy 1.300

The Background:

In 2020, the Board revised its Personnel Policy 1.300 to formalize a delegation of authority to settle both administrative legal matters filed under the Uniform Administrative Procedures Act and legal matters filed in state and federal courts. These revisions further clarify the process for final approval of any settlement by clarifying that settlement of matters filed in state or federal court is subject to final approval of the Attorney General and others in alignment with law and that settlement of administrative legal matters is subject to final approval by the Board on consent.

Edits were also made to clarify the authority of the Board's staff to administer policies, rules, or laws of the state in alignment with law.

Policy Justification:

T.C.A. § 4-5-230 requires that justification for adopting an item as a policy instead of a rule be submitted to the chair of the Government Operations Committee. This item is proposed to be adopted as a policy because it defines or explains the meaning of a statute or rule and/or concerns only the internal management of state government that does not affect private rights or privileges.

The Recommendation:

The SBE staff recommends approval of this item on first reading.