

CHAPTER NO. 1002

HOUSE BILL NO. 3791

By Representative Winningham

Substituted for: Senate Bill No. 3788

By Senator Woodson

AN ACT to amend Tennessee Code Annotated, Title 8, Chapters 34 through 36, relative to retirement.

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

SECTION 1. Tennessee Code Annotated, Section 8-36-805(5), is amended by deleting the subdivision in its entirety and substituting instead the following:

(5) The commissioner of personnel, the speaker of the senate or house of representatives, the chief justice of the supreme court, the president of the University of Tennessee, the chancellor of the state board of regents, the executive officer or head of any department or agency of the political subdivision, the director of schools, or the executive officer or head of any association whose administrative employees participate in the Tennessee consolidated retirement system under §8-35-118, whichever is applicable:

(A) Shall file a form with the board of trustees setting out the member's name, period to be employed, number of days to be worked, compensation to be paid, and anticipated termination date; such form to be filed annually, if applicable, and signed by the member acknowledging the conditions of such return to service;

(B) Shall submit a statement showing working hours and compensation for the retiree when requested;

(C) Shall be subject to audit to verify working hours and the compensation being paid; and

SECTION 2. Tennessee Code Annotated, Title 8, Chapter 36, Part 8, is amended by adding the following language as a new, appropriately designated section:

§8-36-8\_\_\_. An association whose administrative employees participate in the Tennessee consolidated retirement system under §8-35-118 shall submit annually to the board of trustees a list of retired members of the Tennessee consolidated retirement system who are assigned to perform any functions or duties for the association as an employee of a subsidiary of the association or an independent contractor.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 23, 2006

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

APPROVED this 27<sup>th</sup> day of June 2006

  
PHIL BREDESEN, GOVERNOR