



State of Tennessee

PUBLIC CHAPTER NO. 758

HOUSE BILL NO. 654

By Representative Mark White

Substituted for: Senate Bill No. 767

By Senators Yager, Kelsey

AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 56; Title 12, Chapter 4; Title 12, Chapter 3 and Title 41, Chapter 22, relative to procurement.

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

SECTION 1. Tennessee Code Annotated, Title 12, Chapter 4, Part 1, is amended by adding the following as a new section 12-4-115:

12-4-115.

(a) As used in this section, "organizational conflicts of interest" may include any relationship or action between any party, including contractors and consultants, and the state or its agents making decisions to procure or contract that may:

(1) Conflict with the state's best interest; or

(2) Taint the procurement process or reputation of the state.

(b) The central procurement office, state building commission and department of transportation shall establish policies and procedures to define and identify organizational conflicts of interest. The policies and procedures shall set forth methods, which may include avoidance, mitigation, or waiver, to deal with organizational conflicts of interest.

(c) The policies and procedures shall provide that all determinations relating to specific organizational conflicts of interest be in writing. Such determinations shall periodically be reported to the speaker of the house of representatives, the speaker of the senate and to the comptroller of the treasury.

SECTION 2. This act shall take effect July 1, 2014, the public welfare requiring it.

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PASSED: April 7, 2014



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this ^{24th} ~~20th~~ day of April 2014



BILL HASLAM, GOVERNOR