



State of Tennessee

PUBLIC CHAPTER NO. 508

HOUSE BILL NO. 505

By Representatives Matlock, Hardaway

Substituted for: Senate Bill No. 464

By Senator Bell

AN ACT to amend Tennessee Code Annotated, Title 2, Chapter 5 and Title 8, Chapter 8, Part 1, relative to elections for sheriff.

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

SECTION 1. Tennessee Code Annotated, Section 8-8-102, is amended by adding the following new subsections:

(d) A person may challenge whether a candidate has the required qualifications for sheriff, as identified in subsection (a); provided, that the challenge is filed in writing with the POST commission no later than twelve o'clock (12:00) noon prevailing time on the third day after the qualifying deadline, as determined under § 2-5-101(a).

(e) If a candidate's qualifications are challenged pursuant to subsection (d), the POST commission shall:

(1) Notify the candidate of the challenge;

(2) Review and verify the candidate's required qualifications, identified in subsection (a);

(3) Review and verify the candidate's affidavit and psychological evaluation form, in accordance with subsection (b); and

(4) If the POST commission determines the candidate does not possess the required qualifications for sheriff:

(A) Disqualify the candidate;

(B) Notify the candidate and county election commission of its determination no later than twelve o'clock (12:00) noon prevailing time on the seventh day after the qualifying deadline, as determined under § 2-5-101(a); and

(C) Request that the county election commission:

(i) Not print the candidate's name on any ballot; and

(ii) Remove the candidate's name from any printed ballot.

(f)

(1) It is an offense for a person to intentionally file a fraudulent challenge under subsection (d).

(2) A violation of subdivision (f)(1) is a Class A misdemeanor punishable by fine only.

SECTION 2. Tennessee Code Annotated, Section 2-5-101(g)(1), is amended by adding the following as a new, appropriately designated subdivision:

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Is declared disqualified by the peace officer standards and training (POST) commission pursuant to § 8-8-102(e);

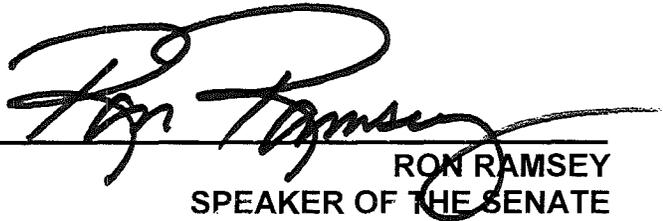
SECTION 3. This act shall take effect July 1, 2015, the public welfare requiring it.

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PASSED: April 21, 2015



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 20th day of May 2015



BILL HASLAM, GOVERNOR