

HOUSE BILL 298

By Roach

AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 7, Part 2 and Title 8, Chapter 36, Part 2, relative to certain state employees.

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

SECTION 1. Tennessee Code Annotated, Section 4-7-203, is amended by adding the following language as a new subsection (c) and redesignating the current subsection (c) as subsection (d):

(c) This part applies to commissioned members who were transferred from the department of safety to the department of revenue pursuant to Executive Order No. 36, which took effect July 1, 2006.

SECTION 2. Tennessee Code Annotated, Section 8-36-205(a), is amended by adding the following language as a new, appropriately designated subdivision:

(4) Members who were employed by the department of safety as commissioned officers and who were transferred to the department of revenue pursuant to Executive Order No. 36, which took effect July 1, 2006; provided, that the mandatory retirement of those members does not violate the Age Discrimination in Employment Act, compiled in 29 U.S.C. § 621 et seq.

SECTION 3. All applicable employee benefits that were reduced to any commissioned officer transferred from the department of safety to the department of revenue pursuant to Executive Order No. 36, which took effect July 1, 2006, shall be reinstated to the date of the transfer and shall continue in force without interruption and shall remain applicable to any such commissioned officer. The service of any commissioned officer so transferred shall be considered to be continuous employment.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.