

HOUSE BILL 2736

By Hemmer

AN ACT to amend Tennessee Code Annotated, Title 3 and Title 4, relative to state government.

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

SECTION 1. Tennessee Code Annotated, Section 4-3-112(b), is amended by deleting the subsection and substituting:

(b)

(1) Prior to being eligible for appointment as a chief executive officer of an administrative department of state government, a person must:

(A) Have resided in this state for a minimum of thirty (30) days prior to the person's selection for the position; and

(B) Satisfy all statutory requirements for the position.

(2)

(A) A person selected for appointment as a chief executive officer of an administrative department of state government may be removed from the position for cause upon passage of a joint resolution of the general assembly. Removal for cause may include, but is not limited to, the following while in office:

(i) The commission of a crime or misdemeanor;

(ii) Knowing or willful misconduct;

(iii) Knowing or willful neglect of duties required by law;

and

(iv) Failure to meet any qualification for the office, as prescribed by state law.

(B) Removal by joint resolution under subdivision (b)(2)(A)
requires a two-thirds (2/3) majority vote.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.