

SENATE BILL 2686

By Pody

AN ACT to amend Tennessee Code Annotated, Title 3;
Title 4; Title 8; Title 29 and Title 58, relative to
nullification.

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

SECTION 1. Tennessee Code Annotated, Title 8, Chapter 1, Part 1, is amended by adding the following as a new section:

(a) Upon passage of a joint resolution by the general assembly finding that a federal law, rule, or executive order is unconstitutional under the Constitution of the United States, the general assembly shall transmit the resolution to the governor.

(b) Upon receipt of a joint resolution transmitted under subsection (a), the governor shall consult with the attorney general and reporter as to the constitutionality of the federal law, rule, or executive order and, if the attorney general and reporter believes that the federal law, rule, or executive order is likely unconstitutional, the governor may nullify the law, rule, or executive order for purposes of rendering it unenforceable within this state.

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