

STATE OF TENNESSEE

PUBLIC CHAPTER NO. 2

SENATE BILL NO. 306

By Norris, Kyle

Substituted for: House Bill No. 1119

By Coleman

AN ACT to revise and codify the general and public statutes of the State of Tennessee, to the extent incorporated herein, as a part of Tennessee Code Annotated; to provide in case of any conflict between Acts of the 2009 Session of the General Assembly and this Act, the former shall be controlling, regardless of the respective dates of passage or approval; and to repeal all acts or parts of acts codified in this Act.

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

SECTION 1. The General and Public Laws of the State of Tennessee, to the extent incorporated herein, on revisal be a part of Tennessee Code Annotated as follows, to wit:

(Contents of bill attached)

SECTION 2. This act shall take effect on becoming a law, the public welfare requiring it.

PASSED: March 2, 2009



RON RAMSEY
SPEAKER OF THE SENATE



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 10th day of March 2009



PHIL BREDESEN, GOVERNOR

STATE OF TENNESSEE

PUBLIC CHAPTER NO. 5

SENATE BILL NO. 317

By Kyle, Watson, Barnes, Berke, Ford

Substituted for: House Bill No. 420

By Fitzhugh, Mike Turner, Curtis Johnson, Pitts, Floyd, Favors, McCormick, Shaw, Eldridge, Litz, Naifeh

AN ACT to make appropriations for the purpose of defraying the expenses of the state government for the fiscal year beginning July 1, 2008, in the administration, operation and maintenance of the legislative, executive and judicial branches of the various departments, institutions, offices and agencies of the state; for certain state aid and obligations; for capital outlay, for the service of the public debt, for emergency and contingency; to repeal certain appropriations and any acts inconsistent herewith; to provide provisional continuing appropriations; and to establish certain provisions, limitations and restrictions under which appropriations may be obligated and expended. This act makes appropriations for the purposes described above for the fiscal year beginning July 1, 2008.

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

SECTION 1. In addition to any funds heretofore appropriated, there is hereby appropriated the amount of six million one hundred thousand dollars (\$6,100,000) to the Department of Economic and Community Development to be allocated in the following amounts:

1. Volkswagen Project-Marketing and Development	\$1,000,000
2. General Motors Project	5,100,000
Total Section 1	\$6,100,000

SECTION 2. Capital Outlay

There is hereby appropriated to the Department of Economic and Community Development funds for the purpose of making grants for industrial development purposes. The Commissioner of Finance and Administration is hereby authorized to transfer the amounts herein appropriated to the capital projects fund for the use of the Department of Economic and Community Development.

1. Volkswagen Project	\$10,000,000
2. Hemlock Project	8,300,000
Total Section 2	\$18,300,000

Said funds herein appropriated shall be expended for the purpose of making grants to The Industrial Development Board of the City of Chattanooga and The Health, Educational and Housing Facility Board of the City of Chattanooga, Tennessee, for the Volkswagen Group of America, Inc. Project and expended for the purpose of acquisition of equipment and acquisition, site preparation, erection, construction and equipment of sites and buildings, and infrastructure improvements and development including, but not limited to, sewer, water, utility infrastructure, and rail infrastructure, whether or not such infrastructure is owned by The Industrial Development Board of the City of Chattanooga or The Health, Educational and Housing Facility Board of the City of Chattanooga, Tennessee; and to The Industrial Development Board of the County of Montgomery and the Tennessee board of regents for the Hemlock Semiconductor, L.L.C. Project and expended for the purpose of acquisition of equipment and acquisition, site preparation, erection, construction and equipment of sites and buildings, and infrastructure improvements and development including, but not limited to, sewer, water, utility infrastructure, and rail infrastructure, whether or not such infrastructure is owned by The Industrial Development Board of the County of Montgomery or the Tennessee board of regents.

Such grants shall be made by the Department of Finance and Administration only if such project grant is approved by the State Building Commission. Such grants so identified and approved are determined to be for a public purpose for the reasons and findings previously set forth.

SECTION 3. State Funding Board

There is hereby appropriated to the state funding board for interest and reduction of the state debt, for debt service expense and interest on proposed bond authorization:

1. Interest on State Debt	\$15,700,000
2. Retirement of Bonds	13,100,000
Total Section 3	\$28,800,000

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

PASSED: March 2, 2009



RON RAMSEY
SPEAKER OF THE SENATE



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 10th day of March 2009



PHIL BREDESEN, GOVERNOR

STATE OF TENNESSEE
PUBLIC CHAPTER NO. 45
SENATE BILL NO. 378

By Johnson

Substituted for: House Bill No. 1084

By Lynn, Kernell, Jim Cobb, Rich, Eldridge, Maggart, Hardaway

AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 29 and Title 4, Chapter 3, relative to the department of safety.

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

SECTION 1. Tennessee Code Annotated, Section 4-29-229(a), is amended by deleting item (33) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 4-29-232(a), is amended by adding a new item thereto, as follows:

() Department of safety, created by Section 4-3-2001;

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: March 26, 2009



RON RAMSEY
SPEAKER OF THE SENATE



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 9th day of April 2009



PHIL BREDESEN, GOVERNOR

STATE OF TENNESSEE
PUBLIC CHAPTER NO. 67
SENATE BILL NO. 408

By Henry, Marrero, Jackson, Burks, Stewart, Tate, Haynes

Substituted for: House Bill No. 462

By Odom, Favors, Hardaway

AN ACT to amend Tennessee Code Annotated, Title 53, Chapter 11, relative to controlled substances.

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

SECTION 1. Tennessee Code Annotated, Title 53, Chapter 11, Part 3, is amended by adding the following as a new section in that part:

53-11-309.

(a) Any physician, dentist, optometrist, podiatrist, veterinarian, nurse authorized pursuant to § 63-6-204 or § 63-9-113, or physician assistant who has good reason to believe a person has obtained or attempts to obtain controlled substances prohibited under § 53-11-402(a)(6) shall report such activity within three (3) business days to the local law enforcement agency for investigation.

(b) A health care provider is immune from civil liability if the health care provider, operating in good faith, makes a complaint or furnishes a report, information or records to law enforcement agencies pursuant to this section.

SECTION 2. Tennessee Code Annotated, Section 53-11-402(a), is amended by adding the following as a new subdivision (6):

(6) Notwithstanding § 71-5-2601, deceive or fail to disclose to a physician, nurse practitioner, ancillary staff, or other health care provider from whom the person obtains a controlled substance, or a prescription for a controlled substance, that the person has received either the same controlled substance or a prescription for the same controlled substance, or a controlled substance of similar therapeutic use or a prescription for a controlled substance of similar therapeutic use, from another practitioner within the previous thirty (30) days.

SECTION 3. Tennessee Code Annotated, Section 53-11-402(b)(1), is amended by deleting the language in its entirety and substituting instead the following:

(b)(1) A violation of this section is a Class D felony, except that a violation of subdivision (a)(6) shall be a Class A misdemeanor.

SECTION 4. This act shall take effect on July 1, 2009, the public welfare requiring it.

PASSED: April 2, 2009



RON RAMSEY
SPEAKER OF THE SENATE



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 15th day of April 2009



PHIL BREDESEN, GOVERNOR

STATE OF TENNESSEE
PUBLIC CHAPTER NO. 76
SENATE BILL NO. 110
By Black, Burks, Ford

Substituted for: House Bill No. 483

By Harwell, Weaver, Favors, Brown, Moore

AN ACT to amend Tennessee Code Annotated, Title 37, Chapter 10, Part 2, relative to missing child reports.

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

SECTION 1. Tennessee Code Annotated, Section 37-10-203, is amended by deleting the language:

A law enforcement agency reporting a missing child is further authorized to report the missing child to any other law enforcement agency.

and substituting instead the language:

A law enforcement agency reporting a missing child is further required to enter, or cause to be entered, the report of the missing child into the National Crime Information Center (NCIC) within two (2) hours of the receipt of the initial missing child report.

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

PASSED: April 9, 2009



RON RAMSEY
SPEAKER OF THE SENATE



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 27th day of April 2009



PHIL BREDESEN, GOVERNOR

STATE OF TENNESSEE
PUBLIC CHAPTER NO. 91
SENATE BILL NO. 1039

By Johnson

Substituted for: House Bill No. 1099

By Lynn, Kernell, Jim Cobb, Hardaway

AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 29 and Title 38, Chapter 8, relative to the Tennessee peace officers standards and training commission.

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

SECTION 1. Tennessee Code Annotated, Section 4-29-229(a), is amended by deleting item (85) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 4-29-236(a), is amended by adding a new item thereto, as follows:

() Tennessee peace officers standards and training commission, created by Section 38-8-102;

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: April 13, 2009



RON RAMSEY
SPEAKER OF THE SENATE



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 27th day of April 2009



PHIL BREDESEN, GOVERNOR

STATE OF TENNESSEE
PUBLIC CHAPTER NO. 98
SENATE BILL NO. 2221

By Johnson

Substituted for: House Bill No. 2365

By Casada, Sargent

AN ACT to amend Tennessee Code Annotated, Title 57, Chapter 4, Part 1, to provide for the issuance of a license to sell alcoholic beverages for consumption on the premises of a premier type tourist resort.

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

SECTION 1. Tennessee Code Annotated, Section 57-4-102(24), is amended by adding the following language as a new subdivision thereto:

(SS)

(i) A commercially operated recreational facility, whether open to the public or limited to members and guests of a corporation, limited liability company, association, or of the development in which it is located, owned and operated by a corporation, limited liability company, or association, having all of the following characteristics:

(a) The facility must be located in or adjacent to a residential real estate development containing no less than one thousand (1,000) acres and no more than two thousand (2,000) acres, inclusive of the facility;

(b) The facility must have at least three (3) permanent structures, open to the public or to members and their guests, with the largest structure having at least thirty thousand square feet (30,000 sq. ft.) of enclosed space;

(c) The closest boundary of the real estate development in which the facility is located must be located no more than two thousand feet (2,000 ft.) from the right-of-way of Interstate 840 and must be directly adjacent to Arno Road;

(d) The facility must maintain the following types of recreational amenities:

(1) Golf course having at least eighteen (18) holes;

(2) At least one (1) swimming pool;

(3) At least one (1) tennis court; and

(4) A fitness facility;

(e) The facility must have at least one (1) room or rooms that are regularly kept, used and maintained as a place where meals are regularly served, with adequate and sanitary kitchen facilities and seating at tables for at least seventy-five (75) persons;

(f) The facility must be located in a county having a population of not less than one hundred twenty-six thousand six hundred (126,600) and not more than one hundred twenty-six thousand seven hundred (126,700), according to the 2000 federal census or any subsequent federal census; and

(g) The facility must not discriminate against any patron on the basis of age, gender, race, religion or national origin.

(ii) The premises of any facility licensed under this subdivision (24)(SS) shall mean any or all of the property that constitutes the facility, including swimming pools, tennis courts, golf courses, paths and road crossings. A licensee shall designate the premises to be licensed by the commission by filing a drawing of the premises, which may be amended by the licensee filing a new drawing.

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

PASSED: April 9, 2009



RON RAMSEY
SPEAKER OF THE SENATE



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 27th day of April 2009



PHIL BREDESEN, GOVERNOR