

CHAPTER NO. 713

HOUSE BILL NO. 2957

By Representatives Lynn, Gresham

Substituted for: Senate Bill No. 3026

By Senator Bryson

AN ACT to amend Tennessee Code Annotated, Title 71, Chapter 3, Part 5, relative to drug testing of drivers for child care centers.

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

SECTION 1. Tennessee Code Annotated, Section 71-3-502(d)(7)(C), is amended by adding the following as a new item (iii):

(iii) Such rules shall provide that a newly hired employee or an existing employee may not serve as a driver for a child care center until the employee has undergone a drug test and the results of the test are negative for illegal drug use.

SECTION 2. This act shall take effect July 1, 2004, the public welfare requiring it.

PASSED: May 6, 2004


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 18th day of May 2004


PHIL BREDEESEN, GOVERNOR



JIMMY NAIFEH
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

House of Representatives
State of Tennessee

BURNEY T. DURHAM
CHIEF CLERK
OF THE HOUSE

OFFICE OF THE CHIEF CLERK

2nd FLOOR, STATE CAPITOL
TENNESSEE GENERAL ASSEMBLY
NASHVILLE, TENNESSEE 37243-0081

(615) 741-2901
September 21, 2004

The Honorable Riley Darnell
Secretary of State
State of Tennessee
1st Floor State Capitol
Nashville, Tennessee 37243

Re: House Bill 2957-Public Chapter 713

Dear Secretary of State Darnell:

This letter is to advise you as to questions which have arisen concerning House Bill 2957. This Bill has been assigned Public Chapter No. 713 of the Public Acts of 2004.

We have carefully and thoroughly reviewed the rough journal of the House, the draft version of the typed journal of the House and the related Senate Messages and have concluded that the records do not reflect that House Bill 2957 was passed in the same form by both the House and Senate.

On April 29, 2004 the House passed House Bill 2957. On May 6, 2004 the Senate substituted Senate Bill 3026 for House Bill 2957, adopted Senate amendment number 1, and passed House Bill 2957 as amended. The Bill was returned to the House with a message from the Senate indicating that it had not been amended. The Bill was sent directly on to the House Engrossing Office for enrolling. On May 7, 2004 House Bill 2957 was enrolled with Senate amendment 1 incorporated into the bill. House Bill 2957 was signed by Speaker Naifeh on May 10, 2004 and by Governor Wilder on May 12, 2004. House Bill 2957 was transmitted to the Governor on May 12, 2004 and Governor Bredesen signed House Bill 2957 on May 18, 2004. House Bill 2957 was assigned Public Chapter number 713 by the Secretary of State's office.

While House Bill 2957 was enrolled and signed by both Speakers and the Governor, we find no record to reflect that the House acted on Senate amendment number 1 which had been adopted by the Senate. Accordingly, the records do not reflect that it passed the House and the Senate in the same form.

Thank you for your time and attention.

Sincerely,

Burney T. Durham
Chief Clerk
Tennessee House of Representatives

Cc The Honorable Jimmy Naifeh, Speaker of the House
The Honorable John S. Wilder, Speaker of the Senate
The Honorable Susan Lynn, State Representative
The Honorable Jim Bryson, State Senator
Mr. Russell Humphrey, Chief Clerk of the Senate