

West's Tennessee Code Annotated

Title 4. State Government

Chapter 3. Creation, Organization and Powers of Administrative Departments and Divisions

Part 1. General Provisions

T. C. A. § 4-3-105

§ 4-3-105. Employees and contractors; background checks and investigations

Effective: May 9, 2017

[Currentness](#)

(a) The administrative departments of state government are authorized, as necessary to comply with internal revenue service Publication 1075, including amendments thereto and publications replacing Publication 1075, to obtain state and national criminal history background checks and investigations performed by the Tennessee bureau of investigation and the federal bureau of investigation on all employees and contractors with access to federal tax information.

(b) An employee or contractor of any administrative department of state government with access to or that uses federal tax information must:

(1) Agree to a local background check and the release of all investigative records to the state government for the purpose of verifying criminal history information; and

(2) Supply a fingerprint sample and submit to a state criminal history background check and investigation to be conducted by the Tennessee bureau of investigation, and then submit to a national criminal history background check to be conducted by the federal bureau of investigation.

(c) Except as otherwise provided in this subsection (c), a state administrative department shall pay any costs incurred to conduct background checks and investigations requested by the department. The state administrative department may require a person or entity contracting with the department to pay the costs associated with the background investigations for all employees of the contractor. The requirement may be a condition of the contract with the department. Payment must be made in accordance with [§ 38-6-103](#).

(d) Each state administrative department required to conduct background checks and investigations pursuant to this section shall establish written policies concerning the implementation and use of the background checks and investigations conducted pursuant to this section.

Credits

2017 Pub.Acts, c. 343, § 1, eff. May 9, 2017.

T. C. A. § 4-3-105, TN ST § 4-3-105

Current with laws from the 2018 Second Reg. Sess. of the 110th Tennessee General Assembly, eff. through April 2, 2018.

Pursuant to §§ 1-1-110, 1-1-111, and 1-2-114, the Tennessee Code Commission certifies the final, official version of the

Tennessee Code and, until then, may make editorial changes to the statutes. References to the updates made by the most recent legislative session should be to the Public Chapter and not to the T.C.A. until final revisions have been made to the text, numbering, and hierarchical headings on Westlaw to conform to the official text.

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