



# State of Tennessee

## PRIVATE CHAPTER NO. 47

HOUSE BILL NO. 2967

By Representatives Terry, Stevens, Sparks, Baum, Rudd

Substituted for: Senate Bill No. 2943

By Senator Reeves

AN ACT to amend Chapter 421 of the Private Acts of 1943; as amended and rewritten by Chapter 17 of the Private Acts of 2017; and any other acts amendatory thereto, relative to Rutherford County purchasing authority.

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

SECTION 1. Chapter 17 of the Private Acts of 2017, and any other acts amendatory thereto, is amended by deleting the following language from the third paragraph of Section 2:

Nonemergency, nonproprietary purchases for the use of any official, employee, department, or agency of the county government, the estimated value of which exceeds Twenty-Five Thousand Dollars (\$25,000.00) shall be executed by the County Mayor as Purchasing Agent only after such agent has advertised for sealed bids in one or more newspapers published in Rutherford County and such other newspaper or newspapers as the agent may deem proper.

and substituting instead:

Pursuant to Tennessee Code Annotated, Section 5-14-202(8), nonemergency, nonproprietary purchases for the use of any official, employee, department, or agency of the county government, the estimated value of which exceeds Fifty Thousand Dollars (\$50,000.00) shall be executed by the County Mayor as Purchasing Agent only after such agent has advertised for sealed bids in one (1) or more newspapers published in Rutherford County and such other newspaper or newspapers as the agent may deem proper.

SECTION 2. Chapter 17 of the Private Acts of 2017, and any other acts amendatory thereto, is amended by deleting the following language from the fourth paragraph of Section 2:

Where the estimated fair market value of any nonemergency, nonproprietary purchase does not exceed the sum of Twenty-Five Thousand Dollars (\$25,000.00), the County Mayor in his capacity as Purchasing Agent is hereby granted the authority to make such purchases and execute contracts for said nonemergency, nonproprietary purchases, without the necessity of newspaper advertisement or taking bids for such purchases; provided, however, at least three (3) written quotations shall be required whenever possible for purchases costing less than the Twenty-Five Thousand Dollar (\$25,000.00) bid threshold established for public advertisement and sealed competitive bids or proposals but more than Ten Thousand Dollars (\$10,000) (i.e. forty percent (40%) of the Twenty-Five Thousand Dollar (\$25,000.00) bid threshold).

and substituting instead:

Pursuant to Tennessee Code Annotated, Section 5-14-202(8), where the estimated fair market value of any nonemergency, nonproprietary purchase does not exceed the sum of Fifty Thousand Dollars (\$50,000.00), the County Mayor in his capacity as Purchasing Agent is hereby granted the authority to make such purchases and execute contracts for said nonemergency, nonproprietary purchases, without the necessity of newspaper advertisement or taking bids for such purchases; provided, however, at least three (3) written quotations shall be required whenever possible for purchases costing less than the Fifty Thousand

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Dollar (\$50,000.00) bid threshold established for public advertisement and sealed competitive bids or proposals but more than Twenty Thousand Dollars (\$20,000) (i.e., forty percent (40%) of the Fifty Thousand Dollar (\$50,000.00) bid threshold).

SECTION 3. Any provision of Chapter 17 of the Private Acts of 2017, and any other acts amendatory thereto, relative to the Rutherford County Purchasing Act not amended herein shall remain in full force and effect.

SECTION 4. If a provision of this act or the application thereof to a person or circumstance is held invalid, such invalidity does not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end, the provisions of this act are declared to be severable.

SECTION 5. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of Rutherford County. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body and certified to the secretary of state.

SECTION 6. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 5.

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PASSED: March 21, 2024



CAMERON SEXTON, SPEAKER  
HOUSE OF REPRESENTATIVES



RANDY MCNALLY  
SPEAKER OF THE SENATE

APPROVED this 9th day of April 2024



BILL LEE, GOVERNOR