

Amendment No. 1 to SB2424

Watson  
Signature of Sponsor

**AMEND Senate Bill No. 2424**

**House Bill No. 2460\***

by adding the following new sections immediately preceding the effect date section and by renumbering the subsequent section accordingly:

SECTION \_\_. Tennessee Code Annotated, Section 70-1-201, is amended by deleting subsection (a) in its entirety and by substituting instead the following:

(a) An independent and separate administrative board of conservation for game, fish and wildlife of the state is created, to be known and referred to as the wildlife resources commission and sometimes referred to as the commission in this part, to consist of the commissioner of environment and conservation, the commissioner of agriculture and eleven (11) citizens of the state, which citizens shall be well informed on the subject of the conservation of game animals, birds and fish within the state. Nine (9) of these citizens shall be appointed by the governor, one (1) shall be appointed by the speaker of the senate, and one (1) shall be appointed by the speaker of the house, each to be appointed within the period provided in this section. No citizen member of the commission shall be employed in or have any other direct or indirect affiliation with the wildlife profession or industry. In making appointments to the wildlife resources commission, the governor shall strive to ensure that at least one (1) person serving on the commission is sixty (60) years of age or older and that at least one (1) person serving on the commission is a member of a racial minority. At least two (2) people serving on the commission shall be female. For the purposes of this subsection, "wildlife" means wild vertebrates, mollusks, crustaceans and fish, as defined in § 70-1-101.

SECTION \_\_. Tennessee Code Annotated, Section 70-1-201, is further amended by inserting the following new subsection immediately preceding subsection (e) and by redesignating the subsequent subsection accordingly:

(e)

1) Notwithstanding the provisions of § 3-6-304 or any other law to the contrary, and in addition to all other requirements for membership on the commission:

(A) Any person registered as a lobbyist pursuant to the registration requirements of title 3, chapter 6 who is subsequently appointed or otherwise named as a member of the commission shall terminate all employment and association with any entity whose business endeavors or professional activities are regulated by the commission, prior to serving as a member of the commission. The provisions of this subdivision (1)(A) shall apply to all persons appointed or otherwise named to the commission after July 1, 2010;

(B) No person who is a member of the commission shall be permitted to register or otherwise serve as a lobbyist pursuant to title 3, chapter 6 for any entity whose business endeavors or professional activities are regulated by the commission during such person's period of service as a member of the commission. The provisions of this subdivision (1)(B) shall apply to all persons appointed or otherwise named to the commission after July 1, 2010, and to all persons serving on the commission on such date who are not registered as lobbyists; and

(C) No person who serves as a member of the commission shall be employed by or otherwise associated with any entity whose business endeavors or professional activities are regulated by the

commission for one (1) year following the date such person's service on the commission ends. The provisions of this subdivision (1)(C) shall apply to members serving on the commission as of July 1, 2010 and to all members appointed to the commission subsequent to such date.

(2) A person who violates the provisions of this subsection shall be subject to the penalties prescribed in title 3, chapter 6.

(3) The bureau of ethics and campaign finance is authorized to promulgate rules and regulations to effectuate the purposes of this subsection. All such rules and regulations shall be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, and in accordance with the procedure for initiating and proposing rules by the ethics commission to the bureau of ethics and campaign finance as prescribed in § 4-55-103.

SECTION \_\_. The provision in this act prohibiting a citizen member having a direct or indirect affiliation with the wildlife profession or industry from serving on the commission shall apply to all citizen member appointments made to the commission after July 1, 2010.