

Amendment No. 1 to HB2687

Keisling
Signature of Sponsor

AMEND Senate Bill No. 2541

House Bill No. 2687*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 12, Chapter 4, Part 1, is amended by adding the following as a new section:

(a) A state agency shall not enter into or renew a contract with a company for the acquisition or provision of supplies, equipment, or services, including construction services, unless the contract declares that the company is not boycotting any jurisdiction with whom this state can enjoy open trade, including Israel, and will not do so during the contract period.

(b) As used in this section:

(1) "Boycott":

(A) Means engaging in refusals to deal, terminating business activities, or other actions that are intended to limit commercial relations with persons or entities in a discriminatory manner; and

(B) Does not include:

(i) Boycotts to which 50 U.S.C. § 4607(c) applies;

(ii) A decision based on business or economic reasons, or the specific conduct of a targeted person or entity;

(iii) A boycott against a public entity of a foreign state when the boycott is applied in a nondiscriminatory manner; and

(iv) Conduct necessary to comply with applicable law in the business's home jurisdiction;

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(2) "Company" means a sole proprietorship, partnership, corporation, national association, societe anonyme, limited liability company, limited partnership, limited liability partnership, joint venture, or other business organization, including their subsidiaries and affiliates, that operates to earn a profit;

(3) "Israel" means Israel or Israeli-controlled territories;

(4) "Jurisdiction with whom this state can enjoy open trade" means any world trade organization member and any jurisdiction with which the United States has free trade or other agreements aimed at ensuring open and nondiscriminatory trade relations; and

(5) "State agency" means an organized body, office, agency, department, institution, or other entity established by the laws of the state for the exercise of a function of state government.

SECTION 2. This act shall take effect July 1, 2020, the public welfare requiring it.