

HOUSE BILL 2428

By Mitchell

AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 29; Title 8, Chapter 4 and Title 41, relative to correctional services.

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

SECTION 1. Tennessee Code Annotated, Section 41-24-109, is amended by designating the existing language as subsection (a) and adding the following as a new subsection (b):

(b)

(1) Notwithstanding the permissive authority of the comptroller of the treasury to conduct audits in accordance with § 8-4-116, or any other law or existing contract to the contrary, the comptroller of the treasury shall conduct a comprehensive audit of the records of any prison contractor contracting with the state or local government entities, including, but not limited to, the overall performance of the prison contractor.

(2) All books, records, documents, and other evidence pertaining to the receipt, accounting for, use, or expenditure of any public funds by any prison contractor must be available for examination by the comptroller of the treasury during normal business hours through on-site review. The audits may take place as often as necessary, and to the extent necessary, in the discretion of the comptroller of the treasury and in conformance with generally accepted auditing standards, to determine whether public funds received by the entity were properly accounted for and expended in accordance with the public purpose for which the entity was contracted.

(3) The department of audit in the office of the comptroller of the treasury shall:

(A) Publish the results of the audit within fifteen (15) days of its completion on the comptroller of the treasury website; and

(B) Submit a copy of the audit to the chair of the government operations committee of the house of representatives and the chair of the government operations committee of the senate in accordance with the time period prescribed in subdivision (b)(3)(A).

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.