

PUBLIC CHAPTER NO. 1095

HOUSE BILL NO. 3182

**By Representatives Mike Turner, Hardaway, Lollar, Coley, McCormick,
Haynes, Moore, Yokley, Coleman**

Substituted for: Senate Bill No. 3198

By Senator Finney

AN ACT to amend Tennessee Code Annotated, Title 2, Chapter 10 and Title 2, Chapter 19, relative to campaign finance.

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

SECTION 1. Tennessee Code Annotated, Section 2-19-132, is amended by deleting such section in its entirety.

SECTION 2. Tennessee Code Annotated, Section 2-19-133, is amended by deleting such section in its entirety.

SECTION 3. Tennessee Code Annotated, Title 2, Chapter 10, Part 1, is amended by adding the following as a new, appropriately designated section:

2-10-1__.

(a) No corporation shall use any of the funds, moneys, or credits of the corporation for the purpose of making contributions to any candidate with respect to any election.

(b) The prohibition of subsection (a) does not apply to a contribution made by a national committee of a political party as defined in 2 U.S.C. § 431(14) and (16), which has incorporated in accordance with 11 C.F.R. § 114.12(a), when such committee contributes to a state political party executive committee, established by chapter 13, part 1 of this title, if the funds contributed do not contain any corporate contributions to the national committee of the political party.

(c) A violation of this section is a Class C misdemeanor.

SECTION 4. Tennessee Code Annotated, Title 2, Chapter 10, Part 1, is amended by adding the following as a new, appropriately designated section:

2-10-1__.


Notwithstanding any other provision of law to the contrary, a corporation that uses corporate funds, moneys or credits for communications expressly advocating the election or defeat of a clearly

identified candidate which funds, moneys or credits are not used with the cooperation or with the prior consent of, or in consultation with, or at the request of, or suggestion of, a candidate or any agent or authorized committee of the candidate shall be considered a political campaign committee for purposes of reporting such expenditures. The corporation shall be required to file reports required by § 2-10-105(c)(1) and an appointment of treasurer form.

SECTION 5. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall 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 6. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: June 8, 2010


KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES


RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 23rd day of June 2010


PHIL BREDESEN, GOVERNOR