

**RULES  
OF  
TENNESSEE DEPARTMENT OF FINANCE AND ADMINISTRATION**

**CHAPTER 0620-3-5  
QUALIFICATIONS FOR CERTIFICATION OF MEMBERS AND BOARD MEMBERS OF JUDICIAL  
DRUG TASK FORCES RELATING TO THE INVESTIGATION AND PROSECUTION OF DRUG CASES  
FOR THE PURPOSE OF STATE LIABILITY PROTECTION**

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**0620-3-5-.01 PURPOSE.**

The purpose of these regulations is to establish the criteria for certifying members of a judicial district task force relating to the investigation and prosecution of drug cases as state employees under *T.C.A. §8-42-101*. The regulations establish the maximum number of task force members that may be certified as state employees for purposes of T.C.A. §8-42-101. These rules also provide for qualifying board members of the judicial district task forces for purposes of state liability protection.

*Authority:* Public Chapter 63, Acts of 1989. *Administrative History:* Original rule filed November 30, 1990; effective February 27, 1991.

**0620-3-5-.02 DEFINITIONS.**

The phrase “[t]he individual must be assigned to a judicial district drug task force...on a full-time basis” as used in these rules means any person employed by any municipality or county or political subdivision whose primary responsibility is the investigation and prosecution of drug cases and who is assigned by the chief law enforcement officer of that particular municipality or county or political subdivision to be a member of the judicial district drug task force that also serves in the capacity of an unpaid police officer participating in drug enforcement activities of the task force.

*Authority:* Public Chapter 63, Acts of 1989. *Administrative History:* Original rule filed November 30, 1990; effective February 27, 1991.

**0620-3-5-.03 QUALIFICATIONS FOR CERTIFYING MEMBERS OF THE TASK FORCES.**

- (1) In order for a member of a judicial district task force to be certified as a state employee under *T.C.A. §8-42-101*, the member must meet all of the following requirements:
  - (a) The individual must meet the qualifications of police officers as stated in *T.C.A. §38-8-106*;
  - (b) The individual must be certified by the Tennessee Peace Officer Standards and Training Commission in accordance with *T.C.A. §38-8-107*;
  - (c) In addition to the recruit training program required by *T.C.A. §38-8-107*, the individual must also receive additional training in narcotics enforcement procedures and techniques. Such additional training must be documented by the particular judicial district task force;
  - (d) The individual must be assigned to a judicial district task force as prescribed by *T.C.A. §8-7-110* on a full time basis; and

- (e) The individual must be certified to the Board of Claims by the appropriate District Attorney General in accordance with Section 1 of Public Chapter No. 63.
- (2) Whenever an individual no longer meets the criteria established in Section (1) of these Rules above, the appropriate District Attorney General shall promptly decertify the individual to the Board of Claims.

*Authority: Public Chapter 63, Acts of 1989. Administrative History: Original rule filed November 30, 1990; effective February 27, 1991.*

**0620-3-5-.04 LIMITATION ON THE NUMBER OF CERTIFIED MEMBERS OF THE TASK FORCES.**

- (1) The total number of members from all judicial district task forces for the purposes of qualifying as state employees under T.C.A. §8-42-101 shall not exceed one hundred thirty individuals.

*Authority: Public Chapter 63, Acts of 1989. Administrative History: Original rule filed November 30, 1990; effective February 27, 1991.*

**0620-3-5-.05 QUALIFICATIONS FOR CERTIFYING MEMBERS OF THE BOARDS OF DIRECTORS.**

- (1) In order to qualify, for purposes of state liability protection, as a member of the Board of Directors of a judicial district drug task force, the board member must meet the following qualifications:
  - (a) The individual must be serving as a member of the Board of Directors of a judicial district drug task force in accordance with its by-laws;
  - (b) The individual must be an officer or employee of a governmental agency participating in the task force through the furnishing of funds, personnel or equipment; and
  - (c) The individual must be certified to the Board of Claims by the appropriate District Attorney General.
- (2) Whenever an individual no longer meets the criteria established in section (1), the appropriate District Attorney General shall promptly decertify the individual to the Board of Claims

*Authority: Public Chapter 63, Acts of 1989. Administrative History: Original rule filed November 30, 1990; effective February 27, 1991.*