

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 1604 – HB 1790

March 30, 2009

SUMMARY OF BILL: Requires governmental entities to hold a public hearing in compliance with the Uniform Administrative Procedures Act before posting notice prohibiting the possession of weapons in a building. Requires governmental entities that prohibit weapons to provide a safe and secure storage area at the entrance of the building.

ESTIMATED FISCAL IMPACT:

**Increase State Expenditures – Exceeds \$56,000/
One-Time/Highway Fund
Exceeds \$2,356,000/
One-Time/General Fund**

Increase Local Expenditures – Exceeds \$500,000*

Assumptions:

- A gun safe costs at least \$1,000.
- The Department of General Services will experience a one-time increase in state expenditures of \$225,000 for the purchase of gun safes (155 state-owned buildings with 225 total entrances x \$1,000 per gun safe).
- The Tennessee Higher Education Commission will experience a one-time increase in expenditures of \$1,992,000 (1,992 buildings x \$1,000 per gun safe).
- The Department of Mental Health and Development Disabilities will experience a one-time increase in expenditures of \$24,000 (5 campuses with at least 24 entrances x \$1,000 per gun safe).
- The Department of Children's Services will experience a one-time increase in expenditures of \$115,000 (115 buildings x \$1,000 per gun safe).
- The Department of Transportation will experience a one-time increase in expenditures of \$56,000 (22 buildings with 56 entrances x \$1,000 per gun safe).
- The Department of Corrections (DOC) was unable to respond in the time frame requested. This fiscal note does not include any increase in expenditures for DOC.

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- Any increase in state expenditures for holding hearings can be accommodated within existing resources without an increased appropriation or reduced reversion.
- According to the County Technical Assistance Service (CTAS) and the Municipal Technical Advisory Service (MTAS), local governments do not currently hold hearings under the Uniform Administrative Procedures Act and would require additional resources to fully comply with the Act.
- The number of local government buildings that would be affected is unknown, but is reasonably expected to be at least one building per local government (95 counties and 344 municipalities = 439). Assuming each building has only one entrance and a \$1,000 gun safe is required at each entrance, local government expenditures are conservatively estimated to increase at least \$439,000 for the cost of gun safes.
- Local governments may require a security guard or staff person to oversee the gun safe. Some local governments may be required to hire additional personnel at an additional cost.

**Article II, Section 24 of the Tennessee Constitution provides that: no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director

/kmc