

Amendment No. 1 to HB1376

Sargent
Signature of Sponsor

AMEND Senate Bill No. 1401

House Bill No. 1376*

by inserting the following new sections immediately preceding the penultimate section and renumbering the subsequent sections accordingly:

SECTION __. Tennessee Code Annotated, Title 9, Chapter 4, Part 51, is amended by adding the following new section:

9-4-5115.

No state funds received by a local government unit shall be expended to pay attorney's fees, court costs, or other expenses attributable to a lawsuit filed against the state, a state agency, or a state official in which the local government unit is named as a plaintiff. If the state, agency, or official prevails in the lawsuit, then the department of finance and administration shall deduct from the local government unit's allocation of state-shared taxes, in the case of a city or county, or allocation of funds based on the Basic Education Program (BEP) formula, in the case of an LEA, such sum or part of such sum to recover attorney's fees, court costs, and other expenses attributable to defending the state in the lawsuit. As used in this section, "local government unit" means a county, municipality, or local education agency (LEA) as defined in § 49-1-103.

SECTION __. Tennessee Code Annotated, Section 67-4-409(j)(3), is amended by adding the following language to the end of the subdivision:

The next two hundred fifty thousand dollars (\$250,000) deposited in the state lands acquisition fund in each fiscal year shall be transferred and credited to the Tennessee Civil War or War Between the States site preservation fund created

Finance, Ways & Means Committee 1

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under § 4-11-112. Funds allocated to the preservation fund shall be used exclusively as provided in § 4-11-112.