SENATE BILL 1716
By Gardenhire

HOUSE BILL 1650

By Carter

AN ACT to amend Tennessee Code Annotated, Title 9; Title 54; Title 55 and Title 67, Chapter 3, relative to taxation of gasoline.

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

SECTION 1. Tennessee Code Annotated, Section 67-3-901, is amended by adding the following as a new subsection:

(l)

(1) Revenues from the gasoline tax distributed to the counties, cities, and highway fund pursuant to subsection (b) shall be used solely for the construction, improvement, and maintenance of highways, bridges, and other transportation infrastructure that is open to the use of the public for vehicular travel.

(2) No revenues from the gasoline tax distributed to the counties, cities, and highway fund pursuant to subsection (b) shall be used for the construction, improvement, or maintenance of a right-of-way or other facility that is open to the use of the public for non-vehicular travel, such as pedestrian and bicycle trails, lanes, and paths; sidewalks; parks; and greenways.

(3) Nothing in this subsection (l) prevents the state or a county or city from receiving or using federal funds made available to the state, county, or city solely for the construction, improvement, or maintenance of a right-of-way or other facility that is open to the use of the public for non-vehicular travel; provided, that no revenues from the gasoline tax shall be used to provide the required match for the federal funds or to otherwise ensure the state's use of the federal funds for such purpose.

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