

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 2218 - SB 2405

March 6, 2016

SUMMARY OF BILL: Changes the effective date of an approved railroad ordinance adopted by a municipality from 15 to 20 days after such ordinance is received by the railroad's authorized agent from the Commissioner of the Department of Transportation (TDOT).

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Pursuant to Tenn. Code Ann. § 7-51-801, all incorporated cities, towns and metropolitan governments within the state are required to file certified copies of all ordinances adopted by governing bodies that enlarge the boundaries of the local government entity and affect the operation of trains within the limits, or newly extended limits, of the government entity.
- Pursuant to Tenn. Code Ann. § 7-51-802, upon receipt of a certified copy of an ordinance, the Commissioner of TDOT is required to mail copies of the ordinances to registered agent for service of process for each railroad operating trains within the state within seven days of receipt of such ordinance.
- Pursuant to Tenn. Code Ann. § 7-51-804, ordinances filed with the Commissioner of TDOT are not effective until 15 days after the service of a copy of the ordinance to the registered agency of the railroad operating the trains affected by the ordinance.
- Based on information from local government technical assistance providers and TDOT, this change will have no fiscal impact on state or local government.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee".

Krista M. Lee, Executive Director

/amj

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