

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 326 – SB 1217

February 21, 2017

SUMMARY OF ORIGINAL BILL: Establishes a procedure by which a supervising official within a state department will review certain actions of regulatory boards to ensure such actions are consistent with a clearly articulated state policy

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (003940): Deletes and rewrites the original bill such that the only substantive change authorizes the Government Operations Committees of the House of Representatives and the Senate to conduct a hearing regarding any vetoed rule at a regularly-scheduled meeting of the Committees.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- Commissioners or chief executive officers of state departments which oversee regulatory boards under their authority will act as supervising officials and review any action taken by the regulatory boards that seeks to displace competition to ensure such action is consistent with a clearly articulated state policy.
- The provisions of the bill as amended will not apply to actions of the state board of law examiners, board of professional responsibility, or the board of judicial conduct.
- The supervising official is required to approve, veto, or remand the rule for additional information or modification in writing within ten business days of the date the action was taken.
- Supervising officials will be required to notify the chairs of the Government Operations Committees within three business days of any rule being vetoed.
- The Government Operations Committees are authorized to include a hearing on the vetoed rule at a subsequent regularly-scheduled meeting.
- No additional per diem or travel expenses will be paid to members of the Government Operations Committee as such hearings, if any, will be conducted at a regularly-scheduled meeting.

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- The provisions of the bill as amended will require additional administrative operations be taken by certain state department commissioners or chief executive officers. The additional procedures and oversight developed by the proposed legislation can be accomplished within existing resources and therefore will not result in any significant fiscal impact to state 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". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

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