

HOUSE BILL 12

By Lafferty

AN ACT to amend Tennessee Code Annotated, Title 5, Chapter 1, Part 1 and Title 6, Chapter 54, Part 1, relative to the licensing authority of local governments.

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

SECTION 1. Tennessee Code Annotated, Title 5, Chapter 1, Part 1, is amended by adding the following as a new section:

(a) As used in this section, "business" means any enterprise carried on for the purpose of gain or economic profit.

(b) A municipality shall not:

(1) Require a license, permit, or any other form of regulation for a business that is operated:

(A) Only occasionally; and

(B) By a person who is under eighteen (18) years of age; or

(2) Charge any fee for a home-based business, unless the combined offsite impact of the home-based business and the primary residential use materially exceeds the offsite impact of the primary residential use alone.

SECTION 2. Tennessee Code Annotated, Title 6, Chapter 54, Part 1, is amended by adding the following as a new section:

(a) As used in this section, "business" means any enterprise carried on for the purpose of gain or economic profit.

(b) A county shall not:

(1) Require a license, permit, or any other form of regulation for a business that is operated:

(A) Only occasionally; and

(B) By a person who is under eighteen (18) years of age; or

(2) Charge any fee for a home-based business, unless the combined offsite impact of the home-based business and the primary residential use materially exceeds the offsite impact of the primary residential use alone.

SECTION 3. This act shall take effect July 1, 2019, the public welfare requiring it.