

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 1963 - SB 2431

February 7, 2020

SUMMARY OF BILL: Requires certain citations issued for violations of ordinances within a municipality's administrative ordinance be sent via certified mail.

ESTIMATED FISCAL IMPACT:

Increase Local Expenditures – Exceeds \$12,400/FY20-21 and Subsequent Years*

Assumptions:

- Pursuant to Tenn. Code Ann. § 6-54-1001 through § 6-54-1009:
 - Municipalities are authorized to create an Office of Administrative Hearing Officer (AHO) to hear building and property maintenance code violations;
 - Upon the issuance of a citation, the issuing officer is required to provide written notice containing certain information; and
 - Citations issued for violations of such ordinance are required to be signed by the alleged violator at the time of issuance.
- The proposed language would require all citations issued for such violations to be served via certified mail.
- This analysis assumes:
 - Of the 345 municipalities, including metropolitan governments, at least 10 percent, or 35 (345 x 10.0%), have created an AHO statewide;
 - Each of the 35 offices issues at least 100 citations annually;
 - It costs \$3.55 per piece of certified mail.
- The proposed language will result in a mandatory, recurring increase in local government expenditures estimated to exceed \$12,425 (35 offices x 100 citations x \$3.55 per piece) beginning in FY20-21.

*Article II, Section 24 of the Tennessee Constitution provides that: *no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

CERTIFICATION:

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

Handwritten signature of Krista Lee Carsner in black ink.

Krista Lee Carsner, Executive Director

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