

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 2232 - SB 2163

March 13, 2020

**SUMMARY OF BILL:** Requires the interest and principal from the Department of Mental Health and Substance Abuse Services' (DMHSAS) special trust fund be used for capital maintenance for property controlled by the DMHSAS.

Requires the interest and principal from the Department of Intellectual and Developmental Disabilities' (DIDD) special trust fund be used for capital maintenance for property controlled by the DIDD.

Deletes outdated statute referencing transfers from the special trust fund to the general fund for transition costs related to the closure of Lakeshore Mental Health Institute.

**ESTIMATED FISCAL IMPACT:**

**Other Fiscal Impact – There will be a shift of an unknown amount from planning, construction, and transitioning of patients to capital maintenance of property controlled by DMHSAS and DIDD.**

Assumptions:

- Pursuant to Tenn. Code Ann. § 12-2-117(b)(1), proceeds received from the sale or lease of all property owned or held by mental health facilities and controlled by the DMHSAS is required to be deposited in a special trust fund.
- The interest and principal from such trust is currently used as provided in the general appropriations act for the specific purposes of planning and construction of mental health facilities as well as for the transition of patients from an institutional setting into community programs.
- The proposed legislation requires the interest and principal from the trust be used for the specific purposes of capital maintenance for property controlled by the DMHSAS.
- Pursuant to Tenn. Code Ann. § 12-2-117(e)(2), proceeds received from the sale or lease of all property owned or held by the state developmental centers and controlled by the DIDD are required to be deposited in a special trust fund.
- The interest and principal from such trust is currently used as provided in the general appropriations act for the specific purposes of planning and developing intellectual disability programs for persons with intellectual disabilities, including, but not limited to, the transition of persons from an institutional setting into community services, startup funding for individuals and agencies, and the purchase of homes.

- The proposed legislation requires the interest and principal from such trust be used for the specific purposes of capital maintenance for property controlled by the DIDD.
- Changing the purpose of the funding will not have a significant impact on programs or policies for the DMHSAS or the DIDD.
- There will be a shift in the usage of funding of an unknown amount.
- Based on information provided by the DMHSAS, the balance of the Mental Health Trust Fund as of June 30, 2019 was \$2,922,676.
- Based on information provided by the DIDD, the balance of the Reserve for Intellectual Disabilities Trust as of June 30, 2019 was \$1,104,631.

**CERTIFICATION:**

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

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

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