

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL NOTE**

**SB 2044 – HB 2411**

February 7, 2020

**SUMMARY OF BILL:** Establishes term limits for a county charter or metropolitan charter commission member for purposes of filing a disclosure of interest forms with the Tennessee Ethics Commission.

**ESTIMATED FISCAL IMPACT:**

**NOT SIGNIFICANT**

Assumptions:

- Pursuant to Tenn. Code Ann. § 5-1-204 and § 7-2-101, county charter and metropolitan charter commissions are formed to establish proposed charters for ratification by the voters. Members of county charter commissions are elected, and members of metropolitan charter commissions may either be elected or appointed. No term limits are established for such members.
- The proposed language would state that for purposes of filing a disclosure of interest, a member of a charter commission has a term which ends on the date the proposed charter is filed with the county election commission, or two years from the date the member was elected to the commission.
- Pursuant to Tenn. Code Ann. § 8-50-501 through § 8-50-504 and § 3-6-205:
  - Candidates or appointees to local public office are required to file a disclosure of interests;
  - A person required to file a disclosure of interest statement is required to annually file an amended statement, or notify the Ethics and Campaign Finance Commission (ECFC) in writing that there are no changes, by January 31; and
  - The ECFC is authorized to impose a civil penalty of not more than \$25.00 per day for late filings of a disclosure of interest statement.
- According to the ECFC, no commission members have ever been assessed a civil penalty for failing to timely file a disclosure of interest.
- The proposed language will result in a fewer number of statements of interest being filed with the ECFC annually; however such decrease is not estimated to drastically reduce the total number of statements filed annually with the ECFC.
- The proposed language will not result in any significant fiscal impact to state or local government.

**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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