

HOUSE BILL 1322

By Stewart

AN ACT to amend Tennessee Code Annotated, Title 6,  
Chapter 54, Part 10, relative to municipal offices of  
administrative hearing officers.

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

SECTION 1. Tennessee Code Annotated, Section 6-54-1008, is amended by deleting subdivision (a)(4) and substituting instead the following:

(4) The time frame in which the hearing officer will review the citation and determine the fine and remedial period, if any, or the educational course, if any.

SECTION 2. Tennessee Code Annotated, Section 6-54-1009, is amended by deleting the following language in subsection (a):

Upon determining that a violation does exist, the hearing officer has the authority to levy a fine upon the alleged violator in accordance with this section.

and substituting instead the following:

Upon determining that a violation does exist, the hearing officer has the authority to levy a fine upon the alleged violator, or require the violator to attend an educational course that addresses compliance with locally adopted building and property maintenance ordinances, in accordance with this section.

SECTION 3. Tennessee Code Annotated, Section 6-54-1009, is further amended by deleting the following language in subsection (b):

If a fine is levied pursuant to subsection (a), the hearing officer shall set a reasonable period of time to allow the alleged violator to remedy the violation alleged in the citation before the fine is imposed.

and substituting instead the following:

If a fine is levied or attendance at an educational course is required pursuant to subsection (a), the hearing officer shall set a reasonable period of time to allow the alleged violator to remedy the violation alleged in the citation before the fine is imposed or course attendance is ordered.

SECTION 4. Tennessee Code Annotated, Section 6-54-1009, is further amended by deleting the following language in subsection (c):

(c) Upon the levy of a fine pursuant to subsection (a), the hearing officer shall within seven (7) business days, provide via certified mail notice to the alleged violator of:

- (1) The fine and remedial period established pursuant to subsections (a) and (b);

and substituting instead the following:

(c) Upon the levy of a fine or order to attend an educational course pursuant to subsection (a), the hearing officer shall, within seven (7) business days, provide via certified mail notice to the alleged violator of:

- (1) The fine and remedial period or educational course requirements established pursuant to subsections (a) and (b);

SECTION 5. Tennessee Code Annotated, Section 6-54-1009, is further amended by deleting subsection (e) and substituting instead the following:

(e) If an alleged violator demonstrates to the issuing officer's satisfaction that the allegations contained in the citation have been remedied to the issuing officer's satisfaction:

- (1) Any fine levied pursuant to subsection (a) shall not be imposed or, if already imposed, cease;
- (2) Any ordered educational course shall not be required; and
- (3) The hearing date, if the hearing has not yet occurred, shall be cancelled.

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.