

HOUSE BILL 2223

By Daniel

AN ACT to amend Tennessee Code Annotated, Section 3-2-107, relative to the appeal of fiscal notes.

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

SECTION 1. Tennessee Code Annotated, Section 3-2-107(a), is amended by adding the following language as a new subdivision (4):

(4)

(A) After the fiscal review committee furnishes a fiscal note under subdivision (a)(1), the sponsor of the bill, resolution, or amendment for which the fiscal note was furnished may appeal the fiscal note to the fiscal review committee by providing notice of the appeal, electronically or otherwise, to the executive director of the fiscal review committee.

(B) Upon receipt of notice of appeal under subdivision (a)(4)(A), the fiscal review committee shall conduct a hearing on the appeal no later than seven (7) business days after receipt of the notice of appeal.

(C) Upon appeal of a fiscal note:

(i) The fiscal review committee shall hear argument by the appellant sponsor, the executive director of the fiscal review committee, and, in the discretion of the fiscal review committee, any other interested person; and

(ii) The executive director of the fiscal review committee has the burden, by a preponderance of the evidence, to prove that the fiscal note furnished for the bill or amendment is accurate.

(D) Upon the conclusion of a hearing on an appeal of a fiscal note, the fiscal review committee shall issue a decision on the appeal no later than forty-eight (48) hours after the hearing. The decision on the appeal must either deny the appeal and uphold the estimated fiscal impact of the original fiscal note or affirm the appeal and modify the estimated fiscal impact consistent with the findings of the fiscal review committee at the hearing on the appeal.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.