

SENATE BILL 2218

By Powers

AN ACT to amend Tennessee Code Annotated, Title 66;
Section 67-4-409 and Title 67, Chapter 5, Part 10,
relative to the Agricultural, Forest and Open Space
Land Act of 1976.

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

SECTION 1. Tennessee Code Annotated, Section 67-5-1008(f), is amended by deleting the subsection in its entirety and substituting instead the following:

(f) In order to effectuate the sale of a parcel of land classified, at the time of sale, as agricultural land, forest land, or open space land pursuant to this part, rollback taxes must be paid in full at closing. The seller is responsible for the payment of rollback taxes under this subsection (f), unless otherwise provided by written contract.

SECTION 2. Tennessee Code Annotated, Section 67-5-1008(d)(1), is amended by adding the following as a new, appropriately designated subdivision:

() The land is sold;

SECTION 3. Tennessee Code Annotated, Section 67-5-1008(d)(3), is amended by adding the language "the sale of the land or" immediately preceding the language "disqualification or withdrawal of the land".

SECTION 4. Tennessee Code Annotated, Section 67-5-1008(d)(3), is amended by deleting the following language:

Rollback taxes shall be a first lien on the disqualified property in the same manner as other property taxes, and shall also be a personal responsibility of the current owner or seller of the land as provided in this part.

and substituting instead the following:

Rollback taxes are the personal responsibility of the current owner or seller of the land, except as otherwise provided in this part.

SECTION 5. For purposes of promulgating forms and implementing policies and procedures regarding the calculation or payment of rollback taxes, this act takes effect upon becoming a law, the public welfare requiring it. For all other purposes, this act takes effect July 1, 2024, the public welfare requiring it, and applies to the sale of land classified, at the time of sale, as agricultural land, forest land, or open space land occurring on or after that date.