

**LOUDON COUNTY COMMISSION
REGULAR MEETING
April 02, 2007**

- | | | |
|------|--|-------------------------|
| (1) | Opening of Meeting | |
| (2) | Roll Call | |
| (3) | Agenda Adopted | |
| (4) | Minutes for March 05, 2007 Approved | |
| (5) | Comments: Agenda Items | |
| (6) | Appointment of Loudon County Medical Examiner Approved | <u>Exhibit 030507-A</u> |
| (7) | General Purpose School Fund Budget Amendments Approved | <u>Exhibit 030507-B</u> |
| (8) | Liaison Committee Appointed | |
| (9) | 3/20/07 Key Bill List Update | <u>Exhibit 030507-C</u> |
| (10) | Notaries & Bond Approved | |
| (11) | Comments: Non-Agenda Items | |
| (12) | Adjournment | |

Loudon Pediatric Clinic, PC

James P. (Bud) Guider, M.D., F.A.A.P.

Rob Schaerer, M.D., F.A.A.P.

Infants
Children
Adolescents

616 Ward Avenue & Rosedale Park
Loudon, TN 37774

Telephone 865-458-5666

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Exhibit 030507-A

March 8, 2007

Honorable Doyle Arp

RE: Medical Examiner Position

Dear Sir:

I am writing this letter to communicate to Mayor Arp and the County Commission the medical staff's opinion for the selection of a new medical examiner. As you are aware, Dr. Jan Hahn is resigning his position in that regard, and a new physician needs to be appointed. The medical staff at the hospital is thankful that the Commission has requested our opinion in regards to Dr. Hahn's replacement. Dr. Hahn independently sent out questionnaires to active members of the medical staff requesting that any physician who had interest in this position contact himself or Fort Loudoun Medical Center. No responses were received. In addition to Dr. Hahn's personal letter, at the last medical staff meeting this issue was discussed, and the floor was opened to any nominations. Basically, the end result was that the hospital staff nominated Dr. Bipinchandra Patel to take on this responsibility. Dr. Patel was present at the meeting and expressed an interest in this position as well. After discussion, there was a unanimous vote among the members of the medical staff that Dr. Patel would be an excellent replacement candidate for Dr. Hahn. Dr. Patel has substituted for Dr. Hahn in this position on numerous previous occasions, and has provided excellent care. He is a veteran and esteemed member of the Loudon County medical community, and will be an asset to the county in this position. Therefore, the medical staff officially recommends to the County Commission that Dr. Patel be appointed to the position of medical examiner.

If you have any specific questions in regards to this issue, please do not hesitate to call.

Sincerely,



James P. (Bud) Guider, M.D.

Chief of Staff

Fort Loudoun Medical Center

JPG/bt

Loudon County
General Fund 141
Ending June 30, 2007

	A	B	C	D	E	F	G	H	I
1			General Fund 141						
2	Account		3/12/2007 15:05	2007	2007	Approved	Proposed	Proposed	
3	Number			Org Bgt	Amds	Amded Bgt	Amds	Amded Budget	
4									
102									
103	46990		Other State Revenue	33,300	0	33,300	81,459	114,759	
104									
105			Total	33,300	0	33,300	81,459	114,759	
106									
107									
108	Approved by BOE Mar 8; Considered by Budget Committee Mar 12; Approved by County Commission Apr 2, 2007								
109									
110									
111									
112									

Exhibit 030507-B

Loudon County
General Fund 141
Ending June 30, 2007

	A	B	C	D	E	F	G	H	I
1			General Fund 141						
2	Account		3/12/2007 14:57	2007	2007	Approved	Proposed	Proposed	
3	Number			Org Bgt	Amds	Amded Bgt	Amds	Amded Budget	
4									
107	47000		Federal Government						
108									
109	47100		<i>Federal Through State</i>						
110	47111		USDA School Lunch Program	775,000	0	775,000	0	775,000	
111	47113		Breakfast	275,000	0	275,000	0	275,000	
112	47114		USDA-Other	15,000	0	15,000	0	15,000	
113	47143		Special Education - Grants to States	0		0	0	0	
114	47590		Other Federal Through State	0	403,958	403,958		403,958	
115									
116			Total Federal Through State	1,065,000	403,958	1,468,958	0	1,468,958	
117									
118	47600		<i>Direct Federal Revenue</i>						
119	47640		ROTC Reimbursement	42,000	0	42,000	0	42,000	
120									
121			Total Direct Federal Revenue	42,000	0	42,000	0	42,000	
122									
123			Total Federal Government	1,107,000	403,958	1,510,958	0	1,510,958	
124									
125	48600		Citizens Groups						
126									
127	48610		Donations	0	10,000	10,000	0	10,000	
128									
129			Total Citizens Groups	0	10,000	10,000	0	10,000	
130									
131			Total Revenues	32,281,353	822,366	33,103,719	81,459	33,185,178	
132									
133			Total Other Source	0	0	0	0	0	
134									
135									
136			Total General Purpose School	32,281,353	822,366	33,103,719	81,459	33,185,178	
137									
138									

566

Loudon County
General Fund 141
Ending June 30, 2007

	A	B	C	D	E	F	G	H	I
1			General Fund 141						
2	Account		3/12/2007 14:57	2007	2007	Approved	Proposed	Proposed	
3	Number			Org Bgt	Amds	Amded Bgt	Amds	Amded Budget	
4									
414	72610		Operation of Plant						
415	166		Custodial Personnel	450,097	0	450,097	0	450,097	
416	189		Other Salaries & Wages	44,724	0	44,724	0	44,724	
417	201		Social Security	30,683	0	30,683	0	30,683	
418	204		State Retirement	45,372	0	45,372	0	45,372	
419	206		Life Insurance	2,500	0	2,500	0	2,500	
420	207		Medical Insurance	68,000	0	68,000	0	68,000	
421	208		Dental Insurance	3,800	0	3,800	0	3,800	
422	212		Employer Medicare	7,207	0	7,207	0	7,207	
423	328		Janitorial Services	12,500	0	12,500	0	12,500	
424	399		Other Contracted Services	358,000	110,540	468,540	0	468,540	
425	410		Custodial Supplies	70,000	18,255	88,255	0	88,255	
426	415		Electricity	343,274	82,171	425,445	270,000	695,445	
427	434		Natural Gas	180,000	0	180,000	0	180,000	
428	454		Water and Sewer	75,000	0	75,000	0	75,000	
429	502		Building and Contents Insurance	135,000	10,500	145,500	0	145,500	
430	599		Other Charges	3,000	0	3,000	0	3,000	
431									
432			Total Operation of Plant	1,829,157	221,466	2,050,623	270,000	2,320,623	
433									

Loudon County
General Fund 141
Ending June 30, 2007

	A	B	C	D	E	F	G	H	I
1			General Fund 141						
2	Account		3/12/2007 14:57	2007	2007	Approved	Proposed	Proposed	
3	Number			Org Bgt	Amds	Amded Bgt	Amds	Amded Budget	
4									
440	72710		<u>Transportation</u>						
441	313		Contracts with Parents	23,000	0	23,000	0	23,000	
442	315		Contracts with Vehicle Owners	1,215,000	0	1,215,000	0	1,215,000	
443	355		Travel	3,000	0	3,000	0	3,000	
444	511		Vehicle and Equipment Insurance	33,000	0	33,000	0	33,000	
445	599		Other Charges	7,000	0	7,000	0	7,000	
446									
447			Total Transportation	1,281,000	0	1,281,000	0	1,281,000	
448									
449	72810		<u>Central & Other (TECH)</u>						
450	336		Maintenance & Repair Service - Equip.	45,000	0	45,000	81,459	126,459	
451	355		Travel	11,000	0	11,000		11,000	
452	399		Other Contracted Services	12,000	0	12,000		12,000	
453	499		Other Supplies & Materials	3,000	0	3,000		3,000	
454	599		Other Charges	4,000	0	4,000		4,000	
455	709		Data Processing Equipment	70,000	0	70,000		70,000	
456	790		Other Equipment	100,000	0	100,000		100,000	
457									
458			Total Central & Other Transportation	245,000	0	245,000	81,459	326,459	
459									
460									
461			Total Support Services	8,401,263	628,361	9,029,624	351,459	9,381,083	
462									
463			Total Education	29,003,164	664,844	29,423,008	270,000	29,693,008	
464									

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Loudon County
General Fund 141
Ending June 30, 2007

	A	B	C	D	E	F	G	H	I
1			General Fund 141						
2	Account		3/12/2007 14:57	2007	2007	Approved	Proposed	Proposed	
3	Number			Org Bgt	Amds	Amded Bgt	Amds	Amded Budget	
4									
496	73300		Community Services						
497	105		Supervisor/Director	31,089	960	32,049	0	32,049	
498	105-LAU		Supervisor/Director	0	5,000	5,000	0	5,000	
499	105-LEAP		Supervisor/Director	0	2,000	2,000	0	2,000	
500	116-LAU		Teachers	0		0	0	0	
501	116-LEAP		Teachers	0	13,046	13,046		13,046	
502	127-LEAP		Extended Contracts		5,275	5,275	0	5,275	
503	162		Clerical Personnel	11,064	(492)	10,572	0	10,572	
504	163-LAU		Educational Assistants	0	28,095	28,095	0	28,095	
505	163-LEAP		Educational Assistants	0	9,472	9,472		9,472	
506	169-LAU		Part-Time Personnel	0	21,229	21,229		21,229	
507	189-LAU		Other Salaries & Wages	0	13,560	13,560	0	13,560	
508	198-LEAP		Non-Certified Substitute Teachers	0	3,809	3,809	0	3,809	
509	201		Social Security	2,614	29	2,643	0	2,643	
510	201-LAU		Social Security	0	4,562	4,562	0	4,562	
511	201-LEAP		Social Security	0	2,083	2,083	0	2,083	
512	204		State Retirement	2,953	82	3,035	0	3,035	
513	204-LAU		State Retirement	0	2,806	2,806	0	2,806	
514	204-LEAP		State Retirement	0	792	792	0	792	
515	206		Life Insurance	170	20	190	0	190	
516	206-LAU		Life Insurance	0	0	0	0	0	
517	206-LEAP		Life Insurance	0		0	0	0	
518	207		Medical Insurance	5,500	100	5,600	0	5,600	
519	207-LAU		Medical Insurance	0	5,600	5,600		5,600	
520	208		Dental Insurance	260	30	290	0	290	
521	208-LAU		Dental Insurance	0	0	0	0	0	
522	212		Employer Medicare	612	6	618	0	618	
523	212-LAU		Employer Medicare	0	1,067	1,067	0	1,067	
524	212-LEAP		Employer Medicare	0	487	487		487	
525	355		Travel	2,200	(450)	1,750	0	1,750	
526	355-LAU		Travel	0	1,000	1,000		1,000	
527	355-LEAP		Travel	0	2,500	2,500	0	2,500	
528	399-LAU		Other Contracted Services	0	5,700	5,700	2,000	7,700	
529	399-LEAP		Other Contracted Services	0	2,700	2,700	0	2,700	
530	429-LAU		Instructional Supplies	0	1,881	1,881	0	1,881	
531	429-LEAP		Instructional Supplies	0	7,198	7,198	0	7,198	
532	499		Other Supplies and Materials	1,500	909	2,409	0	2,409	
533	599		Other Charges	1,950	(1,194)	756	0	756	
534	599-LAU		Other Charges	0	4,500	4,500	(2,000)	2,500	
535									
536			Total Community Services	59,912	144,363	204,275	0	204,275	
537									

Loudon County
General Fund 141
Ending June 30, 2007

	A	B	C	D	E	F	G	H	I
1			General Fund 141						
2	Account		3/12/2007 14:57	2007	2007	Approved	Proposed	Proposed	
3	Number			Org Bgt	Amds	Amded Bgt	Amds	Amded Budget	
4									
604	80000		Debt Service						
605									
606	82130		<i>Principal</i>						
607	601		Principal On Bonds	275,300	(82,171)	193,129	0	193,129	
608	602		Principal on Notes	71,426	0	71,426		71,426	
609									
610				346,726	(82,171)	264,555	0	264,555	
611									
612									
613	82300		Other Debt Service						
614									
615	82330		<i>Education</i>						
616	699		Other Debt Service	461,000	0	461,000	0	461,000	
617									
618			Total Education Debt Service	461,000	0	461,000	0	461,000	
619									
620									
621	80000		Total Education Debt Service	807,726	(82,171)	725,555	0	725,555	
622									
623	90000		Capital Projects						
624									
625	99100								
626	590		Transfer out	0	1,794,520	1,794,520	0	1,794,520	
627									
628			Total Expenditures	32,481,344	2,737,886	35,219,230	351,459	35,570,689	
629									
630			Total Other Uses	0	0	0	0	0	
631									
632			Total General Purpose School	32,481,344	2,737,886	35,219,230	351,459	35,570,689	
633									
634									

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Loudon County
General Fund 141
Ending June 30, 2007

	A	B	C	D	E	F	G	H	I
1			General Fund 141						
2	Account		3/12/2007 14:57	2007	2007	Approved	Proposed	Proposed	
3	Number			Org Bgt	Amds	Amded Bgt	Amds	Amded Budget	
4									
635									
636									
637	Beginning Fund Balance (Unaudited)			5,282,578	0	5,282,578	0	5,282,578	
638									
639									
640	Total Revenue			32,281,353	822,366	33,103,719	81,459	33,185,178	
641									
642									
643	Total Available Funds			37,563,931	822,366	38,386,297	81,459	38,467,756	
644									
645									
646	Total Expenditures			32,481,344	2,737,886	35,219,230	351,459	35,570,689	
647									
648									
649	Estimated Ending Fund Balance			5,082,587	(1,915,520)	3,167,067	(270,000)	2,897,067	

Exhibit 030507-C

All Key Bills by Title - 105th General Assembly (2007 Session)

Status Updated as of 3-23-07

REPORT KEY:

MLS = M. Lee Smith subscription service summary

GA = General Assembly's website summary

CTAS Summary = County Technical Assistance Service summary

Campaigns & Lobbying

SB 0719 (Stanley, Paul) / HB 0082 (Neal, Eddie)

MLS: Holding or qualifying for elected local public offices. Prohibits candidate from qualifying for more than one elected local public office. Also prohibits a person from holding more than one elected local public office. GA: Prohibits person from holding more than one elected local public office; prohibits candidate from qualifying for more than one elected local public office. - Amends TCA Section 2-5-101 and Title 8, Chapter 18. CTAS Summary:

Senate Status: Taken off notice on 3-20-07 in Senate State & Local Government

House Status: Deferred to 3-26-07 on House Floor

Corrections

SB 1720 (Ketron, Bill) / HB 0946 (Hood, John D.)

MLS: Reimbursement to counties for housing felons and detainees. Requires the state to reimburse counties at a minimum rate of \$50.00 per prisoner per day for such counties housing felons, detainees, and persons whose probation has been revoked. GA: Jails, Local Lock-ups - Requires that counties housing felons, detainees, and persons whose probation has been revoked be reimbursed by the state at a minimum rate of \$50.00 per prisoner per day. - Amends TCA Title 41, Chapter 8. CTAS Summary: Requires the state to reimburse counties at a minimum rate of \$50.00 per prisoner per day for such counties housing felons, detainees, and persons whose probation has been revoked.

Senate Status: Referred to Senate State & Local Government

House Status: Referred to House Local Government Subcommittee

SB 1721 (Ketron, Bill) / HB 0947 (Hood, John D.)

MLS: Reimbursement of costs for felony probation violations. Requires the state to reimburse a county for incarcerating a person upon revocation of the person's probation. GA: Jails, Local Lock-ups - Requires the state to reimburse a county for incarcerating a person upon revocation of the person's probation. - Amends TCA Title 40, Chapter 35. CTAS Summary: Requires the state to reimburse a county for incarcerating a person upon revocation of the person's probation.

Senate Status: Referred to Senate State & Local Government

House Status: Set for 3-27-07 in House State & Local Government

Economic Development

SB 2061 (McNally, James R.) / HB 1473 (Fitzhugh, Craig)

MLS: Negotiation of annual payments in lieu of taxes. Requires vote of approval by two thirds of county legislative body for an industrial development corporation to negotiate annual payments in lieu of taxes for less than an amount equal to property taxes that would have been available for local schools were its property not exempt. GA: Industrial Development - Requires vote of approval by two thirds of county legislative body for an industrial development corporation to negotiate annual payments in lieu of taxes for less than an amount equal to property taxes that would have been available for local schools were its property not exempt. - Amends TCA Section 7-53-305. CTAS Summary: Industrial development and PILOTS

Senate Status: Referred to Senate State & Local Government

House Status: Deferred to 4-3-07 in House State & Local Government

Education

SB 0578 (Burks, Charlotte) / HB 0948 (Winningham, Leslie)

MLS: Elected superintendent of schools. Allows election of superintendent of schools and outlines qualifications. GA: Local Education Agency - Permits election of director of schools and outlines qualifications. - Amends TCA Section 49-2-203 and Title 49, Chapter 2, Part 3. CTAS Summary: Allows popular election of superintendent of schools and outlines qualifications for the position.

Senate Status: Taken off notice on 3-16-07 in Senate Education
House Status: Referred to House Education

SB 1088 (Burks, Charlotte) / HB 1004 (Curtiss, Charles)

MLS: School buses to have approved restraint systems. Requires all school buses purchased after July 1, 2007, to have a restraint system approved by the National Transportation Safety Board for all passengers and driver. Requires all school buses in use after July 1, 2019, to have an approved restraint system. GA: School Transportation - Requires any school bus purchased after July 1, 2007, to have an approved restraint system; requires all school buses in use after July 1, 2019, to have an approved restraint system. - Amends TCA Title 49, Chapter 6, Part 21. CTAS Summary: Requires all school buses purchased after July 1, 2007, to have a restraint system approved by the National Transportation Safety Board for all passengers and driver and requires all school buses in operation to be so equipped after July 1, 2019.

Senate Status: Recommended on 3-7-07 by Senate Education; sent to Senate Finance

House Status: Recommended on 3-21-07 in House Government Operations; sent to House Education

SB 1755 (Kyle, James F.) / HB 1437 (Deberry, John J.)

MLS: State funding adjustments due to annexation. Clarifies that any change in the distribution of state funds to LEAs due to a change in LEA boundaries that involves the shifting of students applies to boundary changes by annexation. GA: Education - Clarifies that the adjustment made to state education funding for the shifting of students between LEAs as a result of changes in LEA boundaries applies to changes in boundaries resulting from annexation. - Amends TCA Title 49, Chapter 3, Part 3. CTAS Summary: BEP funding and effect of annexation

Senate Status: Taken off notice in Senate Education

House Status: Deferred to 3-27-07 in House Education K-12 Subcommittee

Environment & Nature

SB 1408 (Kilby, Tommy) / HB 1829 (Turner, Michael L.)

MLS: TN Deposit Beverage Container Act of 2007. Requires deposit beverage distributors to pay a fee to the department a fee of one-half of one cent (increasing to three cents by July 2008) per deposit container and a separate deposit of 5 cents on each beverage in a deposit container manufactured in or imported to the state. Creates a Deposit Beverage Container Fund into which such fees are deposited to reimburse refund values, pay handling fees to redemption centers, and fund the deposit beverage container fee and deposit program. Beginning April 1, 2008, establishes a refund value of five cents on each deposit beverage container sold in Tennessee; establishes redemption centers at which consumers may return deposit containers for a refund. Establishes a civil penalty for individual who attempts to redeem more than 24 empty beverages containers not originally sold in the state of \$100 per container or \$25,000 for each tender of containers. Allocates remaining monies at the end of a fiscal year to the County Litter Grants program, the property tax reimbursement fund, the deposit beverage distributors, and to other programs and purposes authorized by this act. GA: Recycling - Enacts "Tennessee Deposit Beverage Container Act of 2007."

CTAS Summary: Enacts "Tennessee Deposit Beverage Container Act of 2007"

Senate Status: Referred to Senate Government Operations

House Status: Referred to House Government Operations

Government Organization

SB 0327 (McNally, James R.) / HB 0815 (McDaniel, Steve)

MLS: Special joint committee to study open government laws. Extends the initial reporting deadline for the special joint committee to study open government laws until December 1, 2007. Extends final reporting deadline for such committee until February 1, 2008. GA: Open Meetings - Extends the initial reporting deadline until December 1, 2007, and the final reporting deadline until February 1, 2008, for the special joint committee to study open government laws. - Amends Chapter 887 of the Public Acts of 2006. CTAS Summary: Extends the initial reporting deadline for the special joint committee to study open government laws until December 1, 2007. Extends final reporting deadline for such committee until February 1, 2008.

Senate Status: Passed on 3-5-07 by Senate

House Status: Set for 3-27-07 in House State & Local Government

SB 1074 (McNally, James R.) / HB 1456 (Briley, Robert W.)

MLS: Ombudsman's council for open government. Creates ombudsman's council for open government administratively attached to the department of state. Specifies that the membership of the TN ethics

commission shall comprise the membership of the council. Also specifies that the council's purpose is to ensure full and timely compliance with laws providing for public access to state governmental records and meetings. GA: Public Records - Creates ombudsman's council for open government to ensure full and timely compliance with laws providing for public access to state government's records and meetings. - Amends TCA Title 3, Chapter 6 and Title 4, Chapter 3. CTAS Summary: Creates ombudsman's council for open government to ensure full and timely compliance with laws providing for public access to state governmental records and meetings.

Senate Status: Taken off notice on 3-12-07 in Senate Government Operations

House Status: Referred to House Government Operations

SB 2318 (Ketrone, Bill) / HB 1983 (DuBois, J. Thomas)

MLS: Enforcement of illegal immigrant hiring law. Provides for local law enforcement agencies to enforce laws regarding the hiring of illegal immigrants where the department of labor and workforce development was previously solely responsible. GA: Immigrants - Provides for enforcement of the statute prohibiting the hiring of illegal immigrants in this state by local law enforcement agencies as well as by the department of labor and workforce development. - Amends TCA Section 50-1-103. CTAS Summary: enforcement of immigration laws by local law enforcement

Senate Status: Referred to Senate Commerce, Labor & Ag

House Status: Set for 3-27-07 in House Consumer & Employees Affairs

Judiciary

SB 0778 (Bunch, Dewayne) / HB 0721 (DuBois, J. Thomas)

MLS: Jurisdiction of municipal courts - state criminal law. Allows municipal court to hear comparable matters heard in state criminal court where the maximum penalty is confinement for 30 days or less and/or a fine of \$50 or less. Removes qualification of a Class C misdemeanor as a point of cross-reference. GA: Courts, Municipal - Restores the jurisdiction of certain municipal courts to hear certain cases involving violation of ordinances that mirror or duplicate the language of certain state criminal statutes. - Amends TCA Section 16-18-302 and Section 55-10-307. CTAS Summary:

Senate Status: Referred to Senate Judiciary

House Status: Set for 3-27-07 in House Judiciary Civil Practice Subcommittee

SB 1165 (Black, Diane) / HB 0936 (Maggart, Debra Young)

MLS: Service of process by sheriff or constable. Allows sheriff or constable to retain full fee authorized for service of process, even if attempt to serve process is unsuccessful. GA: Fees - Permits sheriff or constable to retain fee authorized for service of process if service is attempted but returned as unsuccessful. - Amends TCA Section 8-21-901. CTAS Summary: Sheriff keeps full fee where service of process is unsuccessful

Senate Status: Referred to Senate Judiciary

House Status: Referred to House Judiciary Civil Practice Subcommittee

Labor Law

SB 1230 (Kilby, Tommy) / HB 0492 (Moore, Gary W.)

MLS: Employee-influencing activities prohibited. Restricts use of public funds to influence employees in their decisions regarding labor organizations. GA: Restricts use of public funds on certain employee influencing activities. - Amends TCA Title 9, Chapter 4 and Title 50. CTAS Summary:

Senate Status: Referred to Senate State & Local Government

House Status: Taken off notice on 3-21-07 in House State Government Subcommittee

Local Government

SB 0319 (Henry, Douglas) / HB 0216 (Odom, Gary)

MLS: Purchasing by county governments. Increases the amount over which competitive bids are required for county purchases under the general fund from \$5,000 to \$10,000. GA: Raises the amount over which competitive bids are required for county purchases under the general fund from \$5,000 to \$10,000. - Amends TCA Title 5, Chapter 14. CTAS Summary: Increases the amount over which competitive bids are required for county purchases under the general fund from \$5,000 to \$10,000.

Senate Status: Referred to Senate State & Local Government

House Status: Set for 3-27-07 in House Finance, Ways & Means

SB 0584 (Burks, Charlotte) / HB 1160 (Buck, Frank)

MLS: Health insurance coverage for county employees. Requires every county to provide comparable health insurance coverage and pay a comparable portion of the premiums for all employees and officials of the county. **GA:** Local Government, General - Requires every county to provide comparable health insurance coverage and pay a comparable portion of the premiums for all employees and officials of the county. - Amends TCA Title 8. **CTAS Summary:** Requires every county to provide comparable health insurance coverage and pay a comparable portion of the premiums for all employees and officials of the county.

Senate Status: Taken off notice on 2-27-07 in Senate State & Local Government

House Status: Referred to House Local Government Subcommittee

SB 0657 (Burchett, Tim) / HB 0706 (McCord, Joe)

MLS: Compensation for deputy sheriffs. Requires counties to set a minimum entry level compensation for deputy sheriffs at 30 percent of the compensation to be received by various general officers by July 1, 2012. **GA:** Public Employees - Requires each county by July 1, 2012, to set a minimum entry level compensation for deputy sheriffs at 30 percent of the compensation to be received by the various county general officers. - Amends TCA Title 5; Title 6; Title 7 and Title 8. **CTAS Summary:** Requires counties to set a minimum entry level compensation for deputy sheriffs at 30 percent of the compensation to be received by the general officers (clerk, trustee, register, etc.) of the county by July 1, 2012.

Senate Status: Referred to Senate State & Local Government

House Status: Referred to House Local Government Subcommittee

SB 0880 (Ketrn, Bill) / HB 0433 (DuBois, J. Thomas)

MLS: County employees serving on county legislative body. Prohibits county employees from serving on county legislative body. Exempts county employees who are currently serving on county legislative bodies. **GA:** County Government - Disqualifies county employees from serving on county legislative body; current members are exempted. - Amends TCA Title 5, Chapter 5, Part 1. **CTAS Summary:** Prohibits county employees from serving on county legislative body. Exempts county employees who are currently serving on county legislative bodies.

Senate Status: Referred to Senate State & Local Government

House Status: Deferred to 4-4-07 in House Local Government Subcommittee

SB 1115 (Kyle, James F.) / HB 1773 (Jones, Ulysses)

MLS: Shelby County - payment of state shared taxes. Specifies that for municipalities in Shelby County state shared tax revenues are to be paid directly to the municipality in lieu of paying such revenues indirectly through the county trustee. **GA:** Taxes - Provides that, with respect to certain municipalities, state shared tax revenues shall be paid directly to the municipality in lieu of paying such revenues indirectly through the county trustee to the municipality. - Amends TCA Title 9, Chapter 4. **CTAS Summary:** Specifies that for municipalities in Shelby County state shared tax revenues are to be paid directly to the municipality in lieu of paying such revenues indirectly through the county trustee. Has the effect of avoiding the county trustee's commission.

Senate Status: Referred to Senate Finance Tax Subcommittee

House Status: Referred to House Local Government Subcommittee

SB 1167 (Black, Diane) / HB 0935 (Maggart, Debra Young)

MLS: Certified public administrator incentives - assessors. Specifies that certified public administrator educational incentive payments to assessors shall not be offset by compensation received by assessors for obtaining certain professional designations. **GA:** Assessors - Provides that certified public administrator educational incentive payments to assessors shall not be offset by compensation received by assessors for obtaining certain professional designations. - Amends TCA Section 5-1-310. **CTAS Summary:** Assessors incentive payments for training or professional certifications don't offset

Senate Status: Set for 3-27-07 in Senate State & Local Government

House Status: Referred to House Local Government Subcommittee

SB 1723 (Ketrn, Bill) / HB 1788 (Jones, Ulysses)

MLS: Purchase of used or secondhand items - local government. Extends ability of local governments to purchase secondhand items from governmental agencies to include any private individual or entity as long as price range is comparable with national standard. **GA:** Purchasing - Allows counties and municipalities

to purchase secondhand articles, goods, equipment, materials, supplies, or commodities from federal, state, or local government agencies without public advertisement and competitive bidding and from private entities under certain circumstances. - Amends TCA Section 12-3-1003. CTAS Summary: Purchase of used goods by local governments

Senate Status: Referred to Senate State & Local Government

House Status: Referred to House Local Government Subcommittee

SB 1737 (Ketrone, Bill) / HB 0689 (Fitzhugh, Craig)

MLS: Board of directors for emergency communications districts. Specifies that boards of directors for emergency communications districts created by a county or counties must include seven to nine members appointed by the county mayor or mayors or executives, and the mayor of each municipality served by the district. GA: Emergency Communications Districts - Specifies that boards of directors for emergency communications districts created by a county or counties must include seven to nine appointees by the county's or counties' mayors or executives, and the mayor of each municipality served by the district. - Amends TCA Section 7-86-105. CTAS Summary: Specifies that boards of directors for emergency communications districts created by a county or counties must include seven to nine appointees by the county's or counties' mayors or executives, and the mayor of each municipality served by the district.

Senate Status: Set for 3-27-07 in Senate State & Local Government

House Status: Referred to House Local Government Subcommittee

SB 2053 (McNally, James R.) / HB 1469 (Fitzhugh, Craig)

MLS: Local Government Instances of Fraud Reporting Act. Enacts the "Local Government Instances of Fraud Reporting Act." Requires a public official with knowledge that a theft, forgery, credit card fraud or other unlawful taking of public money to report such information to the comptroller of the treasury in a reasonable amount of time. Removes liability for civil or criminal action against any public official acting in good faith by reporting such information, unless the reporting official also benefited from the conduct.

GA: Public Officials - Enacts the "Local Government Instances of Fraud Reporting Act." - Amends TCA Title 8, Chapter 4. CTAS Summary: Local Government Fraud Reporting Act

Senate Status: Set for 3-27-07 in Senate State & Local Government

House Status: Recommended on in House State & Local Government; sent to House Calendar & Rules

Property & Housing

SB 0750 (McNally, James R.) / HB 1500 (Winningham, Leslie)

MLS: Surplus property sales by internet. Revises the County Purchasing Law of 1957 to grant counties clear authority to conduct sales of surplus property by means of on-line auctions or Internet-based auctions.

GA: Surplus Property - Amends the County Purchasing Law of 1957 to grant counties clear authority to conduct sales of surplus property by means of on-line auctions or Internet-based auctions. - Amends TCA Section 5-14-108. CTAS Summary:

Senate Status: Passed on 3-15-07 by Senate

House Status: Referred to House Finance Budget Subcommittee

SB 1955 (Haynes, Joe) / HB 2160 (Briley, Robert W.)

MLS: Affordable housing rental property. Allows any owner to apply for property classification as affordable housing rental property on any assessment roll of any county by filing an application for such classification with the assessor of property of such county on or before March 31 of the first year for which the classification is sought. Requires assessor to request certification in the year of completion of every general reappraisal of property in the county at least every six years. Requires THDA to promptly certify the potential gross income from restricted rents for each owner to attach to its application for classification as affordable housing rental property. GA: Housing - Provides for the classification of certain property as affordable housing rental property. - Amends TCA Title 13 and Title 67. CTAS Summary: Provides for different valuation of certain affordable housing property for property tax purposes.

Senate Status: Set for 3-27-07 in Senate State & Local Government

House Status: Referred to House State Government Subcommittee

Public Employees

SB 1362 (Haynes, Joe) / HB 0397 (Jones, Sherry)

MLS: Prof. Police and Sheriff's Dept. Employees Negotiations Act. Provides for the establishment of an employees' organization for members of the police department and sheriff's department in Tennessee

municipalities. Establishes procedures for the selection of such organizations and for arbitration and mediation of disputes between employees' associations and municipalities. GA: Enacts "Professional Police Department and Sheriff's Department Employees Negotiations Act." - Amends TCA Title 7, Chapter 51. CTAS Summary: Enacts "Professional Police Department and Sheriff's Department Employees Negotiations Act."

Senate Status: Taken off notice in Senate Commerce, Labor & Ag

House Status: Referred to House Local Government Subcommittee

SB 1505 (Kilby, Tommy) / HB 1189 (Jones, Sherry)

MLS: Firefighter professional employee organizations. Establishes the Professional Fire Department Employees Negotiations Act to protect the rights of individual employees in their relations with municipalities, and to protect the rights of the municipalities and the public in connection with employer-employee disputes affecting the fire service in the municipalities. GA: Firefighters - Provides for certain negotiations between firefighters and local governments. - Amends TCA Title 7, Chapter 51. CTAS Summary: Establishes the Professional Fire Department Employees Negotiations Act to protect the rights of individual employees in their relations with municipalities. For the purpose of this act, "municipality" is defined to include counties.

Senate Status: Set for 3-27-07 in Senate Commerce, Labor & Ag

House Status: Referred to House Local Government Subcommittee

SB 1744 (Ketron, Bill) / HB 1537 (Bass, Eddie)

MLS: Qualifications for office of sheriff. Requires candidate for sheriff to have five or more years experience as a law enforcement officer or member of highway patrol. Grandfathers in current sheriffs.

GA: Sheriffs - Requires any candidate for sheriff to have five or more years experience in law enforcement; existing sheriffs are grandfathered-in. - Amends TCA Title 8. CTAS Summary: Qualifications for office of sheriff

Senate Status: Referred to Senate Judiciary

House Status: Referred to House Local Government Subcommittee

Public Finance

SB 2030 (Johnson, Jack) / HB 1277 (Lynn, Susan M.)

MLS: Population counts used for disbursement of funds. Designates which census figures on population may be used as the basis for distribution of tax revenues. GA: Public Funds and Financing - Authorizes additional population figures as basis of certain tax distributions. - Amends TCA Section 9-16-101; Title 54, Chapter 4, Part 13; Section 54-4-203(a); Section 54-4-203(b); Section 54-4-103(a)(1); Section 57-5-205(1); Section 57-3-306(d); Section 67-3-906(b)(3); Section 67-3-908(a)(2)(B); Section 67-6-103(a)(3)(A); Title 67, Chapter 6, Part 13; Section 67-9-102(a)(1)(A); Section 67-9-102(a)(1)(D) and Section 67-3-905(a)(2)(B). CTAS Summary: Changes provisions regarding distribution of certain taxes to base them on population estimates instead of population figures from the decennial census. Affects distribution of petroleum taxes, alcohol taxes, TVA in lieu of tax payments and the state sales tax.

Senate Status: Referred to Senate Finance Tax Subcommittee

House Status: Taken off notice in House State Government Subcommittee

Taxes General

SB 1366 (Haynes, Joe) / HB 0459 (Fitzhugh, Craig)

MLS: Use of hotel-motel tax funds to encourage overnight stays. Requires that proceeds from any increase in an existing occupancy tax and the proceeds of any new tax be used in the direct promotion of tourism, defined as expenditures reasonably directed at generating overnight stays at hotels in the taxing jurisdiction.

GA: Taxes, Hotel Motel - Requires the proceeds from any increase in an existing occupancy tax and the proceeds of any new tax be used in the direct promotion of tourism, that being an expenditure of funds reasonably directed at generating overnight stays at hotels located within the taxing jurisdiction. - Amends TCA Title 67, Chapter 4, Part 14. CTAS Summary: Requires that proceeds from any increase in an existing occupancy (hotel/motel) tax and the proceeds of any new tax be used in the direct promotion of tourism, defined as expenditures reasonably directed at generating overnight stays at hotels in the taxing jurisdiction.

Senate Status: Deferred to next meeting in Senate Finance Tax Subcommittee

House Status: Referred to House State Government Subcommittee

Taxes Property

SB 0002 (Norris, Mark S.) / HB 1033 (Deberry, John J.)

MLS: Property tax relief for certain elderly homeowners. Allows cities and counties to adopt and implement by ordinance or resolution a program of tax relief for residential property owners who are 65 years of age or older and whose total annual income from all sources does not exceed \$50,000. **GA:** Authorizes counties and municipalities to adopt by resolution or ordinance a program of property tax relief for certain elderly homeowners. - Amends TCA Section 67-5-705. **CTAS Summary:** Enacts a local option tax relief program for senior homeowners to freeze the property taxes for all homeowners over the age of 65 whose annual income does not exceed \$50,000.

Senate Status: Referred to Senate State & Local Government

House Status: Deferred to 3-28-07 in House Local Government Subcommittee

SB 0001 (Jackson, Doug) / HB 0001 (Maddox, Mark L.)

MLS: Tax relief program for elderly homeowners. Allows cities and counties to adopt and implement by ordinance or resolution a program of tax relief for residential property owners who are 65 years of age or older and whose total annual income from all sources does not exceed \$60,000. **GA:** Authorizes counties and cities to locally adopt and implement a program of tax relief for certain elderly homeowners. - Amends TCA Title 67, Chapter 5, Part 7. **CTAS Summary:**

Senate Status: Referred to Senate State & Local Government

House Status: Referred to House Local Government Subcommittee

SB 1078 (Johnson, Jack) / HB 0897 (Sargent, Charles M.)

MLS: Tax relief program for elderly homeowners. Allows cities and counties to adopt and implement by ordinance or resolution a program of tax relief for residential property owners who are 65 years of age or older and whose total annual income from all sources does not exceed \$60,000. **GA:** Taxes, Real Property - Authorizes local governments to implement the recently adopted constitutional amendment permitting local programs of tax relief to certain elderly homeowners. - Amends TCA Title 67, Chapter 5, Part 7. **CTAS Summary:**

Senate Status: Referred to Senate State & Local Government

House Status: Referred to House Local Government Subcommittee

SB 0320 (Henry, Douglas) / HB 0466 (Fitzhugh, Craig)

MLS: Property tax exemption extended beyond 100 acres. Removes 100-acre limitation on exemption of land used for activities such as recreation, retreats, or sanctuaries and which is not necessary to support exempt structures or site improvements for property owned or used by religious, charitable, scientific, or educational membership nonprofit organizations chartered by the United States Congress. **GA:** Removes 100-acre limitation on exemption of land used for activities such as recreation, retreats, or sanctuaries and which is not necessary to support exempt structures or site improvements for property owned or used by religious, charitable, scientific, or educational membership nonprofit organizations chartered by the U.S. Congress. - Amends TCA Title 67, Chapter 5. **CTAS Summary:** Removes the 100-acre limitation on exemption of land used for activities such as recreation, retreats, or sanctuaries and which is not necessary to support exempt structures or site improvements for property owned or used by religious, charitable, scientific, or educational membership nonprofit organizations chartered by the U.S. Congress.

Senate Status: Taken off notice in Senate Finance Tax Subcommittee

House Status: Deferred to 3-28-07 in House State Government Subcommittee

SB 0757 (Henry, Douglas) / HB 1578 (Fitzhugh, Craig)

MLS: Projected increase adjustment - certified tax rates. Allows governing body to adjust the calculation to account for projected increases in the cost of services funded by the property tax. Adjustment will be made relative to the previous year and will not exceed three percent. **GA:** Taxes, Ad Valorem - Permits county or municipality to adjust certified tax calculation by up to 3 percent to account for a projected increase in the cost of services funded by property tax since the previous year; provided, that the adjustment is made by a method approved by the state board of equalization. - Amends TCA Title 67, Chapter 5, Part 17. **CTAS Summary:** Permits county or municipality to adjust certified tax calculation by up to 3 percent to account for a projected increase in the cost of services funded by property tax since the previous year; provided, that the adjustment is made by a method approved by the state board of equalization.

Senate Status: Referred to Senate State & Local Government

House Status: Referred to House Local Government Subcommittee

SB 1130 (Bunch, Dewayne) / HB 1239 (Kelsey, Brian)

MLS: Referendum elections - rate increases. Provides that property tax rates will be determined by county legislative body unless the voters of the county have determined by a referendum that all rate increases be approved by the referendum process. Outlines referendum process to include an initial ten percent of voters signing a petition to enact such a system. **GA:** Taxes, Ad Valorem - Requires property taxes to be fixed by the county or municipal legislative body unless the voters of the county have determined by referendum that all increases in property tax rates must be approved through a referendum; authorizes the referendum process. - Amends TCA Title 5; Title 6; Title 7; Title 67, Chapter 6, Part 1 and Title 67, Chapter 5. **CTAS Summary:** Allows referendum to require voter approval of property tax increase

Senate Status: Referred to Senate State & Local Government

House Status: Set for 3-28-07 in House Local Government Subcommittee

Taxes Sales

SB 0411 (Kyle, James F.) / HB 0802 (Odom, Gary)

MLS: Local option sales tax on food removed. Exempts all food and food ingredients that are taxed at the state sales tax rate of six percent from local option sales tax. **GA:** Taxes, Sales - Exempts from local option sales taxes all food and food ingredients that are taxed at the state sales tax rate of 6 percent. - Amends TCA Title 67, Chapter 6, Part 7. **CTAS Summary:** Exempts from local option sales taxes all food and food ingredients that are taxed at the state sales tax rate of 6 percent. As initially filed, the bill does not include a hold harmless provision.

Senate Status: Taken off notice on 2-20-07 in Senate Finance

House Status: Referred to House Finance Budget Subcommittee

SB 0305 (Beavers, Mae) / HB 0155 (Johnson, Phillip)

MLS: Reduces state sales tax on food. Reduces the state sales tax rate on food incrementally each year until no state sales tax is levied on food beginning July 1, 2018. Retains local option sales tax on food. **GA:** Reduces incrementally, each year, the state sales tax rate on food until no state sales tax is levied on food; maintains local option sales tax on food. - Amends TCA Title 67, Chapter 6. **CTAS Summary:**

Senate Status: Not recommended on 3-20-07 in Senate Finance Tax Subcommittee; sent to full Senate Finance

House Status: Referred to House Finance Budget Subcommittee

SB 0502 (Johnson, Jack) / HB 0258 (Sargent, Charles M.)

MLS: Reduces sales tax on food. Decreases annually the sales tax on food by one-half percent for the next fiscal year only if the finance and administration commissioner certifies a surplus of state revenue exceeding \$50,000,000 in current fiscal year. **GA:** Requires .5 percent reduction of sales tax on food in next fiscal year when surplus revenues exceed \$50,000,000 in current fiscal year. - Amends TCA Title 67. **CTAS Summary:**

Senate Status: Not recommended on 3-20-07 in Senate Finance Tax Subcommittee; sent to full Senate Finance

House Status: Referred to House Finance Budget Subcommittee

SB 2326 (Kyle, James F.) / HB 2354 (Odom, Gary)

MLS: Increase in cigarette tax. Increases the rate of taxation on cigarettes from ten mills to three cents for each cigarette. Provides that any wholesale dealers, jobbers, tobacco distributors, and retail dealers having cigarette tax stamps, affixed and unaffixed, in their possession on July 1, 2007, will not have to pay the increase in the tax rate on cigarettes bearing such stamps. All revenue from such an increase will be deposited in the general fund. **GA:** Increases the tax on cigarettes from 10 mills to 3 cents on each cigarette; requires that all cigarette tax revenue realized from the increase be deposited into the general fund. **CTAS Summary:**

Senate Status: Deferred to 3-27-07 in Senate Finance, Ways & Means

House Status: Referred to House Agriculture

Taxes Fuel

SB 0129 (Cooper, Jerry W.) / HB 0736 (Curtiss, Charles)

MLS: Increases gas and diesel tax - revenue to local governments. Sets 2-cent increase in gasoline and diesel taxes, to be divided 2/3 to county governments and 1/3 to city governments. **GA:** Increases gasoline

and diesel taxes and provides for distribution of the increased revenue to local government. - Amends TCA Title 67, Chapter 3. CTAS Summary:

Senate Status: Referred to Senate Finance Tax Subcommittee

House Status: Referred to House Public Transportation & Highways Subcommittee

Transportation General

SB 1245 (Tracy, Jim) / HB 1201 (Pinion, Phillip)

MLS: Local government hot mix asphalt facilities. Sets provisions for local governments to operate hot mix asphalt facilities in compliance with state and federal health, safety, and zoning laws in the use of such asphalt. Modifies approval process for new facilities; and authorizes department of transportation to regulate such facilities. GA: Highways, Roads and Bridges - Requires local governments that operate hot mix asphalt facilities to comply with applicable health, safety, and zoning laws in the use of such asphalt; modifies approval process for new facilities; and authorizes department of transportation to regulate such facilities. - Amends TCA Title 4, Chapter 3, Part 23 and Section 12-8-101. CTAS Summary: Asphalt bill

Senate Status: Referred to Senate Transportation

House Status: Referred to House Public Transportation & Highways Subcommittee

SB 1593 (Norris, Mark S.) / HB 1154 (Buck, Frank)

MLS: Special speed zones. Requires an engineering and traffic investigation prior to establishing a special speed zone. Requires signs and lights that comply with national standards designating such zones. Increases time period when reduced school zone speeds are in affect to within 90 minutes of opening or closing of school. GA: Traffic Safety - Requires an engineering and traffic investigation prior to establishing a special speed zone, requires signs and lights that comply with national standards designating such zones, and increases period when school zones are in affect. - Amends TCA Section 55-8-152 and Section 55-8-153. CTAS Summary: engineering studies on speed limits

Senate Status: Referred to Senate Transportation

House Status: Deferred to 4-3-07 in House Public Safety & Rural Roads Subcommittee

SB 1742 (Ketrone, Bill) / HB 1035 (Cobb, Curt)

MLS: Donny Ray Hudson Memorial Bridge. Designates newly constructed bridges spanning Elk River on U.S. Highway 64 in Lincoln County as the "Donny Ray Hudson Memorial Bridge." GA: Highway Signs - "Donny Ray Hudson Memorial Bridge," newly constructed bridges spanning Elk River on U.S. Highway 64 in Lincoln County. CTAS Summary: Donny Ray Hudson Memorial Bridge

Senate Status: Set for 3-28-07 in Senate Transportation (consent)

House Status: Set for 3-28-07 in House Finance Budget Subcommittee

SB 1998 (Norris, Mark S.) / HB 1515 (Harmon, Bill W.)

MLS: Bridge replacement programs for local governments. Caps liability of costs of local governments in bridge replacement projects under the federal BRZ program. GA: Highways, Roads and Bridges - Limits the financial exposure of local governments in bridge replacement projects under the federal BRZ program. - Amends TCA Title 54. CTAS Summary: BRZ and bridge grants

Senate Status: Referred to Senate Transportation

House Status: Referred to House Public Transportation & Highways Subcommittee

Transportation Vehicles

SB 0853 (Kilby, Tommy) / HB 0481 (Harmon, Bill W.)

MLS: Increases motor vehicle registration fees. Increases motor vehicle registration fees by \$16.00. Allocates the revenues to TDOT for road construction and maintenance, to local governments, and to TDOT to fund mass transit. GA: Motor Vehicles, Titling and Registration - Increases motor vehicle registration fees \$16.00 and allocates the revenues to highway funds, local government, and mass transit. - Amends TCA Title 55, Chapter 4. CTAS Summary:

Senate Status: Referred to Senate Transportation

House Status: Deferred to 3-27-07 in House Public Safety & Rural Roads Subcommittee

SB 1848 (Finney, Raymond) / HB 0760 (Matheny, Judd)

MLS: Safety inspections for vehicles owned by local entities. Authorizes safety inspections by department of safety of motor vehicles operated by county and metropolitan highway departments. GA: - Authorizes safety inspections by department of safety of motor vehicles operated by county and metropolitan highway

departments. - Amends TCA Title 54, Chapter 7 and Title 65, Chapter 15. CTAS Summary: inspection of county vehicles by department of safety

Senate Status: Referred to Senate Transportation

House Status: Deferred to 4-11-07 in House Local Government Subcommittee

Utilities

SB 1933 (Ketrone, Bill) / HB 1421 (McDaniel, Steve)

MLS: Competitive Cable and Video Services Act. Requires any entity or person seeking to provide cable or video service over a cable system or video service network facility in this state to file an application for a state-issued certificate of franchise authority with the secretary of state. Creates a unified franchising process for cable and video services and codifies the terms of the franchise in state law. Provides that holders of a state-issued certificate of franchise authority will pay franchise fees on cable or video services equivalent to those paid by incumbent cable service franchise holders. Also prohibits holder of a state-issued certificate of franchise authority from paying a franchise fee based on a percentage that exceeds the lesser of the incumbent cable service provider's franchise fee rate imposed by such municipality or county, if any, or five percent. Provides that no municipality, county or any other local governmental entity shall levy any additional tax, license, fee, or other assessment on a cable or video service provider for the use of public rights-of-way. Prescribes system for implementing governmental or educational programming.

Allows complaints to be filed by potential residential subscribers being denied access. GA: Radio and Television - Enacts the "Competitive Cable and Video Services Act." - Amends TCA Title 7, Chapter 59 and Title 65. CTAS Summary: Enacts the "Competitive Cable and Video Services Act"

Senate Status: Set for 3-27-07 in Senate Commerce, Labor & Ag

House Status: Deferred to 3-27-07 in House Commerce

