



State of Tennessee
PUBLIC CHAPTER NO. 1067

SENATE BILL NO. 1878

By Kyle, Watson, Bell

Substituted for: House Bill No. 1384

By Fitzhugh

AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 5, Part 2, relative to rulemaking.

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

SECTION 1. Tennessee Code Annotated, Title 4, Chapter 5, Part 2, is amended by adding the following as a new, appropriately designated section:

4-5-2__.

(a) Except as provided in subsections (b) and (c), any new fee or fee increase promulgated by state agency rule, in accordance with Title 4, Chapter 5, shall take effect on the July 1st following expiration of the ninety (90) days as provided in § 4-5-207.

(b) This section shall not apply to rules that implement new fees or fee increases that are promulgated as emergency rules pursuant to § 4-5-208(a) and to subsequent rules that make permanent the provisions of such emergency rules, as amended during the rulemaking process.

(c) This section shall not apply to state agencies that did not, during the preceding two (2) fiscal years, collect fees in an amount sufficient to pay the cost of operating the board, commission or entity in accordance with § 4-29-121(b).

SECTION 2. This act shall take effect July 1, 2013, the public welfare requiring it, and shall apply to new fees and fee increases created by rules filed with the secretary of state after such date.

SENATE BILL NO. 1878

PASSED: April 30, 2012



RON RAMSEY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 21st day of May 2012



BILL HASLAM, GOVERNOR