

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 22

January 17, 2019

**SUMMARY OF BILL:** Decreases, from 24 to 15, the number of Governor appointees on the Tennessee Historical Commission, and reconstitutes the membership based on the criteria set forth in the proposed legislation. Establishes that a public entity seeking a waiver from the Commission under the Tennessee Heritage Protection Act must demonstrate by a preponderance of the evidence, rather than by clear and convincing evidence, that a material or substantial need for a waiver exists in order for the waiver to be granted.

**ESTIMATED FISCAL IMPACT:**

**Decrease State Expenditures - \$6,700/Tennessee Historical Commission**

Assumptions:

- Decreasing the membership of the Commission by nine members will result in a decrease in state expenditures due to fewer reimbursements for meal, lodging, travel and other expenditures.
- The average annual cost per non-ex-officio member over the last three years is \$747.
- Therefore, the recurring decrease in state expenditures for the Tennessee Historical Commission is estimated to be \$6,723 (\$747 per member x 9 members).
- Revising the evidentiary standard for obtaining a waiver from the Commission from clear and convincing evidence to preponderance of the evidence will not result in a significant increase in the number of waivers sought or granted or the number of Commission hearings held. Any fiscal impact on the state or local government is estimated to be not significant.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner".

Krista Lee Carsner, Executive Director

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