

HOUSE BILL 2002

By Powell

AN ACT to amend Tennessee Code Annotated, Title 7;  
Title 54 and Title 55, relative to maintenance of  
certain public roads and bridges.

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

SECTION 1. Tennessee Code Annotated, Section 54-1-126, is amended by adding the  
following as a new subsection:

(d)

(1) A county having a metropolitan form of government with a population of more than five hundred thousand (500,000), according to the 2020 federal census or a subsequent federal census, is responsible for the non-surface area maintenance, including mowing and litter removal, of intersections, medians, shoulders, and rights-of-way of public roads, streets, highways, or bridges on the state system of highways within the boundaries of the county.

(2) The department of transportation is responsible for the maintenance of such public roads, streets, highways, or bridges, and the surface area maintenance of such intersections, medians, shoulders, and rights-of-way, including resurfacing and repair of the travel lanes and shoulders, repair and cleaning of drainage structures, repair of bridges and abutments, repair of retaining walls and tunnels, and replacement or repair of traffic control devices.

(3) In coordination with the department, the county shall develop and maintain an inventory of intersections, medians, shoulders, and rights-of-way of public roads, streets, highways, or bridges within the county that are eligible for

non-surface area maintenance by the county under this subsection (d) and shall develop a program to prioritize maintenance needs.

(4) The county may enter into a written agreement with the department related to such non-surface area maintenance work.

(5) The department shall reimburse the county for the cost of performing the maintenance work, and the department may use state highway funds to reimburse the county.

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