

# Appendix A: House Bill 2293/Senate Bill 2525 (addresses lobbying expenditures)

HOUSE BILL 2293

By Durham

AN ACT to amend Tennessee Code Annotated, Title 4; Title 5; Title 6; Title 7 and Title 49, relative to school budgets.

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

SECTION 1. Tennessee Code Annotated, Section 5-21-111(e), is amended by deleting the subsection and substituting instead the following:

(e)

(1) The county legislative body may alter or revise the proposed budget except as to provision for debt service requirements and for other expenditures required by law. Except as provided in subdivision (e)(2), when reviewing the proposed budget of the county department of education, the county legislative body may only alter or revise the total amount of expenditures as proposed, and such alterations or revisions shall comply with state law and regulations. Upon the alteration or revision of the proposed budget of the department of education, the director of schools shall submit a revised budget within the total expenditures approved by the county legislative body within ten (10) days. If the revised budget complies with the amount of expenditures as adopted by the county legislative body, the revised budget will become the approved budget for the county department of education.

(2) If the proposed budget of a county department of education contains lobbying expenditures, then the county legislative body may alter or revise line items of the portion of the proposed budget allocated for lobbying expenditures. For purposes of this subdivision (e)(2), "lobbying expenditures" means funds

used to lobby, as defined in § 3-6-301, but also includes any dues paid to entities that lobby.

(3) The county legislative body shall finally adopt a budget in July.

SECTION 2. Tennessee Code Annotated, Section 5-12-109, is amended by adding the following language as a new subsection:

(d) If the proposed budget of a county department of education contains lobbying expenditures, then the county legislative body may alter or revise line items of the portion of the proposed budget allocated for lobbying expenditures. For purposes of this subsection (d), "lobbying expenditures" means funds used to lobby, as defined in § 3-6-301, but also includes any dues paid to entities that lobby.

SECTION 3. Tennessee Code Annotated, Section 5-12-209, is amended by adding the following language as a new subsection:

(c) Notwithstanding subsection (a), if the proposed budget of a county department of education contains lobbying expenditures, then the county legislative body may alter or revise line items of the portion of the proposed budget allocated for lobbying expenditures. For purposes of this subsection (c), "lobbying expenditures" means funds used to lobby, as defined in § 3-6-301, but also includes any dues paid to entities that lobby.

SECTION 4. Tennessee Code Annotated, Title 6, Chapter 54, Part 1, is amended by adding the following language as a new section:

6-54-142.

When reviewing the proposed budget of any local board of education, the legislative body of any municipality may alter or revise line items of the portion of the proposed budget allocated for lobbying expenditures. For purposes of this section, "lobbying expenditures" means funds used to lobby, as defined in § 3-6-301, but also includes any dues paid to entities that lobby.

SECTION 5. Tennessee Code Annotated, Section 6-56-204, is amended by deleting subsection (b) and by substituting instead the following:

(b)

(1) Except as provided in subdivision (b)(2), the governing body shall have no authority to modify or delete any item of the school estimates and shall have the power to modify only the total amount of the school budget, except that in no event shall a reduction in the school budget exceed the total sum requested by the board of education from current municipal revenues.

(2) If the proposed budget of a municipal board of education contains lobbying expenditures, then the governing body may alter or revise line items of the portion allocated for lobbying expenditures. For purposes of this subdivision (b)(2), "lobbying expenditures" means funds used to lobby, as defined in 3-6-301, but also includes any dues paid to entities that lobby.

SECTION 6. Tennessee Code Annotated, Title 7, Chapter 3, Part 1, is amended by adding the following language as a new section:

7-3-106.

When reviewing the proposed budget of any metropolitan board of education, the legislative body of any metropolitan government may alter or revise line items of the portion of the proposed budget allocated for lobbying expenditures. For purposes of this section, "lobbying expenditures" means funds used to lobby, as defined in § 3-6-301, but also includes any dues paid to entities that lobby.

SECTION 7. This act shall take effect July 1, 2014, the public welfare requiring it, and shall apply to budgets adopted for fiscal years beginning in 2015 and thereafter.