

HOUSE BILL 1356

By Calfee

AN ACT to amend Tennessee Code Annotated, Title 67,
Chapter 5, relative to tax relief for certain disaster
claimants.

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

SECTION 1. Tennessee Code Annotated, Section 67-5-2010, is amended by adding
the following as a new subsection:

(c)

(1) Delinquent taxes on property, the owner of which filed an action or
claim, whether administrative, judicial, or otherwise, against the Tennessee
Valley Authority (TVA), arising out of a coal ash spill occurring in this state after
December 1, 2008, and before January 1, 2009, shall not be subject to the
penalty and interest provided in subsection (a) but shall only accrue interest from
the delinquency date of the respective tax year at the composite prime rate
published by the federal reserve board as of the delinquency date, minus two (2)
points.

(2) The owner must have applied for relief pursuant to this section as it
existed prior to January 1, 2014, with the county trustee's office in which county
the property identified in subdivision (c)(1) is located prior to September 1, 2013,
using a form approved by the director of the state division of property
assessments. The owner shall provide the address and legal description of any
property for which such relief pursuant to this subsection (c) is sought and a copy
of the legal action filed against the TVA. The collecting official shall adjust the
penalty and interest in accordance with this subsection (c) and collection of such

tax, penalty, and interest shall be in full satisfaction of the property tax assessment for those tax years. Reference to a recorded plat in the register of deeds of the county where the property is located meets the requirement in this subdivision (c)(2) for a legal description.

(3) This subsection (c) shall be effective retroactively to January 1, 2009, and shall only apply to penalties and interest imposed for the 2009 tax year and subsequent tax years until, and including, the tax year during which claims filed in 2018 by the county government of Roane County, Tennessee, and the municipal government of the city of Kingston, Tennessee, against the TVA, are resolved by final order.

(4) This subsection (c) shall cease to be effective on January 1, 2021.

SECTION 2. If any provision of this act or its application to any person or circumstance is held invalid, then all provisions and applications of this act shall be invalid and void.

SECTION 3. This act shall take effect on becoming law, the public welfare requiring it.