



HOUSE BILL 2366

By Hawk

AN ACT to amend Tennessee Code Annotated, Title 5; Title 6; Title 7 and Title 67, relative to tourism development zones.

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

SECTION 1. Tennessee Code Annotated, Title 7, is amended by adding the following as a new chapter:

7-92-101. Definitions.

As used in this section:

(1) "Local government" means an incorporated city or town, county, or metropolitan form of government; and

(2) "Tourism development zone" means a geographical area within the jurisdiction of a local government that has been designated as a tourism development zone by ordinance or resolution of the local government.

7-92-102. Tourism development zone access.

A local government:

(1) Shall not prohibit ingress or egress into a tourism development zone by private or commercial vehicles or pedestrian traffic;

(2) Shall not block streets or other rights-of-ways within a tourism development zone in a manner that disrupts the operation of businesses within the tourism development zone; prohibits the delivery of goods, services, merchandise, food, and beverages to businesses and patrons with the tourism development zone; or prohibits taxis, public transportation vehicles, or ride

sharing companies from picking up or dropping off persons within the tourism development zone; and

(3) May temporarily prohibit ingress or egress or block streets or other rights-of-ways to or within a tourism development zone:

(A) For purposes of providing exclusive access to first responders during an emergency; and

(B) For an event hosted by the local government pursuant to a contract between the local government and the event operator or event promoter.

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

Amendment No. 1 to HB2366

Crawford
Signature of Sponsor

AMEND Senate Bill No. 2157*

House Bill No. 2366

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Title 7, is amended by adding the following as a new chapter:

7-92-101. Chapter definitions.

As used in this chapter:

- (1) "Local government" means an incorporated city or town, county, or metropolitan form of government; and
- (2) "Tourism development zone" has the same meaning as defined in § 7-88-103.

7-92-102. Tourism development zone access.

(a) Except as otherwise authorized pursuant to subsection (b), a local government shall not block streets or other rights-of-way within a tourism development zone in a manner that disrupts the operation of businesses within the tourism development zone; prohibits the delivery of goods, services, merchandise, food, and beverages to businesses and patrons within the tourism development zone; or prohibits taxis, public transportation vehicles, or ride sharing companies from picking up or dropping off persons within the tourism development zone.

(b) A local government may temporarily prohibit ingress or egress or block streets or other rights-of-way into or within a tourism development zone:

- (1) For purposes of providing exclusive access to first responders during an emergency;

(2) For an event hosted by the local government pursuant to a contract between the local government and an event operator or event promoter; and

(3) In accordance with applicable rules prescribed pursuant to § 7-92-104.

7-92-103. Jurisdiction of Tennessee highway patrol.

Notwithstanding another law, the Tennessee highway patrol established pursuant to title 4, chapter 7, part 1, has concurrent law enforcement authority with local law enforcement agencies, including the power to arrest, carry a firearm, and investigate crime within a tourism development zone in this state.

7-92-104. Designation of economic protection zones.

(a) The department of tourist development, in consultation with the department of economic and community development, department of environment and conservation, and department of safety and homeland security, shall promulgate rules designating tourism development zones in this state as economic protection zones for the purposes of protecting and stimulating economic activity within the tourism development zones.

(b) The rules must:

(1) Apply uniformly to tourism development zones in this state;

(2) Regulate ingress and egress into businesses and public property in a manner that facilitates access to tourists and residents;

(3) Regulate unlawful loitering, sitting, camping, or sleeping on public property in a manner that maintains ingress and egress into places of business and maintains clear and unobstructed streets, alleys, sidewalks, parks, plazas, parking lots, driveways, rights-of-way, public buildings, or other locations open to or accessible by the public for the purpose of facilitating vehicular and pedestrian traffic; and

(4) Be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

(c) This chapter does not supersede or alter the regulatory authority of the department of transportation over state highway rights-of-way or limit the statutory authority of the department of transportation to regulate activities within the jurisdiction of the department of transportation.

SECTION 2. The headings in this act are for reference purposes only and do not constitute a part of the law enacted by this act. However, the Tennessee Code Commission is requested to include the headings in any compilation or publication containing this act.

SECTION 3. For purposes of promulgating rules, this act takes effect upon becoming a law, the public welfare requiring it. For all other purposes, this act takes effect January 1, 2027, the public welfare requiring it.

Amendment No. 2 to HB2366

Lafferty
Signature of Sponsor

AMEND Senate Bill No. 2157*

House Bill No. 2366

by deleting subdivisions (b)(2) and (3) in § 7-92-102 in Section 1 and substituting instead:

(2) For an event hosted by the local government pursuant to a contract between the local government and an event operator or event promoter;

(3) For construction, maintenance, repair, or improvement of public or private infrastructure, buildings, or utilities, including activities authorized through a local government permitting process; and

(4) In accordance with applicable rules prescribed pursuant to § 7-92-104.

Amendment No. 1 to SB2157

Briggs
Signature of Sponsor

AMEND Senate Bill No. 2157*

House Bill No. 2366

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Title 7, is amended by adding the following as a new chapter:

7-92-101. Chapter definitions.

As used in this chapter:

(1) "Local government" means an incorporated city or town, county, or metropolitan form of government; and

(2) "Tourism development zone" means a geographical area within the jurisdiction of a local government that has been designated as a tourism development zone under chapter 88 of this title, or by ordinance or resolution of a local government.

7-92-102. Tourism development zone access.

(a) Except as otherwise authorized pursuant to subsection (b), a local government shall not block streets or other rights-of-way within a tourism development zone in a manner that disrupts the operation of businesses within the tourism development zone; prohibits the delivery of goods, services, merchandise, food, and beverages to businesses and patrons within the tourism development zone; or prohibits taxis, public transportation vehicles, or ride sharing companies from picking up or dropping off persons within the tourism development zone.

(b) A local government may temporarily prohibit ingress or egress or block streets or other rights-of-way into or within a tourism development zone:

(1) For purposes of providing exclusive access to first responders during an emergency;

(2) For an event hosted by the local government pursuant to a contract between the local government and an event operator or event promoter;

(3) For construction, maintenance, repair, or improvement of public or private infrastructure, buildings, or utilities, including activities authorized through a local government permitting process; and

(4) In accordance with applicable rules prescribed pursuant to § 7-92-104.

7-92-103. Jurisdiction of Tennessee highway patrol.

Notwithstanding another law, the Tennessee highway patrol established pursuant to title 4, chapter 7, part 1, has concurrent law enforcement authority with local law enforcement agencies, including the power to arrest, carry a firearm, and investigate crime within a tourism development zone in this state.

7-92-104. Designation of economic protection zones.

(a) The department of tourism, in collaboration with the department of economic and community development, shall promulgate rules designating tourism development zones in this state as economic protection zones for the purposes of protecting and stimulating economic activity within the tourism development zones. The rules:

(1) Apply uniformly to tourism development zones in this state; and

(2) Must be promulgated in accordance with the Uniform Administrative Procedures Act, codified in title 4, chapter 5.

(b) Rules promulgated under subsection (a) must:

(1) Regulate ingress and egress into businesses and public property in a manner that facilitates access to tourists and residents;

(2) Regulate unlawful loitering, sitting, camping, or sleeping on public property in a manner that maintains ingress and egress into places of business

and maintains clear each street, alley, sidewalk, park, plaza, parking lot, driveway, right-of-way, public building, or other location open to or accessible by the public for the purpose of facilitating vehicular and pedestrian traffic;

(3) Regulate sanitation, including trash, litter, and debris removal and street cleaning, remediation of noxious odors, and pest control; and

(4) Facilitate enhanced marketing and promotion of businesses, the attraction of events and customers, and the creation of programs for general economic development and sustainability.

(c) Rules promulgated under subsection (a) that apply to tourism development zones in this state preempt local laws, ordinances, resolutions, or policies in conflict with the rules.

SECTION 2. For purposes of promulgating rules, this act takes effect upon becoming a law, the public welfare requiring it. For all other purposes, this act takes effect January 1, 2027, the public welfare requiring it.