

Anderson County, Tennessee Board of Commissioners

RESOLUTION NO. 16-11-610

RESOLUTION TO ESTABLISH AND LEVY A LITIGATION TAX OF FIVE DOLLARS (\$5.00) FOR THE USE AND BENEFIT OF ALLIES FOR SUBSTANCE ABUSE PREVENTION.

WHEREAS, on February 22, 2016 the Anderson County Board of Commissioners passed *Resolution 16-03-576* requesting the Tennessee General Assembly to amend *Tenn. Code Ann. § 67-4-601* to allow Anderson County to establish and levy a litigation tax up to twenty-five dollars (\$25.00) per case in the General Sessions Court to fund drug awareness, treatment and prevention programs (*Exhibit 1*);

WHEREAS, on March 29, 2016 the Governor signed *Public Chapter No. 661* amending *Tenn. Code Ann. § 67-4-601* to allow Anderson County to establish and levy a litigation tax for the foregoing purposes (*Exhibit 2*);

WHEREAS, the enabling authority has now been codified at *Tenn. Code Ann. § 67-4-601(h)* and allows the litigation tax to be created upon a two-thirds (2/3) vote of the Anderson County Board of Commissioners (*Exhibit 3*).

NOW THEREFORE, BE IT RESOLVED by the Anderson County Board of Commissioners meeting in regular session this 21st day of November 2016 that we hereby create and levy a litigation tax pursuant to *Tenn. Code Ann. § 67-4-601(h)* on all cases before the General Sessions Court, with the exception of Violation of Probation cases, a five dollar (\$5.00) litigation tax for the use and benefit of Allies for Substance Abuse Prevention in an effort to fund drug awareness, treatment and prevention programs.

BE IT FURTHER RESOLVED that the Circuit Court Clerk is directed to collect, account and disperse the proceeds of the litigation tax to Allies for Substance Abuse Prevention on a monthly basis.

RESOLVED, AND APPROVED by two-thirds (2/3) vote this 21st day of November 2016. This Resolution shall take effect immediately the public welfare requiring same and shall expire for re-evaluation purposes on December 31st, 2018.

APPROVED:


Steve Emert, Chairman

Terry Frank, County Mayor

ATTEST:


Jeff Cole, County Clerk

