

Tennessee County Tax Statistics

County Technical Assistance Service Institute for Public Service The University of Tennessee

> 27th Edition November 2003

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November 2003

Dear County Official:

The following text and tables represent our 27th edition of tax statistics for county governments in Tennessee. The information provided is the most current as of publication; however, certain changes will no doubt take place shortly due to the dynamic nature of county government.

Information on local litigation taxes is not included in our report. Most counties do levy this tax in varying amounts and for a myriad of purposes. Its ease of passage (simple resolution) has made it a popular source of much needed revenues.

It is our legislative mandate to provide county officials with information useful in the operation of their offices. In this respect, we hope you find this report beneficial in analyzing revenue sources available to county government. If CTAS can provide other information relating to this report, please contact us at your convenience.

For this and other CTAS publications and information, you are invited to visit the CTAS website at www.ctas.utk.edu.

Sincerely,

Michael R. Garland Executive Director

Lichael R. Garland

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County Property Tax Rates by Fund¹

The county property tax is the most important source of revenue for county governments. The tax is levied on all real and personal property based on the classification and value of the property unless the property is exempt.²

Tax revenues may only be used for the purposes for which the tax is levied. The county legislative body sets the rate of the tax by a deadline dependent on the county's budget law. However, some counties do not adopt a budget until after the specified deadline, in which case operations continue under a continuation budget remaining in effect until a new budget is adopted.

Rates adopted by type of fund for fiscal year 2004 are shown in Table 1. Note that not all rates are levied countywide. These instances occur for variety of reasons. For example, certain services that cities provide to city residents are not provided outside city boundaries. Another example is in the case of special school districts, which have their own taxing jurisdictions. In those cases, the total tax rate reflected in the last column shows the rate paid by a county taxpayer living in the special district jurisdiction. Notes at the end of Table I provide detail on the purposes for which taxes are levied for special revenue and special purpose funds.

The information shown in Table 2 compares the total tax rate adopted in fiscal year 2004 with the previous year. Thirty-seven counties increased property tax rates by amounts ranging from \$.05 to \$.65. The percentage increases ranged from slightly over 2% to nearly 38%.

Table 3 shows how much revenue one cent of the property tax rate generates in each county, if each county collected 100% of property taxes. This table illustrates the dramatic variations in county property tax bases across Tennessee, with the lowest in Lake County generating \$5,455 on one cent of its property tax rate, to Shelby County generating over \$1.5 million on one cent of its property tax rate.

For more detail regarding the county property tax, refer to the County Property Tax Manual and the County Revenue Manual, both published by the UT County Technical Assistance Service.

¹ The legal authority for the property tax is the Tennessee Constitution, article II, § 28; T.C.A. Title 67, Chapter 5, Parts 1 through 28.

² T.C.A. § 67-5-101

Table 1 Property Tax Rate by Fund FY 2004

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rice special 0.65 0.08 1.24 0.16 0.08 1.24 0.16 0.08 1.24 0.06 1.24 0.01 0.05 0.16 0.01 0.01 2.22 nol districts 0.72 0.08 1.34 0.07 0.04 0.01 0.01 0.09 0.01 0.09 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 <td>West Carroll SSD</td> <td>0.65</td> <td></td> <td>0.09</td> <td></td> <td>0.16</td> <td></td> <td></td> <td>0.08</td> <td></td> <td></td> <td>000</td> <td></td> <td>3</td> <td>2</td> <td></td>	West Carroll SSD	0.65		0.09		0.16			0.08			000		3	2	
of districts 0.65 0.09 1.24 0.10 0.67 0.05 0.10 2.22 am 0.72 0.08 1.24 0.10 0.67 0.05 0.10 0.10 0.20 2.29 ref 0.63 0.02 0.88 0.01 0.05 0.27 0.20 2.13 ne 0.65 0.65 0.07 0.85 0.275 0.05 0.20 2.90 ne 1.596 0.17 0.85 0.275 0.27 0.28 2.90 ne Anchester 1.06 1.32 0.27 0.18 0.17 0.27 2.56 tft 1.23 0.12 0.08 0.18 0.17 0.20 2.56 tft 1.23 0.12 0.08 0.18 0.17 0.42 1.44 non 1.23 0.20 0.23 0.42 1.44 1.44 non 1.24 0.25 0.23 0.42 1.44 <th< td=""><td>outside special</td><td></td><td></td><td></td><td></td><td>0,00</td><td></td><td></td><td>0.08</td><td></td><td></td><td>0.08</td><td></td><td>1.06</td><td></td><td>1.06</td></th<>	outside special					0,00			0.08			0.08		1.06		1.06
am 0.72 0.08 1.34 0.67 0.05 0.16 0.10 3.09 am 0.87 0.08 1.34 0.67 0.01 0.05 0.01 2.09 ne 0.53 0.01 1.34 0.07 0.05 0.01 2.09 ne 0.53 0.01 1.34 0.275 0.05 0.018 2.50 te Manchester 1.06 0.17 0.85 0.275 0.18 0.17 0.26 2.56 te Tullahoma 1.06 1.32 0.08 0.18 0.17 0.19 2.56 te Tullahoma 1.06 1.32 0.08 0.18 0.17 0.19 2.56 te Tullahoma 0.53 0.54 0.14 0.42 0.14 1.44 triad cifles 1.27 0.20 0.53 0.54 0.54 1.44 and Services 1.54 0.20 0.63 0.63 0.12 0.12 trick 0.69 </td <td>school districts</td> <td>0.65</td> <td></td> <td>0.09</td> <td></td> <td></td> <td></td> <td></td> <td>0.18</td> <td></td> <td></td> <td></td> <td></td> <td>2.22</td> <td></td> <td>2.22</td>	school districts	0.65		0.09					0.18					2.22		2.22
am 0.87 0.09 1.51 0.01 0.01 0.01 0.05 0.020 2.13 refine 0.53 0.07 1.34 0.075 0.020 2.03 2.03 refine 1.595 0.07 0.85 0.275 0.027 0.03 2.06 refine 1.595 0.07 0.08 0.18 0.17 0.03 2.56 refine 1.06 1.32 0.08 0.18 0.17 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.01 0.02 0.02 0.02 0.02 0.02 0.02 0.02 0.02 0.02 0.02 0.02 0.02 0.02 0.02 0.02 0.02 0.02 <t< td=""><td>Carter</td><td>0.72</td><td></td><td>0.08</td><td></td><td></td><td>0.67</td><td></td><td>0.05</td><td></td><td></td><td>0.10</td><td></td><td>3.09</td><td></td><td>3.09</td></t<>	Carter	0.72		0.08			0.67		0.05			0.10		3.09		3.09
r 1.02 0.04 0.26 0.20 2.13 rne 0.53 0.01 1.36 0.27 0.29 2.13 rne 0.53 0.01 0.27 0.29 2.20 2.20 ine Manchester 1.06 1.32 0.07 0.18 0.17 0.26 2.56 ine Tullahoma 1.06 1.32 0.08 0.18 0.17 0.19 2.56 ine Cities 1.06 1.23 0.08 0.18 0.17 0.14 1.44 riad cities 1.23 0.26 0.23 0.24 0.26 0.26 1.44 on 1.23 0.26 0.23 0.42 0.14 1.44 riad cities 1.23 0.26 0.23 0.42 0.14 1.44 on 1.24 0.27 0.20 0.53 0.42 0.45 1.44 rict 0.56 0.75 0.20 0.43 0.12 0.16 1.56	Cheatham	0.87		0.09			5	0 0			0.16			2.09		2.09
ne 0.53 0.01 1.34 0.27 0.27 2.90 Integer 0.17 0.85 0.275 0.08 0.17 0.18 2.90 Integer 1.595 0.17 0.08 0.18 0.17 0.26 2.56 Integer 1.23 0.12 0.08 0.18 0.17 0.20 2.50 Interpretation 0.59 0.20 0.34 0.42 0.21 0.14 Interpretation 0.59 0.20 0.34 0.42 0.42 2.50 Interpretation 0.59 0.20 0.34 0.42 0.42 0.44 Interpretation 0.59 0.20 0.34 0.42 0.42 1.44 Interpretation 0.59 0.20 0.53 4.58 4.58 Interpretation 0.69 0.75 0.20 0.42 0.42 0.1963 1.56 Interpretation 0.53 0.20 0.53 0.20 0.45 4.58	Chester	1.02		0.02				2				0.20		2.13		2.13
1.16	Claiborne	0.53		0.0								0.38		2.90		2.90
te Manchester 1.06 1.32 0.18 0.18 0.17 0.256 te Manchester 1.06 1.32 0.08 0.18 0.17 0.21 0.19 2.56 ide cities 1.06 0.83 0.12 0.08 0.17 0.19 2.56 rial 0.59 0.51 0.20 0.53 1.44 1.44 on an Services 2.58 1.27 0.20 0.43 4.58 4.58 inct 0.59 0.75 0.20 0.43 0.43 3.84 inct 0.75 0.75 0.20 0.43 1.56 1.56	Clay	4 505		0.17					0.27					3.16		3.16
Title State 1.36 1.32 0.18 0.18 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50 2.50	Cocke	080.1												02.0		02.0
Action of the state o	Corree Manchaster	1 06			1.32				0.18					2.50		2.30
instraint 1.05 1.32 0.08 0.18 0.17 0.19 0.18 0.17 0.19 0.19 0.11 0.11 0.11 0.11 0.11 0.11 0.11 0.11 0.11 0.11 0.11 0.11 0.11 0.11 0.11 0.11 0.11 0.11 0.11 0.12 0.12 0.12 0.12 0.12 0.12 0.12 0.12 0.12 0.12 0.12 0.12 0.12 0.12 0.12 0.13 0.13 1.15 0.15 0.15 0.15 0.15 0.15 0.15 0.15 0.15 0.15 0.15 0.15 0.15 0.15 0.15 0.15 0.15 0.15 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16 0.16	inside Indianoma	106			1.32				0.18			0	0 4 0			2.24
1.23 0.83 0.12 0.34 0.42 2.00 vices 2.58 1.27 0.20 0.43 4.58 ervices 1.94 1.27 0.20 0.43 1.56 0.656 0.755 0.7521 0.055 0.12 0.1863 1.63	Outside cities	1.06			1.32		0.08		0.18	0.17		0.27	0.18			2.60
vices 2.58 1.27 0.20 0.43 4.58 ervices 1.94 1.27 0.20 0.43 3.84 0.66 0.75 0.75 0.75 1.63	Crockett	1.23			0.83					0.42				1 44		144
vices 2.58 1.27 0.20 0.53 4.58 iervices 1.94 1.27 0.20 0.43 3.84 0.69 0.75 0.12 0.156 1.56 0.694 0.7951 0.05 0.1963 1.63	Cumberland	0.59			0.51				0.34					1		
Services 2.58 1.27 0.20 0.53 4.58 il Services 1.94 1.27 0.20 0.43 3.84 0.69 0.75 0.12 0.156 1.56 0.6946 0.7951 0.05 0.1963 1.63	Davidson															
ict 2.58 1.27 0.20 0.43 3.84 3.84 ict 0.69 0.69 0.7921 0.05 0.05 0.1963 1.63	Urban Services						6		0.53					4.58		4.58
ict 20,69 0.50 0.50 0.50 0.50 0.12 0.15 0.50 0.50 0.15 0.150 0.150 0.50 0.	District	2.58	m		1.2		0.5		200							
0.12 0.15 0.15 1.35 1.35 1.55 0.5963 1.63 1.63	General Services	7 6			12	_	0.20	0	0.43					3.84		3.84
0.05 0.1963 0.1963 0.05	Docatur	0.69	- 0		0.7	10			0.12			0.4000		1.30		1.63
0.00	Decalui	0 5916	100		0.792	_			0.05			0.1903		20.1		201

Table 1 Property Tax Rate by Fund FY 2004

						1004	1								
		Other General Fund or	Highway/	General	School	Education		General and Other	Rural			Special			
	General	Special Revenue	Public Works	Purpose School	Transpor- tation	Debt Service	School	Debt Service	Debt Service	Capital Projects	Solid Waste	Local Purpose	County	Special School	Total Tax
	Land		Fund	Fund	Fund	Fund	Projects	Funds	Fund	Funds	Fund	Fund	Tax Rate	District	Rate
Dickson	1.02		0.17					0.58					2.86		2 86
Dyer	0.545		0.318		0.252				0.347				2.58		2.58
Fayette	0.745		0.1314	0.7843				0.0793					1 74		174
Fentress	1.07			0.43				0.21			0.17		1 88		4 00 +
Franklin													3		1.00
cities except															
Sewanee,															
Winchester,															
Tullahoma	0.78		0.04	1.30		0.18		0.05			0.20		2.55		2 55
Sewanee,													201		2.32
Winchester,															
Tullahoma	0.78		0.04	1.30		0.18		0.05					2.35		2.35
outside cities	0.78		0.04	1.30		0.18		0.05			0.20	0.11	2.66		2 88
Gibson											07:0		2.00		2.00
Gibson Co. SSD	0.59		0.13					0.09					0.84	4 43	2 22
Bradford SSD	0.59		0.13					60 0					200	1 80	2.23
Kenton SSD	0.59		0.13					0.09					0.00	1 83	263
Milan SSD	0.59		0.13					0.09					0.81	2 40	200
Trenton SSD	0.59		0.13					0.09					0.81	171	2 53
Giles	0.79		0.20	1.42				0.86					3.27		3 27
Grainger	0.99	0.05	0.09	06.0				0.03			0.24		2.30		230
Greene															
inside Greeneville	29.0	0.02	0.16	0.72				90.0			0.07		1.70		170
outside Greeneville	29.0	0.05	0.16	0.72				90.0	0.25		20.0		1.95		1.95
Grundy	1.32			0.96				0.17			0.36		2.81		2.81
патрієп															
Inside Mornstown	0.49			1.30				0.27					2.06		2.06
ouiside Morristown	0.49			1.30				0.27			0.30		2.36		2.36
Hammon	1.4328		0.0148	1.6134									3.061		3.061
Hancock	09.0			0.85				0.33			0.24		2.02		2.02
нагдетап	0.86			1.56				0.09					2.51		2.51
Hardin	0.74		0.051	0.989				0.04					1.82		1 83
Hawkins	92.0		0.18	1.07	0.17	0.23							241		241
Haywood	0.80		0.14	1.09				0.08					2 11		2 11
Henderson	0.563		0.05	0.51	0.287			0.64			80.0		2 13	Ī	242
Henry											200		2		5.13
inside Paris SSD	0.534		0.29	1.426				-	0.01		0.06		232	0.42	274
outside Paris SSD	0.534		0.29	1.426					0.01		0.06		232	71.5	2 33
Hickman	0.97		0.06	1.22				0.39					264	İ	26.32
							1	20.00					7.04		1.04

Table 1
Property Tax Rate by Fund FY 2004

						FY 2004	104						Ī		
		Other General Fund or	Highway/	General	School	Education		General and Other	Rural	Canital	Solid	Special/ Local		Special	
	General	Special Revenue Fund	Public Works Fund	Purpose School Fund	Transpor- tation Fund	Service Fund	School Capital Projects	Service Funds	Service Fund	Projects Funds	. 1	Purpose Fund	County Tax Rate	School District	Total Tax Rate
Houston	1.79		0.01	0.67					0.21		0.22		7.90		7.30
Humphreys															
inside Waverly, McEwen, or New	0.56		0.095	0.91				0.345		0.055	0.185		2.15		2.15
outside Waverly, McEwen, or New	, C	90 0	0.095	0.91				0.345		0.055	0.185		2.21		2.21
Johnsonvine	4.20	8		1.07				0.09			0.33		41.7		000
Jackson	2 2		0.16					0.16		0.04	0.18		2.00		2.00
Jerrerson	0.0							0.26		0.11	0.07		2.40		2 06
Johnson	1.08			1.35				0.25			3000		2.30		2.43
Laka	1 026		0.036					0.153	1000		0.00		211		2.11
Lane	0.77		0.205						0.202				2.625		2.625
Launei uaie	000		0.28					0.415					1 86		1.86
Lawrence	1 03		0.035	L				0.085					223		2.23
Lewis	0.71		0.105	1.115				0.30		000			178		1.78
Louidon	0.65		0.03	06:0				0.17		20.0	0.03		2.59		2.59
Macon	1 36		0.13	1.07				1010			20.0		2.46		2.46
Madison	0.835		0.115	0.975				0.535							
Marion								-							
inside Richard City SSD	0.909			1.071				0.11					2.09	2.09	8
outside Richard City	606.0			1,071				0.11	0.29				2.38		2.38
Marchall	0.85		0.07					0.27			90.0		273		2.73
Maury	0.63		0.16					0.35		0.3890			1.90		1.90
McMinn	0.402		0.1487	0				0.45					2.20		2.20
McNairy	0.67	0.00	0.11					0.25					1.83		1.83
Meigs	0.80			0.78				2.50							
Monroe								10.04			0.14		1.88		1.88
inside cities	0.58		0.04					10.00			0.17		1.91		1.91
outside cities	0.58		0.04					0.82					2.91		2.91
Montgomery	0.84		0.14	1.11				2010							
Moore															
inside Urban	0 0		0.02	1.34				0.02			0.02		2.32		2.32
outside Urban			60.0	1 34				0.02			0.02		2.31		2.31
Services District	0.91		5												

Table 1 Property Tax Rate by Fund FY 2004

			- Andrews												
		Other General Fund or Special	Highway/ Public	General	School Transpor-	Education Debt	School	General and Other Debt	Rural	Capital	Filo	Special/		Gison	
	General Fund	Revenue Fund	Works	School	tation	Service Fund	Capital Projects	Service Funds	Service	Projects	Waste	Purpose	County Tax Rate	School	Total Tax
Morgan	1.45		0.030	1.36				0.093			0.407		3.34		3 34
Obion													15.5		50.5
inside Union City	0.26		0.10	1.30					0.05				171		171
outside Union City	0.26		0.10	1.30					0.54				2 20		000
Overton	1.01		0.05	09.0				0.21			0.10		1 97		1 07
Perry	0.87	1		06.0				0.28			0 23		2.28		200
Pickett	0.99			0.70				0.15			0.28		2.20		2 42
Polk	1.05			0.88				0.14			27.0		202		20.12
Putnam	0.75		0.10	0.85				0.55			0.23		2.48		2 40
Rhea	1.01			0.55	0.30			0.24			27:0		2 40		2.40
Roane													7.10		4.10
inside Kingston, Midtown, Oliver Springs, and															
Rockwood	69.0	0.055		1.515				0.07	0.38				2.825		2 825
Inside Harriman	0.69	0.055	0.115	1.515				0.07	90 0				2 505		25.02
inside city of Oak Ridge	0.69	0.055	0.115	1.515				0.07					2 445		2.303
Outside Kingston								0.0					2.440		2.445
Midtown, Oliver															
Springs, Rockwood, Harriman, and Oak															
Ridge	0.69	0.055	0.115	1.515				0.07	0.38			0.08	2005		400
Robertson	0.88			1.32				0.38			0.08		2 66		2 88
Rutherford	0.625	0.015		1.46				0.67			0.03	T	2.80		280
SCOT															
Inside Uneida SSD	0.58			1.15				0.27					2.00	0.80	2.80
Ourside Oneida SSD	0.58			1.15				0.27	0.40				2.40		2.40
Sequatonie	0.88			1.44				0.16			0.18		2.66		2.66
Sevier	0.46	0.02	0.17	0.64				0.16					1.45		1 45
Sneiby	1.43			2.03				0.58	0.05				4.09		4 09
Smith	0.75		0.04	0.90		0.14		0.16					1 99		1 99
Stewart	1.06		0.08	0.32				0.71		0.01			2.18		2.18
Sullivan	0.61	0.04		1.58			90.0	90.0					2.35		2.35
Summer	0.53		0.02	1.51				0.53					2.59		2.59
Ilpron	0.70		0.08	1.35				0.72					2.85		2.85
Irousdale															
inside Hartsville*	4.40												1.35		1.35
Ourside mansville	1.40			0.88		0.13		0.23			0.26		2.90		2.90
											-	-	1		22.1

Property Tax Rate by Fund FY 2004

						FT 2004	104								
	General	Other General Fund or Special Revenue	Highway/ Public Works	General Purpose School	School Transpor- tation	Education Debt Service	School Capital	General and Other Debt Service	Rural Debt Service	Capital Projects Funds	Solid Waste Fund	Special/ Local Purpose Fund	County Tax Rate	Special School District	Total Tax Rate
	Fund	Fund	Fund	Fund	Fund	Fund	Projects	0.45					2.49		2.49
Unicoi	0.99		0.03	7.02				0.21					1.80		1.80
Union	0.46		0.03	0.99				-			0.04		1.96		1.96
Van Buren	1.01	0.25		99.0				0.00			0.06		2.53		2.53
Warren	0.8425	0.1975		1.04				0.07			90.0		1.93		1.93
Washington	0.68		0.16	0.76				0.21			0.29		2.57		2.57
Wayne	0.84		0.02	1.21				0.58					2.16		2.16
Weakley	0.53		0.29	0.78				20.0					2.24		2.24
White	1.20			1.01				20.0							
Williamson															
5th and 9th districts															
inside city limits of															
Franklin and Franklin								0.42					2.46	0.94	3.40
SSD	09.0			1.44				2							
9th district outside															
Franklin city limits								0.42			0.07		2.58	0.94	3.52
and Franklin SSD	09.0	13.5	0.05	1.44				21.0							
inside cities of															
Brentwood, Fairview,															
Spring Hill,															
Thompson's Station, Notensville	0.60			1.44				0.42	0.26		20.0		2.79		2.78
inside Franklin city															2000
limits - no Franklin	090			1.44				0.42	0.26				2.72		2.72
200	20.00														200
outside jurisdictions above	09'0		0.05	1.44				0.42	0.26		0.07		2.84		7.04
Wilson			-					0.28		0.07	0.17		2.97	0.44	3.41
inside Lebanon SSD	0.87		0.17	1.41											
outside Lebanon	0.87		0.17	1.41				0.28		0.07	0.17		2.97		2.97
200	200		-												

Notes on Special Revenue/Special Purpose Funds:

Bradley County - public library
Coffee County - industrial development
Franklin County - rural fire
Grainger County - parks and recreation
Greene County - self-insurance
Humphreys County - fire tax district
Roane County - special revenue fund - \$.025 industrial/economic development; \$.03 recycling center
Roane County - special purpose fund - solid waste
Roane County - special purpose fund - Solid waste
Rutherford County - public works for Stormwater Phase II program

Union County - ambulance fund Van Buren - \$.15 for ambulance service; \$.10 to volunteer fire department Warren County - ambulance service

*Trousdale County and the city of Hartsville are a consolidated government; the tax rate inside Hartsville is not broken out by fund type.

Table 2
Property Tax Rate Comparisons from FY 2003 to FY 2004 Ranked by Rate Change

	FY 2003	FY 2004	Rate Change	Percentage Change
1 Marion	\$1.73	\$2.38	\$0.65	37.6%
2 Cannon	\$2.05	\$2.59	\$0.54	26.3%
3 Benton	\$2.42	\$2.93	\$0.51	21.1%
4 Cocke	\$2.70	\$3.16	\$0.46	17.0%
5 Sumner	\$2.14	\$2.59	\$0.45	21.0%
6 Trousdale	\$2.49	\$2.90	\$0.41	16.5%
7 DeKalb	\$1.27	\$1.63	\$0.36	28.3%
8 Hardeman	\$2.15	\$2.51	\$0.36	16.7%
9 Shelby	\$3.79	\$4.09	\$0.30	7.9%
10 Rutherford	\$2.51	\$2.80	\$0.29	11.6%
	\$2.86	\$3.14	\$0.28	9.8%
11 Marshall	\$1.69	\$1.97	\$0.28	16.6%
12 Overton	\$2.63	\$2.91	\$0.28	10.5%
13 Roane		\$2.49	\$0.26	11.7%
14 Bedford	\$2.23			12.7%
15 Grainger	\$2.04	\$2.30	\$0.26	
16 Hancock	\$1.77	\$2.02	\$0.25	14.1%
17 Maury	\$2.48	\$2.73	\$0.25	10.1%
18 Smith	\$1.74	\$1.99	\$0.25	14.4%
19 Williamson	\$2.62	\$2.84	\$0.22	8.4%
20 Hamblen	\$2.15	\$2.36	\$0.21	9.8%
21 Tipton	\$2.64	\$2.85	\$0.21	8.0%
22 Lincoln	\$2.03	\$2.23	\$0.20	9.9%
23 Coffee	\$3.02	\$3.21	\$0.19	6.3%
24 Franklin	\$2.47	\$2.66	\$0.19	7.7%
25 Greene	\$1.80	\$1.95	\$0.15	8.3%
26 Jackson	\$2.60	\$2.74	\$0.14	5.4%
27 Moore	\$2.18	\$2.31	\$0.13	6.0%
28 Jefferson	\$1.88	\$2.00	\$0.12	6.4%
29 Unicoi	\$2.37	\$2.49	\$0.12	5.1%
	\$1.84	\$1.96	\$0.12	6.5%
30 Van Buren	\$1.81	\$1.91	\$0.10	5.5%
31 Monroe		\$2.66	\$0.09	3.5%
32 Robertson	\$2.57	\$2.00	\$0.09	4.2%
33 White	\$2.15		\$0.09	3.5%
34 Bledsoe	\$2.01	\$2.08		3.4%
35 Hardin	\$1.76	\$1.82	\$0.06	
36 Weakley	\$2.11	\$2.16	\$0.05	2.4%
37 Putnam	\$2.43	\$2.48	\$0.05	2.1%
38 Anderson	\$3.32	\$3.32	\$0.00	0.0%
39 Blount	\$2.15	\$2.15	\$0.00	0.0%
40 Bradley	\$2.18	\$2.18	\$0.00	0.0%
41 Campbell	\$2.34	\$2.34	\$0.00	0.0%
42 Carroll	\$1.06	\$1.06	\$0.00	0.0%
43 Carter	\$2.22	\$2.22	\$0.00	0.0%
44 Cheatham	\$3.09	\$3.09	\$0.00	0.0%
45 Chester	\$2.09	\$2.09	\$0.00	0.0%
46 Claiborne	\$2.13	\$2.13	\$0.00	0.0%
47 Clay	\$2.90	\$2.90	\$0.00	0.0%
48 Crockett	\$2.60	\$2.60	\$0.00	0.0%
	\$1.44	\$1.44	\$0.00	0.0%
49 Cumberland	\$3.84	\$3.84	\$0.00	0.0%
50 Davidson		\$1.56	\$0.00	0.0%
51 Decatur	\$1.56	\$2.86	\$0.00	0.0%
52 Dickson	\$2.86			0.0%
53 Dyer	\$2.58	\$2.58	\$0.00	
54 Fayette	\$1.74	\$1.74	\$0.00	0.0%
55 Fentress	\$1.88	\$1.88	\$0.00	0.0%

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Table 2
Property Tax Rate Comparisons from FY 2003 to FY 2004 Ranked by Rate Change

	Ev. coos		Rate	Percentage
50 O'l	FY 2003	FY 2004	Change	Change
56 Gibson	\$0.81	\$0.81	\$0.00	0.0%
57 Giles	\$3.27	\$3.27	\$0.00	0.0%
58 Grundy	\$2.81	\$2.81	\$0.00	0.0%
59 Hamilton	\$3.06	\$3.06	\$0.00	0.0%
60 Hawkins	\$2.41	\$2.41	\$0.00	0.0%
61 Haywood	\$2.11	\$2.11	\$0.00	0.0%
62 Henderson	\$2.13	\$2.13	\$0.00	0.0%
63 Henry	\$2.32	\$2.32	\$0.00	0.0%
64 Hickman	\$2.64	\$2.64	\$0.00	0.0%
65 Houston	\$2.90	\$2.90	\$0.00	0.0%
66 Humphreys	\$2.21	\$2.21	\$0.00	0.0%
67 Johnson	\$2.40	\$2.40	\$0.00	0.0%
68 Knox	\$2.96	\$2.96	\$0.00	0.0%
69 Lake	\$2.43	\$2.43	\$0.00	0.0%
70 Lauderdale	\$2.11	\$2.11	\$0.00	0.0%
71 Lawrence	\$2.63	\$2.625	\$0.00	0.0%
72 Lewis	\$1.86	\$1.86	\$0.00	0.0%
73 Loudon	\$1.80	\$1.80	\$0.00	0.0%
74 Macon	\$2.59	\$2.59	\$0.00	0.0%
75 Madison	\$2.46	\$2.46	\$0.00	0.0%
76 McMinn	\$1.90	\$1.90	\$0.00	0.0%
77 McNairy	\$2.20	\$2.20	\$0.00	0.0%
78 Meigs	\$1.83	\$1.83	\$0.00	0.0%
79 Montgomery	\$2.91	\$2.91	\$0.00	0.0%
80 Morgan	\$3.34	\$3.34	\$0.00	0.0%
81 Obion	\$2.20	\$2.20	\$0.00	0.0%
82 Perry	\$2.28	\$2.28	\$0.00	0.0%
83 Pickett	\$2.12	\$2.12	\$0.00	
84 Polk	\$2.07	\$2.07	\$0.00	0.0%
85 Rhea	\$2.10	\$2.10	\$0.00	0.0%
86 Scott	\$2.40	\$2.40	\$0.00	
87 Sequatchie	\$2.66	\$2.66	\$0.00	0.0%
88 Sevier	\$1.45	\$1.45	\$0.00	0.0%
89 Stewart	\$2.18	\$2.18		0.0%
90 Sullivan	\$2.35	\$2.35	\$0.00	0.0%
91 Union	\$1.80	\$1.80	\$0.00	0.0%
92 Warren	\$2.53	\$2.53	\$0.00	0.0%
93 Washington	\$1.93	\$1.93	\$0.00	0.0%
94 Wayne	\$2.57	\$2.57	\$0.00	0.0%
95 Wilson	\$2.97		\$0.00	0.0%
OO VVIIOUII	φ2.91	\$2.97	\$0.00	0.0%

Notes: Reappraisals occurred in Carroll, Fayette, Greene, Lake, McMinn, Montgomery, Perry, Polk, Smith, Stewart, Sumner, and Van Buren counties; their FY 2003 tax rates have been adjusted to certified rates.

The Hamblen County increase was in the solid waste fund which is imposed in the county area only, outside Morristown.

Rates are county rates outside cities and urban and special districts.

Table 3
Amount of Property Tax Revenue Generated on One Cent of the Property Tax Rate 2002

1 Anderson	\$97,498
2 Bedford	\$54,468
3 Benton	\$16,639
4 Bledsoe	\$12,282
5 Blount	\$188,289
6 Bradley	\$130,402
7 Campbell	\$43,039
8 Cannon	\$14,515
9 Carroll	\$26,137
10 Carter	\$48,728
11 Cheatham	\$48,161
12 Chester	\$14,849
13 Claiborne	\$34,206
	\$7,675
14 Clay	
15 Cocke	\$33,357
16 Coffee	\$64,977
17 Crockett	\$16,822
18 Cumberland	\$83,628
19 Davidson	\$1,341,043
20 Decatur	\$13,383
21 DeKalb	\$29,765
22 Dickson	\$70,482
23 Dyer	\$49,891
24 Fayette	\$48,621
25 Fentress	\$15,913
26 Franklin	\$55,060
27 Gibson	\$54,545
28 Giles	\$34,566
29 Grainger	\$17,543
30 Greene	\$77,671
31 Grundy	\$13,076
32 Hamblen	\$94,783
33 Hamilton	\$544,766
34 Hancock	\$6,854
35 Hardeman	\$26,982
36 Hardin	\$39,510
37 Hawkins	\$67,837
38 Haywood	\$28,905
39 Henderson	\$27,383
	\$41,080
40 Henry	
41 Hickman	\$21,153
42 Houston	\$8,935
43 Humphreys	\$29,529
44 Jackson	\$10,472
45 Jefferson	\$63,302
46 Johnson	\$17,684
47 Knox	\$651,004
48 Lake	\$5,455
49 Lauderdale	\$25,680
50 Lawrence	\$44,511
51 Lewis	\$12,424
52 Lincoln	\$35,936

53 Loudon	\$86,062
54 Macon	\$20,991
55 Madison	\$140,632
56 Marion	\$37,994
57 Marshall	\$43,321
58 Maury	\$104,101
59 McMinn	\$71,781
60 McNairy	\$24,451
61 Meigs	\$13,449
62 Monroe	\$58,843
63 Montgomery	\$151,738
64 Moore	\$11,427
65 Morgan	\$16,283
66 Obion	\$42,099
67 Overton	\$21,424
68 Perry	\$9,450
69 Pickett	\$6,408
70 Polk	\$16,397
71 Putnam	\$94,968
72 Rhea	\$33,191
73 Roane	\$66,543
74 Robertson	\$83,767
75 Rutherford	\$318,468
76 Scott	\$22,376
77 Sequatchie	\$14,023
78 Sevier	\$217,573
79 Shelby	\$1,522,679
80 Smith	\$22,728
81 Stewart	\$13,560
82 Sullivan	\$249,237
83 Sumner	\$206,266
84 Tipton	\$59,863
85 Trousdale	\$8,030
86 Unicoi	\$20,894
87 Union	\$18,238
88 Van Buren	\$6,009
89 Warren	\$47,270
90 Washington	\$164,427
91 Wayne	\$13,951
92 Weakley	\$36,852
93 White	\$26,626
94 Williamson	\$407,725
95 Wilson	\$159,042
Statewide	\$9,272,575
- Claroffido	Ψ0,±1,2,010

Source: Division of Property Asssessments, Comptroller.

County Local Option Sales Taxes¹

Any county by resolution of its legislative body can levy a sales tax on the same privileges subject to the state sales tax, however, no local sales tax or rate increase in the local sales tax can become effective until approved in an election in the county or city levying it (all counties now levy local option sales taxes). The same exemptions generally apply to the local option sales tax as apply to the state sales tax.

If the county has levied the maximum rate of 2.75%, no city in the county can levy a sales tax. If a county has a sales tax rate less than the maximum, a city may levy a rate up to the difference between the county rate and the maximum.

Additionally, the local option sales tax may only apply to single purchases of tangible personal property up to \$1,600. This limitation results in a "cap" on the local option sales tax that can be collected on taxable single articles. The cap is calculated as the base (the limitation on single purchases as adopted by the county) multiplied by the rate. For example, a county that has adopted the maximum base of \$1,600 with a rate in place of 2.25% would have a tax cap of \$36 on any single article of purchase.

The limit has been modified several times since the local option sales tax was authorized in 1963. The first base limit was a fixed \$5 cap on a single article. In 1968, the limit was increased to \$7.50. In 1983, the base limit was changed to allow the local option sales tax to be applied to up to \$667 of a single article. The cap at that point became a function of the single article limitation (which could be adopted by resolution of the county legislative body) and the local option sales tax rate. Since 1983, the single article limit, or base, has been expanded three times: to \$889 in 1984; to \$1,100 in 1985; and to the current level of \$1,600 in 1990. In 2002, the General Assembly raised the state sales tax to 7% (the rate on non-prepared food items remained at 6%). At that time, the state also levied an additional 2.75% state sales tax on a single article purchase in excess of \$1,600 up to \$3,200. Therefore, on non-food purchases, the rate is 7% plus the local option rate on the first \$1,600 of a single item, a 9.75% state rate on the amount in excess of \$1,600 up to \$3,200, and 7% on the amount of the purchase in excess of \$3,200.

The required distribution of the county local option sales taxes revenues (regardless of the location of the sales) is 50% to education in the same manner as the property tax and 50% to the location where the sales occurred.²

Table 4 shows local option sales tax rates, bases, and caps, and the dates they went into effect. As of the publication of this document, the current rates are as follows: 32 counties are at 2.75%; 14 are at 2.50%; 38 counties are at 2.25%; 7 counties have rates of 2.00%; 2 are at 1.75%; and 2 are at 1.50%. Five counties have not yet adopted the maximum base of \$1,600 and remain at the 1968 level of \$7.50. Table 4 also includes notes from the Tennessee Dept. of Revenue listing cities with rates that are higher than the counties in which they are located.

Table 5 shows countywide local option sales tax collections for fiscal year 2003 as reported by the Tennessee Department of Revenue in its *June 2003 Monthly Collections Report*. The collections figures can enable a simple calculation of potential additional local sales tax revenue that might be generated by increasing the existing rate if it is not currently at the maximum. For example, if the current rate is 2.25%, divide 2.75% by 2.25%. The result is 1.22, a factor that can be applied to current collections. If collections in the county with the 2.25% rate are \$2.0 million, then multiply 1.22 by \$2.0 million. The estimated collections at the new rate is therefore approximately \$2.44 million, or an additional \$440,000. Caution should be used in making budgetary plans based

¹ The legal authority for the local option sales tax is T.C.A. §§ 67-6-701 et seq.

² T.C.A. §67-6-712

on collections information. Data should be the most current and any foreseeable adverse economic event should be considered. For additional detail on the local option sales tax, refer to the CTAS County Revenue Manual or The Local Sales Tax Handbook for Local Officials, a joint publication by CTAS and MTAS. Both these publications can be found on the CTAS website, www.ctas.utk.edu.

Table 4
Local Option Sales Tax Rates, Single Article Cap, and Effective Dates

COUNTY	RATE	EFFECTIVE	BASE	TAX CAP	EFFECTIVE	COUNTY	RATE	EFFECTIVE	BASE	TAX CAP	EFFECTIVE
Anderson*	2.25%	May-87	\$1,600	\$36.00	May-87	Lauderdale	2.75%	Jan-95	\$1,600	\$44.00	Jan-95
Bedford	2.75%	Aug-01	\$1,600	\$44.00	Aug-01	Lawrence	2.75%	Mar-96	\$1,600	\$44.00	Mar-96
Benton	2.75%	Jan-97	\$1,600	\$44.00	Jan-97	Lewis	2.50%	Jul-97	\$1,600	\$40.00	Jul-97
Bledsoe	2.25%	Nov-77	\$1,600	\$36.00	Feb-91	Lincoln	2.50%	May-92	\$1,600	\$40.00	May-92
	2.25%	Oct-80	\$1,600	\$36.00	Aug-83	Loudon*	2.00%	Jul-98	\$1,600	\$32.00	Jul-98
Blount	2.25%	Jan-83	\$1,600	\$36.00	Oct-91	McMinn	2.00%	May-78	\$1,600	\$32.00	Aug-83
Bradley		Jul-84	\$1,600	\$36.00	Sep-83	McNairy	2.25%	Sep-79	\$1,600	\$36.00	Sep-83
Campbell*	2.25%		\$1,600	\$28.00	Sep-83	Macon	2.25%	Jul-84	\$1,600	\$36.00	Oct-83
Cannon	1.75%	Jan-76		\$44.00	Oct-97	Madison	2.75%	Jul-89	\$1,600	\$44.00	Oct-83
Carroli*	2.75%	Oct-97	\$1,600	\$36.00	Oct-88	Marion	2.25%	Jun-77	\$1,600	\$36.00	Oct-84
Carter	2.25%	Mar-83	\$1,600		Oct-83	Marshall	2.25%	Nov-78	\$1,600	\$36.00	Dec-83
Cheatham*	2.25%	Jul-76	\$1,600	\$36.00			2.25%	Dec-83	\$1,600	\$36.00	Aug-83
Chester	2.75%	Jun-95	\$1,600	\$44.00	Jun-95	Maury	2.20%	Jul-78	\$1,600	\$32.00	Oct-83
Claiborne	2.25%	Sep-83	\$1,600	\$36.00	Oct-83	Meigs				\$36.00	
Clay	2.75%	Nov-99	\$1,600	\$44.00	Nov-99	Monroe	2.25%	Oct-80	\$1,600		Sep-83
Cocke	2.75%	Mar-88	\$1,600	\$44.00	Mar-88	Montgomery	2.50%	Jan-89	\$1,600	\$40.00	Jan-89
Coffee	2.00%	Aug-81	\$1,600	\$32.00	Aug-88	Moore	2.50%	Oct-86	\$1,600	\$40.00	Sep-88
Crockett	2.75%	Jun-96	\$1,600	\$44.00	Jun-96	Morgan*	2.00%	Jul-80	\$1,600	\$32.00	Sep-83
Cumberland	2.75%	Sep-99	\$1,600	\$44.00	Sep-99	Obion	2.75%	May-00	\$1,600	\$44.00	May-00
Davidson	2.25%	Oct-80	\$1,600	\$36.00	Oct-83	Overton	2.50%	Aug-97	\$1,600	\$40.00	Aug-97
Decatur	2.50%	Feb-98	\$1,600	\$40.00	Feb-98	Perry	2.50%	Jan-97	\$1,600	\$40.00	Jan-98
DeKalb	1.50%	Jan-70	\$1,600	\$24.00	Dec-83	Pickett	2.75%	Jan-99	\$1,600	\$44.00	Jan-99
Dickson	2.75%	Oct-01	\$1,600	\$44.00	Oct-01	Polk	2.25%	Jul-84	\$1,600	\$36.00	Mar-84
Dyer	2.75%	Jan-91	\$1,600	\$44.00	Apr-01	Putnam	2.75%	Jul-99	\$1,600	\$44.00	Jul-99
Fayette	2.25%	Jan-82	\$1,600	\$36.00	Sep-83	Rhea	2.25%	Jan-83	\$1,600	\$36.00	May-88
Fentress	2.50%	Oct-92	\$1,600	\$40.00	Oct-92	Roane*	2.50%	Jan-89	\$1,600	\$40.00	Sep-83
Franklin	2.25%	Dec-86	\$1,600	\$36.00	Oct-86	Robertson	2.25%	Jan-83	\$1,600	\$36.00	Jul-84
Gibson*	2.25%	Sep-83	\$1,600	\$36.00	Nov-83	Rutherford	2.75%	Jul-00	\$1,600	\$44.00	Jul-00
Giles	2.50%	Jul-98	\$1,600	\$40.00	Jul-98	Scott	2.25%	Jul-83	\$1,600	\$36.00	Nov-84
Grainger	2.75%	Jul-94	\$1,600	\$44.00	Jul-94	Sequatchie	2.25%	Jan-77	\$1,600	\$36.00	Jul-88
Greene	2.75%	May-00	\$1,600	\$44.00	May-00	Sevier	2.50%	Oct-91	\$1,600	\$40.00	Oct-91
Grundy	2.25%	Sep-77	\$333	\$7.50	Sep-77	Shelby	2.25%	Jan-84	\$1,600	\$36.00	Sep-83
Hamblen	2.50%	Oct-86	\$300	\$7.50	Oct-86	Smith	2.75%		\$1,600	\$44.00	May-00
Hamilton	1.75%	Oct-72	\$1,600	\$28.00	Aug-83	Stewart	2.25%		\$1,600	\$36.00	Nov-99
Hancock	2.00%	Jan-83	\$375	\$7.50	Jan-83	Sullivan*	2.25%		\$1,600	\$36.00	Sep-83
Hardeman	2.75%	Jul-02	\$1,600	\$44.00	Jul-02	Sumner	2.25%		\$1,600	\$36.00	Oct-83
	2.50%	Nov-97	\$1,600	\$40.00	Nov-97	Tipton	2.25%		\$1,600	\$36.00	Sep-83
Hardin	2.75%	Oct-88	\$1,600	\$44.00	Oct-88	Trousdale	2.25%		\$1,600	\$36.00	Dec-83
Hawkins		Oct-98	\$1,600	\$44.00	Oct-98	Unicoi	2.75%		\$273	\$7.50	Oct-94
Haywood	2.75%		\$1,600	\$44.00	Oct-97	Union	2.25%		\$333	\$7.50	Oct-88
Henderson	2.75%	Oct-97		\$36.00	Aug-88	Van Buren	2.75%		\$1,600	\$44.00	Jan-90
Henry	2.25%	Oct-83	\$1,600		Sep-83		2.00%		\$1,600	\$32.00	Aug-83
Hickman	2.75%	Jul-03	\$1,600	\$44.00		Warren	0.500		\$1,600		Jul-94
Houston	2.75%	Oct-86	\$1,600	\$44.00	Oct-86	Washington	2.75%		\$1,600		Oct-98
Humphreys	2.25%		\$1,600	\$36.00	Jul-95	Wayne					Jul-98
Jackson	2.75%		\$1,600	\$44.00	May-00	Weakley	2.75%		\$1,600		Sep-83
Jefferson	2.25%		\$1,600		Sep-83	White	2.25%		\$1,600		
Johnson	1.50%		\$1,600		Nov-87	Williamson	2.25%		\$1,600		Apr-91
Knox	2.25%		\$1,600		Jul-83	Wilson	2.25%	Nov-93	\$1,600	\$36.00	Nov-93
Lake	2.75%	Mar-97	\$1,600	\$44.00	Mar-97]					

^{*}Counties with asterisks have cities within them that tax at a higher rate, e.g. Anderson County has a 2.25% rate but two towns in Anderson County, Clinton and Lake City, have a 2.75% rate.

Note: The source of this information is http://www.state.tn.us/revenue/pubs/taxlist.pdf. Any referenda scheduled after January 1, 2004 are not reflected here in this table. Please see the above Dept. of Revenue site for potential rate changes. The site is updated on a monthly basis.

CITIES WITH A LOCAL SALES TAX GREATER THAN THE COUNTY IN WHICH THEY ARE LOCATED

- 1. Grand Junction is located in Fayette County and Hardeman County. The portion located in Fayette County has a 2.25% local tax rate. The portion located in Hardeman County has a 2.75% local tax rate.
- 2. Humboldt is located in Gibson County and Madison County. The portion located in Gibson County has a 2.75% local tax rate. The portion located in Madison County has a 2.75% local tax rate.
- 3. Lake City is located in Anderson County and Campbell County. The portion of Lake City in Anderson County has a 2.75% local sales tax rate (County 2.25%, City .50%). The portion of Lake City located in Campbell County has a 2.75% local sales tax rate (County 2.25%, City .50%).
- 4. Oak Ridge is located in Anderson County and Roane County. The portion of Oak Ridge in Anderson County has a 2.25% local sales tax rate. The portion of Oak Ridge located in Roane County has a 2.75% local sales tax rate (County 2.50%, City .25%).

Table 4

CITIES WITH A LOCAL SALES TAX GREATER THAN THE COUNTY IN WHICH THEY ARE LOCATED (continued)

- 5. Sweetwater is located in Monroe County and McMinn County. The portion located in Monroe County has a 2.25% local sales tax rate. The portion located in McMinn County has a 2.00% local sales tax rate.
- 6. White Pine is located in Hamblen County and Jefferson County. The portion located in Hamblen County has a 2.50% local sales tax rate. The portion located in Jefferson County has a 2.25% local sales tax rate.
- 7. Kingsport is located in Hawkins County and Sullivan County. The portion located in Hawkins County has a 2.75% local sales tax rate. The portion located in Sullivan County has a 2.50% local sales tax rate.
- 8. Dover located in Stewart County has a local option sales tax rate of 2.75%. The remainder of Stewart County has a 2.25% sales tax rate.
- 9. Chattanooga, Collegedale, East Ridge, Red Bank, Signal Mountain and Walden located in Hamilton County has a local option sales tax rate of 2.25%, the remainder of Hamilton County has a 1.75% sales tax rate.
- 10. Wartburg located in Morgan County has a local option sales tax rate of .75%. The remainder of Morgan County has a 2.00% sales tax rate.
- 11. McKenzie located in Carroll County has a local option sales tax rate of 2.75%. McKenzie located in Henry County has a local option sales tax rate of 2.75%. McKenzie located in Weakley County has a local option sales tax rate of 2.75%.
- 12. Clinton located in Anderson County has a local option sales tax rate of 2.75%. The remainder of Anderson County has a 2.25% sales tax rate.
- 13. Loudon located in Loudon County has a local option sales tax rate of 2.50%. The remainder of Loudon County has a 2.00% sales tax rate.
- 14. Adamsville is located in McNairy County and Hardin County. The portion of Adamsville in McNairy County has a local option sales tax rate of .25%. The portion of Adamsville in Hardin County has a local option sales tax rate of 2.50%.
- 15. Milledgeville located in Chester County has a local option sales tax rate of 2.75%. Milledgeville located in Hardin County has a local sales tax rate of 2.50%. Milledgeville located in McNairy County has a local option sales tax rate of 2.25%.
- 16. Milan located in Gibson County has a local option sales tax rate of 2.75%. The remainder of Gibson County has a 2.25% sales tax rate.

NOTE: Tullahoma is located in Coffee County and Franklin County. The portion located in Franklin County has a 2.25% local sales tax rate. The portion located in Coffee County remains at 2%.

The maximum local tax that can be levied is 2.75%. The levy of the tax by a county precludes, to the extent of the county tax, any city or town within the county from levying the tax, but a city or town shall at any time have the right to levy the tax at a rate equal to the difference between the county tax and the maximum rate authorized.

Table 5
Countywide Local Option Sales Tax Collections FY 2003

1 Anderson	\$15,763,224
2 Bedford	\$6,714,490
3 Benton	\$2,576,700
4 Bledsoe	\$629,425
5 Blount	\$23,415,137
6 Bradley	\$16,876,995
7 Campbell	\$5,309,568
8 Cannon	\$644,671
9 Carroll	\$3,626,634
10 Carter	\$5,616,773
11 Cheatham	\$3,500,863
12 Chester	\$1,824,289
13 Claiborne	\$2,662,491
14 Clay	\$875,848
15 Cocke	\$5,834,691
16 Coffee	\$11,326,330
17 Crockett	\$1,057,619
18 Cumberland	\$11,866,088
19 Davidson	\$211,835,426
20 Decatur	\$1,712,836
21 DeKalb	\$1,342,729
22 Dickson	\$11,151,233
23 Dyer	\$8,216,558
24 Fayette	\$2,352,306
25 Fentress	\$2,127,022
26 Franklin	\$4,959,794
27 Gibson	\$6,712,494
28 Giles	\$4,526,940
29 Grainger	\$1,301,671
30 Greene	\$11,755,674
31 Grundy	\$996,457
32 Hamblen	\$15,472,341
33 Hamilton	\$81,340,671
34 Hancock	\$263,439
35 Hardeman	\$3,121,247
36 Hardin	\$4,482,241
37 Hawkins	\$6,135,451
38 Haywood	\$2,257,282
39 Henderson	\$4,673,633
40 Henry	\$5,678,752
41 Hickman	\$1,543,276
42 Houston	\$776,197
43 Humphreys	\$2,644,743
44 Jackson	\$726,373
45 Jefferson	\$5,471,100
46 Johnson	\$1,020,882
47 Knox	\$123,975,749
48 Lake	\$614,929

49 Lauderdale	\$3,120,047
50 Lawrence	\$7,134,150
51 Lewis	\$1,347,448
52 Lincoln	\$4,730,673
53 Loudon	\$5,998,166
54 Macon	\$2,489,905
55 Madison	\$34,356,823
56 Marion	\$4,549,345
57 Marshall	\$3,925,929
58 Maury	\$13,909,089
59 McMinn	\$7,419,534
60 McNairy	\$2,592,624
61 Meigs	\$541,027
62 Monroe	\$6,014,635
63 Montgomery	\$30,191,760
64 Moore	\$354,711
65 Morgan	\$902,878
66 Obion	\$7,073,970
67 Overton	\$2,257,526
68 Perry	\$674,750
69 Pickett	\$629,831
70 Polk	\$1,164,395
71 Putnam	\$20,452,714
72 Rhea	\$3,286,539
73 Roane	\$8,952,002
74 Robertson	\$8,085,623
75 Rutherford	\$51,685,547
76 Scott	\$2,856,496
77 Sequatchie	\$1,236,191
78 Sevier	\$47,897,061
79 Shelby	\$217,058,011
80 Smith	\$2,508,301
81 Stewart	\$1,040,696
82 Sullivan	\$37,989,919
83 Sumner	\$18,718,353
84 Tipton	\$5,240,443
85 Trousdale	\$634,964
86 Unicoi	\$1,880,334
87 Union	\$1,008,658
88 Van Buren	\$379,129
89 Warren	\$5,588,978
90 Washington	\$31,808,353
91 Wayne	\$1,496,350
92 Weakley	\$4,716,178
93 White	\$2,678,990
94 Williamson	\$46,197,527
95 Wilson	\$15,974,342
Out-of-state*	\$179,151,936
Statewide	\$1,509,214,129

Source: Tennessee Dept. of Revenue Monthly Collections Report June 2003 *Out-of-state includes mail order, internet, and telecommunications services sales tax revenue.

County Motor Vehicle Tax¹

Counties may levy a tax on motor vehicles (wheel tax) by any of the following methods: passage of a resolution by a 2/3 vote of the county legislative body at two consecutive regular county legislative body meetings; by passage of a resolution by the county legislative body by a regular majority with approval and referendum provided for in the resolution; and, by private act. Even a resolution that does not provide for a referendum is subject to a referendum if a petition signed by registered voters amounting to 10% of the votes cast in the last gubernatorial election (10% of the total registered voters in Shelby County) is filed with the county election commission within 30 days of final passage.

The rates are set forth in the resolutions or private acts. The distribution may be designated for any county purpose specified by the resolution or private act.

Currently, 51 counties impose the county motor vehicle tax with rates ranging from \$10.00 to \$70.00, as shown in Table 6. Six counties have rates of \$15.00 or less; 33 counties have rates from \$20.00 to \$35.00; 12 counties have rates of \$45.00 or greater.

Table 7 provides the number of motor vehicle registrations in each county and may be used to estimate potential revenues generated from the imposition or increase in the motor vehicle registration tax. These data include, however, vehicles exempt by statute from taxation and should be adjusted accordingly.

¹ The legal authority for the county motor vehicle tax is T.C.A. § 5-8-102.

Table 6 County Motor Vehicle Tax Rates FY 2004

1 Anderson	N/A
2 Bedford	N/A
3 Benton	N/A
4 Bledsoe	N/A
5 Blount	N/A
6 Bradley	N/A
7 Campbell	\$ 35.00
8 Cannon	\$ 10.00
9 Carroll	\$ 10.00
10 Carter	N/A
11 Cheatham	\$ 50.00
12 Chester	\$ 15.00
13 Claiborne	\$ 25.00
14 Clay	\$ 25.00
15 Cocke	N/A
16 Coffee	N/A
	\$ 70.00
17 Crockett	N/A
18 Cumberland	
19 Davidson	
20 Decatur	N/A
21 DeKalb	N/A
22 Dickson	\$ 30.00
23 Dyer	\$ 40.00
24 Fayette	\$ 25.00
25 Fentress	\$ 25.00
26 Franklin	N/A
27 Gibson	\$ 25.00
28 Giles	N/A
29 Grainger	N/A
30 Greene	\$ 20.00
31 Grundy	N/A
32 Hamblen	\$ 27.00
33 Hamilton	N/A
34 Hancock	\$ 20.00
35 Hardeman	\$ 20.00
36 Hardin	\$ 11.00
37 Hawkins	\$ 27.00
	\$ 30.50
38 Haywood	\$ 20.00
39 Henderson	\$ 33.50
40 Henry	
41 Hickman	\$ 30.50
42 Houston	\$ 45.00
43 Humphreys	N/A
44 Jackson	\$ 15.00
45 Jefferson	\$ 25.00
46 Johnson	\$ 20.00
47 Knox	\$ 6.00
48 Lake	\$ 52.00

49 Lauderdale	\$	55.00
50 Lawrence	\$	25.00
51 Lewis	\$	20.00
52 Lincoln	\$	25.00
53 Loudon		N/A
54 Macon	\$	40.00
55 Madison		N/A
56 Marion		N/A
57 Marshall	\$	50.00
58 Maury	\$	25.00
59 McMinn		N/A
60 McNairy	\$	20.00
61 Meigs		N/A
62 Monroe	\$	25.00
63 Montgomery	\$	30.00
64 Moore		N/A
65 Morgan	_	N/A
66 Obion	\$	30.00
67 Overton	\$	30.00
68 Perry	Ψ	N/A
69 Pickett	-	N/A
70 Polk	_	N/A
71 Putnam	_	N/A
72 Rhea		N/A
73 Roane		N/A
74 Robertson	\$	35.00
75 Rutherford	\$	40.00
	ф	N/A
76 Scott	_	N/A
77 Sequatchie	_	N/A
78 Sevier	•	50.00
79 Shelby	\$	
80 Smith		N/A
81 Stewart	_	N/A
82 Sullivan		N/A
83 Sumner	\$	50.00
84 Tipton	\$	30.00
85 Trousdale	\$	40.00
86 Unicoi		N/A
87 Union		N/A
88 Van Buren		N/A
89 Warren	\$	30.00
90 Washington		N/A
91 Wayne	\$	11.25
92 Weakley	\$	20.00
93 White		N/A
94 Williamson	\$	
95 Wilson	\$	25.00

Table 7 Motor Vehicle Registrations 2003

1 Anderson	75,619
2 Bedford	42,560
3 Benton	17,987
4 Bledsoe	10,390
5 Blount	120,091
6 Bradley	87,107
7 Campbell	33,170
8 Cannon	11,912
9 Carroll	26,334
10 Carter	50,891
11 Cheatham	33,686
12 Chester	13,672
13 Claiborne	32,503
14 Clay	8,689
15 Cocke	34,928
16 Coffee	50,017
17 Crockett	10,496
18 Cumberland	48,970
19 Davidson	575,087
20 Decatur	13,165
21 DeKalb	19,286
22 Dickson	40,593
23 Dyer	31,426
24 Fayette	29,601
25 Fentress	15,125
26 Franklin	38,307
27 Gibson	41,376
28 Giles	28,311
29 Grainger	20,579
30 Greene	73,043
31 Grundy	13,745
32 Hamblen	55,197
33 Hamilton	372,380
	5,817
34 Hancock	22,224
35 Hardeman 36 Hardin	25,699
	48,380
37 Hawkins	14,943
38 Haywood	
39 Henderson	22,633
40 Henry	30,371
41 Hickman	20,145
42 Houston	6,980
43 Humphreys	18,198
44 Jackson	8,960
45 Jefferson	41,224
46 Johnson	17,174
47 Knox	364,766
48 Lake	4,250
49 Lauderdale	18,418
50 Lawrence	33,844

51 Lewis	10,751
52 Lincoln	30,965
53 Loudon	41,458
54 Macon	18,852
55 Madison	84,674
56 Marion	28,539
57 Marshall	25,501
58 Maury	63,850
59 McMinn	49,414
60 McNairy	22,857
61 Meigs	10,886
62 Monroe	34,088
	118,840
63 Montgomery	5,763
64 Moore	
65 Morgan	16,771
66 Obion	29,413
67 Overton	17,106
68 Perry	8,500
69 Pickett	5,634
70 Polk	16,568
71 Putnam	65,541
72 Rhea	28,879
73 Roane	44,760
74 Robertson	52,742
75 Rutherford	147,160
76 Scott	19,972
77 Sequatchie	16,240
78 Sevier	70,746
79 Shelby	650,802
80 Smith	16,543
81 Stewart	12,425
82 Sullivan	156,360
83 Sumner	112,746
84 Tipton	49,643
85 Trousdale	7,705
86 Unicoi	19,898
87 Union	15,917
88 Van Buren	5,084
89 Warren	35,103
90 Washington	106,608
	14,536
91 Wayne	
92 Weakley	28,155
93 White	23,826
94 Williamson	120,906
95 Wilson	78,902
Statewide	5,321,898

Hotel/Motel Tax

Sixty-one counties levy the hotel/motel tax, which is authorized by private act on the privilege of occupancy of hotel and motel rooms. (Davidson County is the exception as it has utilized a general law that applies only to metropolitan governments.) Rates vary according to the terms of the private act. Currently, rates are imposed ranging from 2% to 5% of the price of the lodgings, with 43 counties at 5%. The distribution of the tax is set forth in the private act. The rates and distributions are shown in Table 8.

Since May 12, 1988, any private act which authorizes a city or county (Rutherford, Shelby and Williamson Counties excepted) to levy a tax on the privilege of occupancy of a hotel must limit the application of the tax as follows:

- 1. A city shall only levy such tax on occupancy of hotels located within its municipal boundaries;
- A city shall not be authorized to levy such tax on occupancy of hotels if the county in which such city is located has levied such tax prior to the adoption of the tax by the city; and
- 3. A county shall only levy such tax on occupancy of hotels located within its boundaries but outside the boundaries of any municipality that has levied a tax on such occupancy prior to the adoption of such tax by the county.¹

These limitations only apply prospectively and all private acts levying taxes on the privilege of occupancy of hotels enacted prior to May 12, 1988, shall remain in full force and effect. Note that home rule municipalities have separate general law authority to levy hotel/motel taxes. As these taxes are not levied by private act, the limitations listed above do not apply to hotel/motel taxes levied by a home rule municipality.

¹ T.C.A. § 67-4-1425

Table 8 Hotel/Motel Tax Rates and Distribution FY 2004

			FY 2004
		Rate	Distribution
al	Anderson	5%	general fund
	Bedford	N/A	N/A
3	Benton	5%	general fund
4	Bledsoe	N/A	N/A
	Blount	4%	general fund; tourism
	Bradley	4%	general fund; tourism
7	Campbell	N/A	N/A
8	Cannon	N/A	N/A
9	Carroll	5%	general fund
	Carter	5%	general fund; tourism
	Cheatham	5%	general fund
12	Chester	4%	general fund
13	Claiborne	3%	general fund
	Clay	N/A	N/A
		3%	general fund
	Cocke		
	Coffee	N/A	N/A
17	Crockett	5%	general fund
18	Cumberland	5%	debt service fund or county commission discretion
	Davidson	4%	USD general fund; tourism
_	Decatur	5%	discretionary
	DeKalb	5%	general fund
22	Dickson	5%	economic developent
	Dyer	N/A	N/A
	Fayette	5%	general fund
	Fentress	N/A	N/A
26	Franklin	2%	rural fire protection
27	Gibson	4%	general fund for industrial development
	Giles	5%	general fund for courthouse maintenance/renovation
			N/A
	Grainger	N/A	
	Greene	3%	tourism; economic development
31	Grundy	N/A	N/A
	Hamblen	N/A	N/A
	Hamilton	4%	hotel/motel fund
_			
	Hancock	N/A	N/A
35	Hardeman	5%	general fund
36	Hardin	5%	general fund
	Hawkins	N/A	N/A
	Haywood	5%	city of Brownsville; general fund
39	Henderson	5%	general fund; fire department
40	Henry	5%	general fund
	Hickman	5%	general fund
_	Houston	N/A	N/A
43	Humphreys	5%	general fund
	Jackson	N/A	N/A
45	Jefferson	4%	general fund
	Johnson	5%	general fund
_	Knox	5%	tourism; general fund; city of Knoxville
	Lake	5%	general fund
	Lauderdale	5%	general fund
50	Lawrence	2%	general fund for economic development
	Lewis	5%	general fund
			general fund; tourism
	Lincoln	5%	
	Loudon	5%	general fund
54	Macon	N/A	N/A
	Madison	5%	city of Jackson; community economic development commission; general fund
	Marion	5%	education
	Marshall	5%	general fund
	Maury	5%	industrial development; tourism; beautification and recreation
	McMinn	5%	tourism; economic development
	McNairy	N/A	N/A
			N/A
	Meigs	N/A	
	Monroe	5%	industrial development; tourism
	Montgomery	3%	tourism; general fund; city of Clarksville
	Moore	N/A	N/A
			N/A
	Morgan	N/A	
	Obion	5%	general fund for Reelfoot Lake tourism
67	Overton	N/A	N/A
	Perry	N/A	N/A
- 50	. 5117	14//	."''

Table 8 Hotel/Motel Tax Rates and Distribution FY 2004

	Rate	Distribution			
69 Pickett	N/A	N/A			
70 Polk	N/A	N/A			
71 Putnam	6%	debt service fund; Chamber of Commerce; recreation			
72 Rhea	2%	tourism; economic development			
73 Roane	5%	industrial/economic development			
74 Robertson	5%	tourism, economic development grants to cities; industrial development			
75 Rutherford	3%	general fund for tourism; debt service fund; county commission discretion			
76 Scott	5%	general fund			
77 Sequatchie	2%	general fund			
78 Sevier	N/A	N/A			
79 Shelby	5%	convention center; convention and visitors bureau; arena			
80 Smith	N/A	N/A			
81 Stewart	N/A	N/A			
82 Sullivan	N/A	N/A			
83 Sumner	5%	general fund			
84 Tipton	5%	general fund for industrial development			
85 Trousdale	N/A	N/A			
86 Unicoi	5%	general fund			
87 Union	N/A	N/A			
88 Van Buren	7%	general fund; education capital outlay fund			
89 Warren	5%	debt service			
90 Washington	N/A	N/A			
91 Wayne	N/A	N/A			
92 Weakley	5%	general fund			
93 White	N/A	N/A			
94 Williamson	4%	general fund			
95 Wilson	3%	general fund; county commission discretion			

County Mineral Severance Tax

By a 2/3 vote, counties may levy a tax on all sand, gravel, sandstone, chert, and limestone severed from the ground within the county at a rate of up to \$.15 per ton. Prior to 1984, the county mineral severance tax could be authorized by private act only. Private acts in existence when the general law was passed remain in effect for all purposes, except that the rate may not exceed \$.15 per ton. Counties who levied the tax under the general law are required to distribute the tax to the county highway fund.¹

As shown in Table 9, 61 counties impose county mineral severance taxes. Of those 61, 54 counties allocate the proceeds to the county highway fund, 5 counties allocate the proceeds to the county general fund, one county allocates the proceeds to education, and one county gives the county commission discretion on the allocation of the proceeds. Fifty-eight counties impose the maximum rate of \$.15; two counties are at \$.10; and one county is at \$.05.

¹ T.C.A. §§ 67-7-201 through 67-7-221

Table 9
Mineral Severance Tax Rates and Distribution
FY 2004

	FY 2004	
	Rate	Distribution
1 Anderson*	\$0.15	highway fund
2 Bedford	\$0.15	highway fund
3 Benton*	\$0.10	highway fund
4 Bledsoe	\$0.15	highway fund
5 Blount	\$0.15	highway fund
6 Bradley	N/A	N/A
7 Campbell	\$0.15	highway fund
8 Cannon	\$0.10	highway fund
The second secon	\$0.15	highway fund
9 Carroll		highway fund
10 Carter	\$0.15	
11 Cheatham	\$0.15	highway fund N/A
12 Chester	N/A	
13 Claiborne	\$0.15	highway fund
14 Clay	\$0.15	highway fund
15 Cocke	\$0.15	highway fund
16 Coffee	\$0.15	highway fund
17 Crockett	N/A	N/A
18 Cumberland	\$0.15	highway fund
19 Davidson	\$0.15	general fund for roads
20 Decatur	\$0.15	general fund
21 DeKalb	\$0.15	highway fund
22 Dickson	N/A	N/A
23 Dver	N/A	N/A
24 Fayette	\$0.15	highway fund
		highway fund
25 Fentress	\$0.15	
26 Franklin	\$0.15	highway fund
27 Gibson	N/A	N/A
28 Giles	\$0.15	general fund
29 Grainger	N/A	N/A
30 Greene	\$0.15	general fund
31 Grundy	N/A	N/A
32 Hamblen	N/A	N/A
33 Hamilton	N/A	N/A
34 Hancock	N/A	N/A
35 Hardeman	N/A	N/A
36 Hardin	\$0.15	highway fund
37 Hawkins	\$0.15	highway fund
38 Haywood	\$0.15	highway fund
39 Henderson	N/A	N/A
40 Henry	N/A	N/A
41 Hickman	\$0.15	highway fund
42 Houston	N/A	N/A
43 Humphreys	\$0.05	general fund
44 Jackson	\$0.15	highway fund
45 Jefferson	N/A	N/A
46 Johnson	\$0.15	highway fund
47 Knox	N/A	N/A
48 Lake	N/A	N/A
49 Lauderdale	N/A	N/A
50 Lawrence	\$0.15	highway fund
51 Lewis	N/A	N/A
52 Lincoln	\$0.15	highway fund
53 Loudon	\$0.15	highway fund
54 Macon	N/A	N/A
55 Madison	\$0.15	highway fund
56 Marion	\$0.15	highway fund
57 Marshall	\$0.15	highway fund
	\$0.15	highway fund
58 Maury		
59 McMinn	\$0.15	highway fund
60 McNairy	\$0.15	highway fund
61 Meigs	\$0.15	highway fund
62 Monroe	\$0.15	highway fund
63 Montgomery	\$0.15	highway fund
	\$0.15 \$0.15 N/A	highway fund highway fund N/A

Table 9
Mineral Severance Tax Rates and Distribution
FY 2004

	Rate	Distribution	
66 Obion	\$0.15	highway fund	
67 Overton	\$0.15	highway fund	
68 Perry**	\$0.05	highway fund	
69 Pickett	N/A	N/A	
70 Polk	N/A	N/A	
71 Putnam	\$0.15	highway fund	
72 Rhea	\$0.15	highway fund	
73 Roane	\$0.15	highway fund	
74 Robertson	\$0.15	highway fund	
75 Rutherford	\$0.15	general fund	
76 Scott	N/A	N/A	
77 Sequatchie	N/A	N/A	
78 Sevier	N/A	N/A	
79 Shelby	\$0.15	highway fund	
80 Smith	\$0.15	highway fund	
81 Stewart	\$0.15	highway fund	
82 Sullivan	\$0.15	highway fund	
83 Sumner	\$0.15	highway fund	
84 Tipton	N/A	N/A	
85 Trousdale	\$0.15	highway fund	
86 Unicoi	\$0.15	general fund	
87 Union	\$0.15	highway fund	
88 Van Buren	\$0.15	highway fund	
89 Warren	\$0.15	highway fund	
90 Washington	N/A	N/A	
91 Wayne*	\$0.15	education	
92 Weakley	\$0.15	general fund	
93 White	\$0.15	highway fund	
94 Williamson	\$0.15	general fund	
95 Wilson	\$0.15	highway fund	

*A severance tax is also applied to pulpwood severance in Anderson, Benton, and Wayne counties by private act. In these counties, the mineral severance tax is authorized under T.C.A. 67-7-201 and is therefore allocated to the highway fund. The pulpwood severance tax in Anderson is allocated to the general fund with first priority given to the school system. In Benton and Wayne counties the pulpwood severance tax is allocated to the general fund. Pursuant to T.C.A. 67-1-111, no other city or county may levy a pulpwood severance tax unless authorized by general law rather than private act.

**Perry County rate goes to \$.15 April 2004

Adequate Facilities/Development Tax

In recent years local governments, especially those in counties experiencing heavy growth, have looked for ways by which those benefiting from the growth could also pay for the increased governmental costs resulting from that growth. There are three main methods by which a local government may make an assessment against property the owner wishes to develop: special assessments, impact fees, and privilege taxes.

<u>Special Assessments</u> These are charges levied against specific parcels of property to recoup part or all of the costs of improvements which directly benefit that property: "The differences between a special assessment and a tax are (1) a special assessment can be levied only on land for special purposes; (2) a special assessment is based wholly on lands benefited." West Tennessee Flood Control & Soil Conservation Dist. V. Wyatt, 247 S.W.2d 56 (Tenn. 1952). Counties are authorized to levy special assessments by the County Powers Act.¹

Impact Fees These fees are a means by which a local government may regulate new development. The intent of the fee is to place the financial burden of new growth on areas in which the growth has occurred. The level of the fee must be related to the costs resulting from the new development, and revenues generated by the fee should be earmarked for investment in the growth areas. There is no specific statutory authority under general law for counties to impose impact fees; therefore, they may be imposed only by private act.

Adequate Facilities Taxes These are privilege taxes levied upon the privilege of construction or development of property. The primary difference between an impact fee and an adequate facilities tax is one of intent: the purpose of a tax is to raise revenue, but the purpose of a fee is the regulation of some activity under the government's police power. Memphis Retail Liquor Dealer's Ass'n Inc. v. City of Memphis, 547 S.W.2d 244 (Tenn. 1977). As with impact fees, there is no general law statutory authorization for local governments to impose adequate facilities taxes, so they require a private act. Of the three types of revenue generation discussed in this section, this form of taxation has generated the most attention in recent years. A number of private acts authorizing adequate facilities taxes have been passed in the last few years, primarily for counties in high-growth areas in middle Tennessee.

The issue of whether a program is a tax or fee becomes significant in determining the level of scrutiny with which courts will look at the program. Since taxes are not regulatory actions, they do not have to meet the same standards as impact fee programs. Since it is relatively easy for local governments in Tennessee to obtain enabling legislation through private acts, adequate facilities taxes may be easier for local governments to initiate here than in other states where local governments have been more prone to resort to impact fee programs. The revenues from these taxes go into the fund or funds designated by the private act. While they may often be designated for expenditure on expanding capital facilities for public works, it is neither required nor, as a rule, desirable to earmark them for spending only in the areas where they were collected.

Currently, there are 10 counties that impose adequate facilities or development taxes. The counties are listed in Table 10, along with the rates, how the rates are imposed, and the purposes for which the proceeds are allocated.

¹ T.C.A. §5-1-118

Table 10
Adequate Facilities/Development Tax and Distribution

	Development Tax		\$1,875 paid by developer upon approval of plat	\$500 parks and recreation	
Cheatham			\$1,875 paid upon issuance of building permit	\$750 general fund \$2,500 education debt	
	Ade	quate Facilities Tax	\$.50 per residential square foot		
			\$.50 per heated residential square foot	education capital projects	
Dickson	Ade	quate Facilities Tax	\$.25 per heated commercial square foot		
			\$.15 per temperature controlled industrial square foot		
Hickman	Δda	quate Facilities Tax	\$1.00 per residential square foot with \$1,500 minimum	capital projects fund	
HICKIIIali	Aue	quate i aciities i ax	\$.25 per commercial square foot with \$1,500 minimum	capital projects fullu	
Marshall	Δde	quate Facilities Tax	\$.70 per residential square foot	capital projects fund	
Wai Silaii	Ade	quate i donnies rax	\$.30 per commercial square foot	capital projects fullu	
Maury	Ade	Adequate Facilities Tax	\$.50 per residential square foot	local purpose fund	
			\$.30 per commercial square foot		
Robertson	Ade	quate Facilities Tax	\$1.50 per residential square foot	education debt	
			\$.30 per commercial square foot		
Rutherford	Development Tax		\$750 paid by developer upon approval of plat	capital improvements	
Rutheriord		evelopment rax	\$750 paid upon issuance of building permit	debt	
Sumner	er Adequate Facilities Tax		\$.70 per residential square foot	education	
Summer	Ade	quate i acinties rax	\$.40 per commercial square foot	capital projects	
Williamson		Privilege Tax	\$1.00 per residential square foot	schools recreation	
Williamson		I IIAIIGAG I GV	\$.44 per commercial square foot	fire services highways	
		within cities	\$.68 per residential square foot	schools recreation	
Wilson Adequate Facilities Tax		quate Facilities Tax	\$1,000 minimum per residential unit imposed at issuance of building permit or equivalent to building permit fee in jurisdiction	capital projects	

Local Litigation Tax

The local litigation tax may be levied on all original suits filed in General Sessions, Circuit, Chancery and other special courts in each county. In 1981, after the General Assembly passed 1981 Public Chapter 488 which imposed a state litigation tax, the State Attorney General opined¹ that counties may, by resolution of the county legislative body, levy a litigation tax in the same manner and in an amount not to exceed the amount of the state litigation tax. The state litigation taxes which may be matched are found in *Tennessee Code Annotated*, §§ 67-4-602 et seq. and 16-15-5007. Additionally, *Tennessee Code Annotated*, § 16-15-5006, authorizes counties to levy a local litigation tax for the purpose of funding general sessions judges' salaries. While most other litigation taxes may be levied by a resolution passed by a simple majority, the tax authorized by § 16-15-5006 requires a resolution approved by two-thirds of the county legislative body. Since 1981, the litigation tax laws have been amended from time to time to increase the rate levied by the state or to add additional taxes onto the existing tax. Generally, counties are able to match these increases as well.

Almost all counties have levied a local litigation tax, either by a private act of the General Assembly or by resolution of the County Commission. Generally, the county tax may be levied in an amount not to exceed \$23.75 in civil cases in courts of record, \$23.75 in civil cases in general sessions courts, \$29.50 in criminal cases in courts of record, and \$35.50 in criminal cases in general sessions courts. Additionally, Chapter 502 of Public Acts of 1999 amended § 67-4-602 to authorize an additional \$1.00 state litigation tax in all criminal cases arising out of any violation of Title 55, Chapter 8 (most traffic violations), or for violation of any ordinance governing use of a metered parking space. Counties could "match" this tax as well, which would bring the maximum local litigation tax for only those criminal cases arising out of these types of traffic and parking violations to \$30.50 in cases in courts of record and \$36.50 in cases in general sessions courts. Remember, these maximum amounts do not include state litigation taxes which are collected and remitted to the state.

With a few exceptions, revenue from county litigation taxes may be used for any specific purpose authorized by the county legislative body or may be deposited in the county general fund and used for general purposes. The \$6.00 portion of the tax authorized by § 16-15-5006 for general sessions cases must be allocated to the county general fund to aid in defraying the costs of paying general sessions judges salaries. If the \$6.00 does not raise sufficient revenues to pay the salary of the general session judge(s), the amount may be increased in order to do so.

In 1999, the General Assembly also authorized an additional "local option" litigation tax in the amount of \$1.00. The tax must be levied by a 2/3 vote of the county legislative body. Revenue from this tax must be used exclusively to support a victim/offender mediation center; or alternatively, in those counties where such a center does not exist, the revenue is deposited into a separately designated account and held until such time as a victim/offender mediation center is established. As this is a local option litigation tax, and not a state litigation tax, it cannot be "matched" by a county litigation tax in the same amount.

In 2000, the General Assembly passed Public Chapter 886 to authorize counties to levy an additional local privilege tax on litigation in all civil and criminal cases instituted in the county, not including those instituted in municipal court. The new tax may be levied by a resolution passed by a two-thirds vote of the county legislative body. The additional tax cannot exceed \$10 per case. As it originally passed, the law provided that proceeds from this tax must be used exclusively for purposes of jail or workhouse construction, re-construction or upgrading, or to retire debt issued for those purposes. Chapter 225 of the Public Acts of 2001 amended the law to add "courthouse renovation" as an authorized use of the revenue generated from this particular litigation tax. The law contains a sunset provision that causes the tax levy to cease once the costs of the project have been paid or the debt for the project has been retired.

Also in 2001, the legislature amended litigation tax laws to make a change in how they are collected

¹ See Op. Tenn. Atty Gen. 81-598 (dated November 9, 1981). A subsequent unpublished opinion, Opinion U88-109 (September 28, 1988) affirmed the earlier opinion.

in criminal cases. Pursuant to 2001 Public Chapter 454, litigation taxes in criminal cases are levied for each criminal charge, upon conviction or by order, rather than being levied once per each case. This allows for the collection of multiple litigation taxes in a criminal case where there are multiple charges brought against a defendant.

For more information on how a litigation tax may be levied or for assistance in revising or amending private acts or resolutions that levy such taxes, contact your CTAS county government consultant.

COUNTY LITIGATION TAX RATES*

COURT	Maximum County Litigation Taxes as of July 1, 2001		
Courts of Record - Civil	\$23.75 (state amount under T.C.A. § 67-4-602)		
Courts of Record -Criminal**	\$29.50 (state amount under T.C.A. § 67-4-602)		
General Sessions - Civil	\$23.75*** (state amount [\$16.75] under T.C.A. § 67-4-602; + \$6.00 authorized by T.C.A.§ 16-15-5006; + \$1.00 under T.C.A. 16-15-5007)		
General Sessions - Criminal**	\$35.50*** (state amount under T.C.A. § 67-4-602 plus \$6.00 authorized by T.C.A. § 16-15-5006)		

^{*}This chart does not attempt to show variations in tax rates that only apply to specific counties by narrow population classification. It also does not take into account any local option taxes such as the \$10.00 for jail or courthouse renovation or the \$1.00 for victim/offender mediation centers.

^{**}This amount is for cases other than violations of Title 55, Chapter 8 (most traffic violations), or for violations of any ordinance governing use of a metered parking space. Counties could add an additional \$1.00 to those violations bringing the amounts to \$30.50 in cases in courts of record and \$36.50 in cases in general sessions courts.

^{***}This amount may be increased if the \$6.00 tax does not raise sufficient revenues to pay the salary of the general sessions judge(s).

Summary of Major County Tax Rates

Table 11 provides a summary of rates of the most broadly imposed county taxes that were in place when counties adopted budgets for fiscal year 2004. Any referenda occurring after the date of this publication will not be reflected until next year. Additional information on these and other local and state revenues are available in the *County Revenue Manual* published by the UT County Technical Assistance Service. Technical assistance on financial and other issues is also available by contacting the CTAS consultant for your county. General questions regarding this publication should be directed to the UT CTAS central office in Nashville. This and an array of publications can be found on the CTAS website at http://www.ctas.utk.edu.

Table 11 Summary of Tax Rates for Major County Taxes FY 2004

		Property Tax Rates	Local Options Sales Tax Rates	Motor Vehicle Tax Rates	Hotel/ Motel Tax Rates	Mineral Severance
1	Anderson	\$3.32	2.25%	N/A	5%	\$0.15
2	Bedford	\$2.49	2.75%	N/A	N/A	\$0.15
3	Benton	\$2.93	2.75%	N/A	5%	\$0.10
4	Bledsoe	\$2.08	2.25%	N/A	N/A	\$0.15
5	Blount	\$2.15	2.25%	N/A	4%	\$0.15
6	Bradley	\$2.18	2.25%	N/A	4%	N/A
7	Campbell	\$2.34	2.25%	\$ 35.00	N/A	\$0.15
8	Cannon	\$2.59	1.75%	\$ 10.00	N/A	\$0.10
9	Carroll	\$1.06	2.75%	\$ 10.00	5%	\$0.15
10	Carter	\$2.22	2.25%	N/A	5%	\$0.15
11	Cheatham	\$3.09	2.25%	\$ 50.00	5%	\$0.15
12	Chester	\$2.09	2.75%	\$ 15.00	4%	N/A
13	Claiborne	\$2.13	2.25%	\$ 25.00	3%	\$0.15
14	Clay	\$2.90	2.75%	\$ 25.00	N/A	\$0.15
	Cocke	\$3.16	2.75%	N/A	3%	\$0.15
	Coffee	\$3.21	2.00%	N/A	N/A	\$0.15
	Crockett	\$2.60	2.75%	\$ 70.00	5%	N/A
	Cumberland	\$1.44	2.75%	N/A	5%	\$0.15
	Davidson	\$3.84	2.25%	\$ 35.00	4%	\$0.15
	Decatur	\$1.56	2.50%	N/A	5%	\$0.15
_	DeKalb	\$1.63	1.50%	N/A	5%	\$0.15
	Dickson	\$2.86	2.75%	\$ 30.00	5%	N/A
	Dyer	\$2.58	2.75%	\$ 40.00	N/A	N/A
	Fayette	\$1.74	2.25%	\$ 25.00	5%	\$0.15
	Fentress	\$1.88	2.50%	\$ 25.00	N/A	\$0.15
	Franklin	\$2.66	2.25%	N/A	2%	\$0.15
	Gibson	\$0.81	2.25%	\$ 25.00	4%	N/A
	Giles	\$3.27	2.50%	N/A	5%	\$0.15
	Grainger	\$2.30	2.75%	N/A	N/A	N/A
		\$1.95	2.75%	\$ 20.00	3%	\$0.15
	Grundy	\$2.81	2.25%	N/A	N/A	N/A
	Hamblen	\$2.36	2.50%	\$ 27.00	N/A	N/A
	Hamilton	\$3.06	1.75%	N/A	4%	N/A
	Hancock	\$2.02	2.00%	\$ 20.00	N/A	N/A
	Hardeman	\$2.51	2.75%	\$ 20.00	5%	N/A
	Hardin	\$1.82	2.50%	\$ 11.00	5%	\$0.15
$\overline{}$	Hawkins	\$2.41	2.75%	\$ 27.00	N/A	\$0.15
$\overline{}$	Haywood	\$2.11	2.75%	\$ 30.50	5%	\$0.15
	Henderson	\$2.13	2.75%	\$ 20.00	5%	N/A
	Henry	\$2.32	2.25%	\$ 20.00	5%	N/A
	Hickman	\$2.64	2.75%	\$ 30.50	5%	\$0.15
	Houston	\$2.90	2.75%	\$ 45.00	N/A	N/A
	Humphreys	\$2.90	2.75%	₩ 45.00 N/A	5%	\$0.05
	Jackson	\$2.74	2.75%	\$ 15.00	N/A	\$0.05
	Jefferson	\$2.74	2.75%	\$ 25.00	4%	\$0.15 N/A
		\$2.40	1.50%	\$ 20.00	5%	\$0.15
	Johnson	\$2.40			5%	
	Knox		2.25%			N/A
	Lake	\$2.43	2.75%	\$ 52.00	5%	N/A
44	Lauderdale	\$2.11 \$2.63	2.75% 2.75%	\$ 55.00 \$ 25.00	5%	N/A

Table 11 Summary of Tax Rates for Major County Taxes FY 2004

		Property	Local Options Sales Tax	Motor Vehicle	Hotel/	Minanal
		Tax Rates	Rates	Tax Rates	Motel Tax Rates	Mineral Severance
51	Lewis	\$1.86	2.50%	\$ 20.00	5%	N/A
52	Lincoln	\$2.23	2.50%	\$ 25.00	5%	\$0.15
53	Loudon	\$1.80	2.00%	N/A	5%	\$0.15
54	Macon	\$2.59	2.25%	\$ 40.00	N/A	N/A
55	Madison	\$2.46	2.75%	N/A	5%	\$0.15
56	Marion	\$2.38	2.25%	N/A	5%	\$0.15
57	Marshall	\$3.14	2.25%	\$ 50.00	5%	\$0.15
58	Maury	\$2.73	2.25%	\$ 25.00	5%	\$0.15
59	McMinn	\$1.90	2.00%	N/A	5%	\$0.15
60	McNairy	\$2.20	2.25%	\$ 20.00	N/A	\$0.15
61		\$1.83	2.00%	N/A	N/A	\$0.15
	Monroe	\$1.91	2.25%	\$ 25.00	5%	\$0.15
	Montgomery	\$2.91	2.50%	\$ 30.00	3%	\$0.15
	Moore	\$2.31	2.50%	N/A	N/A	\$0.15
65	Morgan	\$3.34	2.00%	N/A	N/A	N/A
66	Obion	\$2.20	2.75%	\$ 30.00	5%	\$0.15
67		\$1.97	2.50%	\$ 30.00	N/A	\$0.15
	Perry	\$2.28	2.50%	N/A	N/A	\$0.05
	Pickett	\$2.12	2.75%	N/A	N/A	N/A
8	Polk	\$2.07	2.25%	N/A	N/A	N/A
D-	Putnam	\$2.48	2.75%	N/A	6%	\$0.15
	Rhea	\$2.10	2.25%	N/A	2%	\$0.15
	Roane	\$2.91	2.50%	N/A	5%	\$0.15
	Robertson	\$2.66	2.25%	\$ 35.00	5%	\$0.15
-	Rutherford	\$2.80	2.75%	\$ 40.00	3%	\$0.15
	Scott	\$2.40	2.25%	N/A	5%	N/A
	Sequatchie	\$2.66	2.25%	N/A	2%	N/A
	Sevier	\$1.45	2.50%	N/A	N/A	N/A
	Shelby	\$4.09	2.25%	\$ 50.00	5%	\$0.15
	Smith	\$1.99	2.75%	N/A	N/A	\$0.15
81		\$2.18	2.25%	N/A	N/A	\$0.15
	Sullivan	\$2.35	2.25%	N/A	N/A	\$0.15
	Sumner	\$2.59	2.25%	\$ 50.00	5%	\$0.15
_	Tipton	\$2.85	2.25%	\$ 30.00	5%	N/A
	Trousdale	\$2.90	2.25%	\$ 40.00	N/A	\$0.15
	Unicoi	\$2.49	2.75%	N/A	5%	\$0.15
	Union	\$1.80	2.25%	N/A	N/A	\$0.15
	Van Buren	\$1.96	2.75%	N/A	7%	\$0.15
	Warren	\$2.53	2.00%	\$ 30.00	5%	\$0.15
	Washington	\$1.93	2.50%	N/A	N/A	N/A
	Wayne	\$2.57	2.75%	\$ 11.25	N/A	\$0.15
	Weakley	\$2.16	2.75%	\$ 20.00	5%	\$0.15
	White	\$2.24	2.25%	N/A	N/A	\$0.15
D	Williamson	\$2.84	2.25%	\$ 25.00	4%	\$0.15
95	Wilson	\$2.97	2.25%	\$ 25.00	3%	\$0.15





In cooperation with the Tennessee County Services Association and The County Officials Association of Tennessee

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MTAS0513 11/03 • E14-1050-000-125-04