

CHAPTER NO. 111
*****Corrected*****
SENATE BILL NO. 1767

By Elsea

Substituted for: House Bill No. 1506

By Curtiss

AN ACT To amend Tennessee Code Annotated, Section 6-53-102, relative to elections in any corporation having a population of not less than three hundred forty (340) persons nor more than three hundred fifty (350) persons located in any county having a population of not less than twenty thousand (20,000) persons nor more than twenty thousand three hundred (20,300) persons according to the 1990 federal census or any subsequent federal census.

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

SECTION 1. Tennessee Code Annotated, Section 6-53-102, is amended by adding the following as a new, appropriately designated subsection:

(f)(1)(A) Subject to approval in a referendum held in accordance with subdivision (B), in any city having a population of not less than three hundred forty (340) nor more than three hundred fifty (350) located in any county having a population of not less than twenty thousand (20,000) nor more than twenty thousand three hundred (20,300), according to the 1990 federal census or any subsequent federal census, any person residing outside the corporate limits of the city who owned at least a one-half (1/2) interest in a taxable freehold within such limits for the thirty-day period immediately preceding the date of such election, [or any husband and wife residing outside the corporate limits of such city who owned, as tenants by the entirety, a taxable freehold within such limits for the thirty-day period immediately preceding the date of such election], shall also be entitled to vote at such election, being otherwise qualified. As used in this subdivision, "taxable freehold" means an estate for life or a fee-simple absolute in real property having an appraised value of not less than two thousand dollars (\$2,000) for purposes of Title 67, Chapter 5..

(B) The provisions of subsection (f)(1)(A) shall only apply in such city if a majority of the number of qualified voters of the city voting in the first city election held following the effective date of this act approve the question of whether or not the act shall apply to such city. The ballots used in such election shall have printed on them the substance of this act and the voters shall vote for or against the act applying in such city. The votes cast on the question shall be canvassed and the results proclaimed by the county election commissioners and certified by them to the secretary of state as provided by law in the case of general elections. The qualifications of voters voting on the question shall be the same as those required for participation in general elections. All laws applicable to

general elections shall apply to the determination of the approval or rejection of this act.

(2) This subsection shall have no effect unless it is approved by a two-thirds (2/3) vote of the municipal legislative body of any municipality to which it may apply

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

PASSED: April 16, 2001


JOHN S. WILDER
SPEAKER OF THE SENATE


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 13th day of August 2001


DON SPANG, GOVERNOR