

HOUSE BILL 28

By Lamberth

AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 10; Title 6; Title 7; Title 13; Title 49 and Title 65, Chapter 4, relative to comprehensive growth plans.

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

SECTION 1. Tennessee Code Annotated, Title 6, Chapter 58, is amended by deleting the chapter.

SECTION 2. Tennessee Code Annotated, Section 4-10-109(b), is amended by deleting the last three sentences.

SECTION 3. Tennessee Code Annotated, Section 6-1-201(g), is amended by deleting the subsection.

SECTION 4. Tennessee Code Annotated, Section 6-51-103(b), is amended by deleting the language "an operational agreement, or any other agreement as allowed under a comprehensive growth plan, pursuant to chapter 58 of this title," and substituting instead the language "or an operational agreement,".

SECTION 5. Tennessee Code Annotated, Section 6-51-104(d), is amended by deleting the language "is entirely contained within the municipality's urban growth boundary and".

SECTION 6. Tennessee Code Annotated, Section 6-51-120(1), is amended by deleting the subdivision.

SECTION 7. Tennessee Code Annotated, Section 6-51-122, is amended by deleting the section.

SECTION 8. Tennessee Code Annotated, Section 13-3-102, is amended by deleting the language "outside the municipality's urban growth boundary, or, if no such boundary exists,".

SECTION 9. Tennessee Code Annotated, Section 13-3-304(b)(4), is amended by deleting the subdivision.

SECTION 10. Tennessee Code Annotated, Section 13-3-401(2), is amended by deleting the language "outside the municipality's urban growth boundary, or, if no such boundary exists,".

SECTION 11. Tennessee Code Annotated, Section 13-4-202(c), is amended by deleting the final sentence of the subsection.

SECTION 12. Tennessee Code Annotated, Section 13-7-101(a)(2)(B), is amended by deleting the language "rural area as designated in the county's growth plan,".

SECTION 13. Tennessee Code Annotated, Section 13-16-107(f), is amended by deleting the language "; or in the case of a city, also with respect to property within an urban growth boundary as defined in § 6-58-101; or in the case of a county, also with respect to property within an urban growth boundary or planned growth area as defined in § 6-58-101" and by deleting the language "and within an urban growth boundary and a planned growth area".

SECTION 14. Tennessee Code Annotated, Section 49-2-502(b)(3), is amended by deleting the language "in § 6-58-112(b) [see the Compiler's Notes],".

SECTION 15. Tennessee Code Annotated, Section 65-4-101(6)(A)(vii), is amended by deleting the language "and/or urban growth boundaries".

SECTION 16. Tennessee Code Annotated, Title 6, Chapter 51, Part 1, is amended by adding the following as a new section:

The property of an airport with regularly scheduled commercial passenger service that is located in a county other than the county where the creating municipality is located, except upon approval by resolution of the legislative body of the creating municipality, is and must remain an annexation-free zone.

SECTION 17. Tennessee Code Annotated, Title 7, Chapter 51, Part 16, is amended by adding the following as a new section:

(a) In cooperation with the department of economic and community development, all counties and municipalities in this state that have an effective flood insurance rate map or flood hazard boundary map published by the federal emergency management agency that identifies a special flood hazard area within the political boundaries of the county or municipality shall meet the requirements for participation in the national flood insurance program authorized by 42 U.S.C. § 4001 et seq. and administered by the federal emergency management agency on or before June 30, 2012.

(b) If a county or municipality does not currently have an effective flood insurance rate map or flood hazard boundary map published by the federal emergency management agency that identifies a special flood hazard area within the political boundaries of the county or municipality, the county or municipality shall have twenty-four (24) months from the effective date of any future flood insurance rate map or flood hazard boundary map published by the federal emergency management agency to meet the requirements for participation in the national flood insurance program.

SECTION 18. This act takes effect July 1, 2023, the public welfare requiring it.