

HOUSE BILL 1845

By Smith

AN ACT to amend Tennessee Code Annotated, Title 7,
Chapter 84, Part 5 and Title 7, Chapter 84, Part 6,
relative to business improvement districts.

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

SECTION 1. Tennessee Code Annotated, Section 7-84-519(d), is amended by adding the following as a new subdivision:

(3) A senator or representative appointed pursuant to this subsection (d) may decline the appointment or appoint a designee to serve in the place of the senator or representative. If an appointment is declined, the vacant seat is not counted for purposes of voting or quorum. The vacant seat remains vacant until a new senator or representative is elected and that person accepts the appointment.

SECTION 2. Tennessee Code Annotated, Section 7-84-511, is amended by designating the existing language as subsection (a) and adding the following as new subsections (b) and (c):

(b) Before beginning to collect signatures for the petition pursuant to subdivision (a)(1), the proponent of the petition shall file a statement of intent with the governing body of the municipality. From the date the statement of intent is filed, the proponent has one (1) year to file the petition containing the requisite number of signatures. During that one-year period, the governing body shall not adopt any resolution pursuant to subdivision (a)(2).

(c) If the one-year period expires without a petition with the requisite number of signatures being filed with the governing body, then no other petition may be filed

pursuant to subdivision (a)(1), and no resolution may be adopted pursuant to subdivision (a)(2), for a period of one (1) year.

SECTION 3. Tennessee Code Annotated, Section 7-84-619(d), is amended by adding the following as a new subdivision:

(3) A senator or representative appointed pursuant to this subsection (d) may decline the appointment or appoint a designee to serve in the place of the senator or representative. If an appointment is declined, the vacant seat is not counted for purposes of voting or quorum. The vacant seat remains vacant until a new senator or representative is elected and that person accepts the appointment.

SECTION 4. Tennessee Code Annotated, Section 7-84-611, is amended by designating the existing language as subsection (a) and adding the following as new subsections (b) and (c):

(b) Before beginning to collect signatures for the petition pursuant to subdivision (a)(1), the proponent of the petition shall file a statement of intent with the governing body of the municipality. From the date the statement of intent is filed, the proponent has one (1) year to file the petition containing the requisite number of signatures. During that one-year period, the governing body shall not adopt any resolution pursuant to subdivision (a)(2).

(c) If the one-year period expires without a petition with the requisite number of signatures being filed with the governing body, then no other petition may be filed pursuant to subdivision (a)(1), and no resolution may be adopted pursuant to subdivision (a)(2), for a period of one (1) year.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.