

HOUSE BILL 2142

By Johnson P

AN ACT to amend Chapter 28 of the Private Acts of 1997; as amended by Chapter 145 of the Private Acts of 2000, and any other acts amendatory thereto, relative to Development Tax Act for Cheatham County.

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

SECTION 1. Section 3 of Chapter 28 of the Private Acts of 1997, as amended by Chapter 145 of the Private Acts of 2000, and any other acts amendatory thereto, is amended by deleting the language "of a building permit" wherever such language appears and by inserting the language "of a building or occupancy permit".

SECTION 2. Section 7 of Chapter 28 of the Private Acts of 1997, as amended by Chapter 145 of the Private Acts of 2000, and any other acts amendatory thereto, is amended by deleting the language "building permit" and by inserting the language "building or occupancy permit".

SECTION 3. Section 9 of Chapter 28 of the Private Acts of 1997, is amended by deleting the section in its entirety and by substituting instead the following language:

If a building permit is issued by a municipality within Cheatham County, the municipality shall, at the discretion of the municipality, before the issuance of a building permit or at the time a use or occupancy permit is issued, require evidence by a valid certificate executed by the appropriate officials of Cheatham County, Tennessee, that the full amount of tax due the county has been paid. The issuance of a building permit or a use or occupancy permit by any municipal official, without the appropriate certificate from the county indicating the tax has been paid, shall render the municipality liable to the county for the sum or sums that would have been collected by the county if the certificate of tax paid had been required by the municipality.

SECTION 4. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of Cheatham County. Its approval or nonapproval shall be proclaimed by the presiding officer of the county legislative body and certified to the secretary of state.

SECTION 5. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 4.