

Amendment No. 2 to SB0279

**Norris
Signature of Sponsor**

AMEND Senate Bill No. 279*

House Bill No. 475

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 6-51-102(a), is amended by deleting subdivisions (1) and (2) in their entirety and by substituting instead the following language:

(1) A municipality, when petitioned by a majority of the residents and property owners of the affected territory, after notice and public hearing, by ordinance, may extend its corporate limits by annexation of such territory adjoining its existing boundaries as may be deemed necessary for the welfare of the residents and property owners of the affected territory as well as the municipality as a whole; provided, that the ordinance shall not become operative until thirty (30) days after final passage thereof. During this thirty-day period, the municipality shall notify the county mayor in whose county the territory being annexed is located that territory located in the unincorporated part of the county is being annexed by the municipality. The notification shall include a copy of the annexation ordinance and a map of the area being annexed.

(2) Notwithstanding the provisions of this part or any other law to the contrary, after April 1, 2013:

(A) No municipality shall extend its corporate limits by means of annexation by ordinance upon the municipality's own initiative;

(B) No annexation ordinance upon the municipality's own initiative shall become operative; and

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(C) Annexation shall occur only by means of ordinance, pursuant to subdivision (a)(1) above, or resolution, pursuant to §§ 6-51-104 and 105.

SECTION 2. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.