

CHAPTER NO. 40

HOUSE BILL NO. 2383

By Representatives Matheny, Fraley

Substituted for: Senate Bill No. 2360

By Senator Cooper

AN ACT to amend Chapter 553 of the Acts of 1903; as amended by Chapter 405 of the Acts of 1907; Chapter 241 of the Private Acts of 1974; Chapter 59 of the Private Acts of 1979 and Chapter 8 of the Private Acts of 1983; and any other acts amendatory thereto, relative to vacancies in the offices of members of the Board of Mayor and Aldermen of the City of Tullahoma.

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

SECTION 1. Chapter 553 of the Acts of 1903, as amended by Chapter 405 of the Acts of 1907, Chapter 241 of the Private Acts of 1974; Chapter 59 of the Private Acts of 1979 and Chapter 8 of the Private Acts of 1983; and any other acts amendatory thereto, is amended by deleting the following language in Section 5, which is entitled "Terms of Office, Vacancy":

In the event of the vacancy by reason of the death, resignation, or removal of the Mayor or any one (1) or more Aldermen, the Board shall have the power to fill the vacancy or vacancies by majority vote of said Board of Mayor and Aldermen, said vacancies to be filled until the next municipal election at which time a candidate shall be elected to fill the unexpired term of said office so vacated.

and by substituting instead the following:

In the event of the vacancy by reason of the death, resignation, or removal of the Mayor or any one (1) or more Aldermen, the Board shall have the power to fill the vacancy or vacancies by majority vote of said Board of Mayor and Aldermen, said vacancies to be filled until the expiration of the term of office so vacated.

SECTION 2. Any provision of Chapter 553 of the Acts of 1903, or any amendments thereto in conflict with the provisions of this Act are hereby repealed.

SECTION 3. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the board of Mayor and Aldermen of the City of Tullahoma. Its approval or nonapproval shall be proclaimed by the Mayor of the City of Tullahoma and certified to the secretary of state.

SECTION 4. 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 3.

PASSED: April 25, 2005


JIMMY RAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 4th day of May 2005


PHIL BREDESEN, GOVERNOR