

**CHAPTER NO. 58**

**HOUSE BILL NO. 2406**

**By Representative Fitzhugh**

**Substituted for: Senate Bill No. 2389**

**By Mr. Speaker Wilder**

AN ACT to amend Chapter 209 of the Private Acts of 1949; as amended by Chapter 232 of the Private Acts of 1961; Chapter 367 of the Private Acts of 1972 and Chapter 4 of the Private Acts of 1981; and any other acts amendatory thereto, relative to election of officials.

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

SECTION 1. Section 11 of Chapter 209 of the Private Acts of 1949; as amended by Chapter 4 of the Private Acts of 1981; and any other acts amendatory thereto, is amended by deleting the section in its entirety and by substituting instead the following.

Section 11. Be it further enacted, that the election commissioners of Crockett County, Tennessee, shall open and legally hold an election, after first giving notice thereof in a newspaper published in Crockett County, Tennessee, as provided by law. Beginning in 2005, and every four (4) years thereafter, municipal elections shall be held within lawful hours and under all legal regulations and restrictions on the first Saturday in May. The mayor and four (4) aldermen shall be elected to terms of four (4) years. All legal qualified voters living within the corporate limits of the Town of Gadsden shall be eligible to vote in any municipal election or referendum; provided, that he or she shall be required to register under any applicable state election registration laws. Any other registered voter, who resides outside the corporate limits of the Town of Gadsden but who owns real estate within the corporate limits of the Town of Gadsden, shall also be eligible to vote in such municipal election or referendum even though he or she is not a resident of the Town of Gadsden. The board of mayor and aldermen selected at such election, and at all subsequent quadrennial elections, shall qualify on or before the succeeding third Monday in May at which time the newly-elected board shall meet, organize, and begin the discharge of their duties.

SECTION 2. Nothing in this act shall be construed as having the effect of altering the term of any incumbent prior to the end of the term for which such public officer was elected.

SECTION 3. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the Town of Gadsden. Its approval or nonapproval shall be proclaimed by the presiding officer of the Town of Gadsden 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: May 11, 2005**

  
JIMMY RAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

APPROVED this 27<sup>th</sup> day of May 2005

  
PHIL BREDESEN, GOVERNOR