

Chart 8. Deannexation

Current Tennessee Law	Proposed Changes	Other States' Laws
<p>Cities may deannex land. Only cities have the authority to initiate deannexation not the residents or property owners. A city can deannex property if it is approved by 3/4 of voters in an election. A city can also deannex on its own initiative by ordinance, but residents may object to the deannexation by submitting a petition signed 10% of the voters residing in the territory. An election will then be held and a majority of those voting must approve the deannexation.</p>	<p>Public Chapter 441 directed the Commission to study the issue of annexation as part of a comprehensive review and evaluation of the efficacy of state policies set forth in Tennessee Code Annotated Title 6, Chapters 51 (Change of Municipal Boundaries) and 58 (Comprehensive Growth Plan). The laws governing deannexation are in Title 6, Chapter 51.</p>	<p>Twenty-seven states authorize property owners to initiate a deannexation; twenty-four authorize cities to initiate deannexation.</p> <p>Fourteen states authorize both cities and property owners to initiate deannexation.</p> <p>A majority of states require a referendum or other form of consent before finalizing a deannexation.</p>

Other States' Laws on Deannexation

State	Initiation by municipality	Initiation by property owners	Approved by municipal body after petition of property owners	Election required	Petition for election	Other method of property owner approval	Approved by judge
Alabama	X				X		
Alaska	X			X			
Arizona	X					X	
Arkansas	X	if land is uninhabited	X	X			
California	X	X			X		
Colorado		X	X				
Connecticut							
Delaware	X			X			
Florida	X	X	X - must state specific reasons for rejection in report		X		

State	Initiation by municipality	Initiation by property owners	Approved by municipal body after petition of property owners	Election required	Petition for election	Other method of property owner approval	Approved by judge
Georgia		X	X			X	
Hawaii							
Idaho	X						
Illinois		X	X				X
Indiana		X	X				
Iowa	X	X	X	X		X	
Kansas	X	X	X				
Kentucky	X			X		X	
Louisiana	X	X		X		X	
Maine							
Maryland							
Massachusetts							
Michigan		X	X	X			
Minnesota	X	X					X
Mississippi	X	X					X
Missouri	X						
Montana		X	X			X	
Nebraska		X					X
Nevada	X	X				X	
New Hampshire							
New Jersey							
New Mexico							
New York							
North Carolina							
North Dakota	X	X	X				
Ohio		X			X		
Oklahoma	X	X	X				
Oregon	X				X		
Pennsylvania							
Rhode Island							
South Carolina	X	X			X		
South Dakota		X	X				
Tennessee	X						
Texas	X	X			X		
Utah		X	X				
Vermont							
Virginia	X						X

State	Initiation by municipality	Initiation by property owners	Approved by municipal body after petition of property owners	Election required	Petition for election	Other method of property owner approval	Approved by judge
Washington		X			X		
West Virginia		X		X			
Wisconsin		X			X		
Wyoming	X	X				X	
Total	24	27	14	8	9	8	5