

Appendix C. Growth Policy and Annexation Legislation 1993-2013

| 1998 Growth Policy Act | |
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| 1997-1998 | <p>1998 Growth Policy Act, Acts of 1998 Creates a comprehensive growth policy for the state; revises annexation by ordinance laws; holds counties harmless for revenues in annexation actions; provides additional method of consolidation of county and city governments. Senate Bill 3278 by Rochelle, House Bill 3295 by Kisber Passed, effective May 19, 1998.</p> |
| Repeal 1998 Growth Policy Act | |
| 1999-2000 | <ul style="list-style-type: none"> • Senate Bill 2600 by Springer, P., House Bill 2269 by Stulce Repeals the 1998 Growth Policy Act. No action taken. • Senate Bill 2641 by Burchett, House Bill 2447 by Boyer Repeals the 1998 Growth Policy Act. No action taken. |
| Prohibit Annexation by Ordinance | |
| 1993-1994 | <ul style="list-style-type: none"> • Senate Bill 823 by Atchley, House Bill 633 by Venable Prohibits municipalities to annex by ordinance upon own initiative territory consisting primarily of roads, rivers, lakes and/or public property. No action taken. • Senate Bill 2056 by Leatherwood, House Bill 2115 by Shirley Deletes provisions allowing municipalities to annex neighboring territory by ordinance. Leaves in place annexation by referendum of the affected residents. Failed in the Senate State and Local Government Committee; no action in the House. |
| 1999-2000 | <ul style="list-style-type: none"> • Senate Bill 2391 by Fowler, House Bill 2271 by Stulce Abolishes annexation by ordinance initiated by a municipality. No action taken. • Senate Bill 2393 by Fowler, House Bill 2344 by Wood Prohibits municipalities from initiating annexation by ordinance. No action taken. |
| 2001-2002 | <ul style="list-style-type: none"> • Senate Bill 937 by McNally Prohibits municipalities from initiating annexation by ordinance. No action taken. • Senate Bill 1061 by Burks, House Bill 1842 by Hargrove Prohibits municipalities from initiating annexation by ordinance. No action taken. |

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| 2007-2008 | <p>Senate Bill 888 by Ketron, House Bill 363 by Rowland Prohibits municipalities from initiating annexations by ordinance. Failed in Senate State and Local Government Committee; no action taken in the House.</p> |
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| Requirements for Annexation by Ordinance (Prior to 1998 Growth Policy Act) | |
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| 1997-1998 | <ul style="list-style-type: none"> • House Bill 17 by Newton Requires that municipalities may not annex by ordinance more than one-fourth square mile or by more than 500 new residents within a 24-month period. No action taken. • House Bill 20 by Newton Requires the county commission give prior approval for local municipalities to annex by ordinance. No action taken. |

| Annexation-free Zones (Prior to 1998 Growth Policy Act) | |
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| 1997-1998 | <p>Senate Bill 2499 by Crutchfield, House Bill 2426 by Stulce Provides for residents of an area outside city limits to petition for a referendum to be considered an incorporation- and annexation-free zone. Petitioners will pay cost of the referendum. Referendum must prevail by 70% of vote if the area is within one mile of the city limits, 60% within two miles, and 50% within three miles. Failed in House Local Government Subcommittee; no action taken in the Senate.</p> |

| Annexations Approved by Referendum | |
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| 1993-1994 | <p>Senate Bill 776 by Atchley, House Bill 301 by Wood Authorizes voters to petition for a referendum to approve annexation ordinances if they affect more than one-fourth square mile of territory or more than 500 residents. Failed in House Local Government Subcommittee; no action in Senate.</p> |
| 1995-1996 | <ul style="list-style-type: none"> • Senate Bill 291 by Fowler, House Bill 169 by Wood Authorizes referendum when more than one-fourth square mile or more than 500 residents are annexed by ordinance in Hamilton, Knox, or Shelby county. Failed in the Senate State and Local Government Committee and in the House Local Government Subcommittee. • Senate Bill 413 by McNally, House Bill 292 by Boyer Specifies that an annexation by ordinance will not become effective until the qualified voters of territory to be annexed have approved the ordinance in an election. No action taken. |

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| | <ul style="list-style-type: none"> • Senate Bill 969 by Holcomb, House Bill 742 by Ramsey Authorizes counties to pass ordinances requiring annexations by municipalities to be approved by a majority of the property owners and residents of the area to be annexed. Failed in the House Local Government Subcommittee; no action taken in Senate. |
| 1997-1998 | <ul style="list-style-type: none"> • Senate Bill 1393 by McNally, House Bill 1006 by Boyer Specifies annexation for proposed territory must be by vote of those in the territory. Referendums will be paid for by the annexing municipality. No action taken. • Senate Bill 1617 by Fowler, House Bill 1116 by Wood Provides that annexations by ordinance in a county having both a) 10 or more incorporated municipalities and b) a population in excess of 250,000 would not take effect until 120 days after final passage of such ordinance. Also provides that if such ordinance would bring more than one-fourth square mile or more than 300 parcels, that the affected property owners may, by petition, vote in a referendum to ratify such ordinance. If the referendum passed, the ordinance would take effect 30 days after the election or 120 days from the passage of the ordinance, whichever occurs last. Failed in the House Local Government Subcommittee; no action taken in the Senate. • Senate Bill 2301 by Davis, House Bill 2282 by Ferguson Requires an election for annexation by a municipality after 20% of registered voters or both registered voters and property owners of the territory seek annexation by ordinance petition. The election will be at the expense of the proposing municipality. No action taken. |
| 2003-2004 | <ul style="list-style-type: none"> • Senate Bill 307 by Ketron, House Bill 469 by Fowlkes Specifies that any proposal by municipalities to extend their corporate limits by annexation by ordinance will be subject to the approval of the qualified voters residing in the territory proposed for annexation. No action taken. |
| 2007-2008 | <ul style="list-style-type: none"> • Senate Bill 1976 by Stanley, House Bill 1608 by Todd Requires a referendum to be held for a vote of property owners in areas proposed for annexation by a municipality located in a county where an annexation reserve agreement satisfies the requirements of the growth plan. No action taken. |
| 2009-2010 | <ul style="list-style-type: none"> • Senate Bill 2402 by Watson, House Bill 2429 by Cobb Requires an annexation ordinance to be approved by a majority vote of qualified voters in the territory proposed for annexation before it can become operative. |

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| | Failed in Senate and House State and Local Government Committees. |
| 2013 | <ul style="list-style-type: none"> • Senate Bill 731 by Watson, House Bill 230 by Carter Requires any municipality annexing land pursuant to an amended growth plan to hold a referendum prior to annexation of land within the municipality's approved urban growth boundary (UGB). <i>Referred to the Commission for study.</i> • Senate Bill 869 by Crowe, House Bill 590 by Van Huss Requires an annexation ordinance to be approved by a majority vote of qualified voters in the territory proposed for annexation before it can become operative. <i>Referred to the Commission for study.</i> |

| Annexation within the Urban Growth Boundary (UGB) | |
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| 2003-2004 | <p>Senate Bill 3002 by Graves, House Bill 3057 by Sargent Clarifies that municipalities may not annex by ordinance or by referendum any territory located within another municipality's approved UGB. <i>Referred to the Commission for study. Recommended for passage. See Public Chapter 246, Acts of 2005, below.</i></p> |
| 2005-2006 | <p>Public Chapter 246, Acts of 2005 Amends the law to ensure that municipalities have the exclusive authority to annex territory within their own UGB. Municipalities may not annex any territory located within another municipality's UGB. Senate Bill 3002 by Graves, House Bill 3057 by Sargent, recommended by the Commission, was reintroduced as Senate Bill 1587 by Norris, House Bill 408 by Sargent. Passed, effective January 1, 2006.</p> |

| Annexation by Petition outside the UGB | |
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| 2005-2006 | <p>Senate Bill 764 by Burchett, House Bill 2042 by Armstrong Authorizes annexation of property located outside of a municipality's UGB if the owner petitions for such annexation; however, such property must be contiguous to other property currently owned by the petitioner that is already located within the UGB of the municipality. <i>Referred to the Commission for study. Not recommended.</i> No action taken.</p> |

Procedures for Annexing Territory outside UGBs

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| 2009-2010 | <p>Public Chapter 917, Acts of 2010 Before municipalities can annex territory by ordinance outside their existing UGBs, they must first amend the growth plan by submitting the changes to the coordinating committee and then receiving a recommendation for or against the amendment. The coordinating committee then must submit the proposed amendment with its recommendation to all the legislative bodies for approval. If the amendment to the growth plan is approved by the legislative bodies or by the dispute resolution panel, it will then be submitted to the local government planning advisory committee for its approval. Municipalities may annex within a county's planned growth area (PGA) or rural area (RA) by referendum only. Senate Bill 2581 by Haynes, House Bill 2713 by Turner, M. Passed, effective May 26, 2010.</p> |
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Annexation before Approval of Growth Plan

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| 1999-2000 | <p>Senate Bill 660 by Cooper, House Bill 679 by Fraley Revises law to limit power of municipalities to annex before the approval of the growth plan. It would have required annexations by a municipality of territory in a county other than the one where the city hall of the annexing municipality is located to be by referendum. Failed in House Local Government Subcommittee; no action taken in Senate.</p> |
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Annexation across County Lines (Prior to 1998 Growth Policy Act)

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| 1997-1998 | <ul style="list-style-type: none"> • Senate Bill 2535 by Cohen, House Bill 2493 by Walley Prohibits annexation by ordinance in cases where territory to be annexed is outside of county lines unless legislative body of the county in which the territory to be annexed approves. No action taken. • Senate Bill 3341 by Cooper, House Bill 3298 by Curtiss Forbids annexations across county lines unless the city already overlaps county lines or unless the county approves the annexation. No action taken. |
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| Annexation across Time Zones (Prior to 1998 Growth Policy Act) | |
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| 1993-1994 | <ul style="list-style-type: none"> • Public Chapter 36, Acts of 1993 Bars annexation by municipalities if such territory is in a different time zone. Senate Bill 19 by Elsea, House Bill 4 by Rhinehart Passed, effective March 17, 1993. • Senate Bill 18 by Elsea, House Bill 5 by Rhinehart Requires that where municipalities annex territory in another time zone, they must operate in same time zone as new territory. No action taken in the Senate; passed by the House. |
| Strip or Corridor Annexations (Prior to 1998 Growth Policy Act) | |
| 1993-1994 | <ul style="list-style-type: none"> • Senate Bill 781 by Atchley, House Bill 1476 by Venable Prohibits strip annexation except in counties with metropolitan forms of government. No action taken. • Senate Bill 822 by Atchley, House Bill 634 by Venable Prohibits strip annexation by ordinance upon municipalities' initiative. No action taken. • Senate Bill 1931 by Atchley Requires municipalities that seek to annex the right-of-way of a road or stream to also annex all parcels of property that front upon the right-of-way. No action taken. • Senate Bill 2457 by Atchley, House Bill 2585 by Bittle Requires municipalities that seek to annex the right-of-way of a road or stream to also annex all parcels of property that front upon the right-of-way. Failed in the House Local Government Subcommittee; no action taken in Senate. |
| 1997-1998 | <ul style="list-style-type: none"> • Senate Bill 931 by Miller, House Bill 1189 by Kerr Forbids strip annexation, defined as annexation of any one-half mile or more strip of territory from nearest municipal boundary that in width at its narrowest point is less than half the length of such strip. No action taken. • Senate Bill 1598 by Wilder, House Bill 1760 by Rhinehart Defines and forbids strip annexation except in county with metropolitan form of government. No action taken. • Senate Bill 1841 by Atchley, House Bill 1873 by Ritchie Bars annexation by "enclaves," defined as oddly shaped extensions like pockets, fingers, snakes, peninsulas, or corridors. Senate passed with an amendment; no action taken in House. |

| Annexation of Agricultural Land | |
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| 2013 | <p>Senate Bill 1316 by Bowling, House Bill 1249 by Van Huss Prohibits a municipality from annexing any land within its UGB that is zoned for agricultural use until there is a change in use triggered by a request for a non-agricultural zoning designation or by sale of the territory for use other than agricultural purposes. <i>Referred to the Commission for study.</i></p> |

| Annexation of Land Subject to Conservation Easement | |
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| 2005-2006 | <p>Senate Bill 2005 by McLeary, House Bill 2080 by Maddox Prohibits annexation of land that is subject to a permanent conservation easement. <i>Referred to the Commission for study. Not recommended. Instead, the Commission recommended that as an alternative these types of land be added to the category of lands listed in the Growth Policy Act already given special consideration in the designation of UGBs, PGAs, and RAs within a county growth plan pursuant to Tennessee Code Annotated 6-58-106.</i> No action taken.</p> |
| 2007-2008 | <p>Senate Bill 2090 by Finney, L., House Bill 2112 by Maddox Prohibits annexation of land that is subject to a permanent conservation easement. No action taken.</p> |

| Annexation of State Parks | |
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| 2007-2008 | <p>Public Chapter 1033, Acts of 2008 Adds new language to the law prohibiting municipalities from annexing any territory located within any state park or natural area unless certain conditions are met, including that the territory must be within the UGB, the Department of Environment and Conservation must study the effects on the area, and advance notice must be provided to the Commissioner of Environment and Conservation. Senate Bill 3434 by Burchett, House Bill 3302 by Vaughn Passed, effective May 28, 2008.</p> |

| Moratorium on Annexation | |
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| 1997-1998 | <p>Senate Bill 2265 by Cooper, House Bill 2263 by Rhinehart Imposes a moratorium on new municipal incorporation and annexation by ordinance without consent of county legislative body until May 31, 1998, in order to provide a period of time to thoroughly review the issues of incorporation and annexation. Failed in House Local Government Subcommittee; no action in the Senate.</p> |
| 2013 | <p>Public Chapter 441, Acts of 2013 Places a moratorium, with certain exceptions, from April 15, 2013, through May 15, 2014, on annexation by a municipality by means of ordinance upon the municipality's own initiative in order to annex territory being used primarily for residential or agricultural purposes. Requires comprehensive study of Title 6, Chapters 51 and 58 by the Commission. Senate Bill 279 by Watson, House Bill 475 by Carter Passed, effective May 16, 2013.</p> |

| Annexation Notice of Public Hearings (Prior to 1998 Growth Policy Act) | |
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| 1993-1994 | <ul style="list-style-type: none"> • Senate Bill 777 by Atchley, House Bill 376 by Head Requires newspaper publication, public posting, and mail notification to affected property owners of public hearings for annexation proposal. No action taken. • Senate Bill 778 by Atchley, House Bill 375 by Head Delineates necessary public notice to precede public hearing on annexation. No action taken. • Senate Bill 779 by Atchley, House Bill 374 by Head Requires a notice of public hearing to be published in a newspaper at least 15 days prior to the hearing if an annexation by ordinance would affect fewer than 20 property owners. Municipalities may annex territory totaling less than one-fourth square mile or containing fewer than 500 persons after providing notice of annexation in a newspaper. No action taken. |
| 1995-1996 | <p>Senate Bill 2202 by Wilder, House Bill 2164 by Walley Increases from 7 to 14 days the number of days' notice required for notice of a public hearing. No action taken.</p> |
| 1997-1998 | <p>Senate Bill 3366 by Dixon, House Bill 3092 by Chumney Increases from 7 to 14 days the amount of time required for notice of public hearing on annexation by a municipality of territory totaling more than one-fourth square mile or having population of more than 500 persons. No action taken.</p> |

Additional Information Required for Annexation Notice (Prior to 1998 Growth Policy Act)

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| 1995-1996 | <ul style="list-style-type: none"> • Public Chapter 283, Acts of 1995 Requires annexation notices to include a map showing the area to be annexed, including street names and natural boundaries where appropriate. Senate Bill 429 by Rochelle, House Bill 571 by Bragg Passed, effective July 1, 1995. • Senate Bill 1429 by Gilbert, House Bill 1067 by Robinson Requires specific information, like names and addresses of property owners, to be listed in all notices of public hearings on ordinances to annex territories that include fewer than 20 property owners. Requires such notices to be published at least 15 days before passage of the ordinances on final reading. Requires the same information to be published, whenever practicable, when municipalities attempt to annex territory totaling less than one-fourth square mile or having a population of fewer than 500 people. No action taken. |
| 1997-1998 | <ul style="list-style-type: none"> • Senate Bill 328 by McNally Redefines notice to require listing of all tracts of land affected by proposed annexation and requires that such tracts be identified by current county tax map and parcel number or, alternatively, requires an explanation for omission. No action taken. • Senate Bill 153 by McNally, House Bill 341 by Boyer Requires that notice given for an annexation hearing include map and parcel numbers of area to be annexed, or an explanation of the omission. No action taken. |

Annexation Notice to Property Owners of Affected Territory

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| 1993-1994 | <ul style="list-style-type: none"> • Senate Bill 780 by Atchley, House Bill 723 by Venable Requires notification of residential property owner in territory proposed for annexation except in counties with metropolitan forms of government and establishes requirements for such notice. No action taken. • Senate Bill 1870 by Haynes, House Bill 2012 by West Requires municipalities attempting to annex by ordinance to notify affected property owners by mail rather than by publication in local newspaper. No action taken. |
| 1995-1996 | <p>Senate Bill 1649 by McNally, House Bill 1535 by Boyer Requires notification of property owners in areas proposed for annexation and establishes requirements for such notice. No action taken.</p> |

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| <p>2005-2006</p> | <p>Senate Bill 288 by Finney, House Bill 237 by Campfield Requires municipalities to notify affected property owners by mail when attempting to annex by referendum. <i>Referred to Commission for study. The Commission recommended the bill be amended to specify that written notice to the owners of property to be annexed be sent to the last known address by first class mail, be dated and postmarked a minimum of 14 calendar days prior to the scheduled date of the hearing. The Commission also recommended that verification of the mailing of the notice should be considered as proof that the notice was sent in a timely fashion in the event of a subsequent legal challenge to the annexation.</i> No action taken.</p> |
| <p>2007-2008</p> | <p>Senate Bill 672 by Bunch, House Bill 779 by Campfield Requires municipalities planning to annex property inside or outside their approved growth boundaries to mail a copy of the resolution or ordinance to every affected property owner. No action taken.</p> |
| <p>2009-2010</p> | <p>Senate Bill 1260 by Bunch, House Bill 799 by Campfield Requires municipalities planning to annex territory beyond their approved urban growth boundaries to mail a copy of the resolution to each property owner affected. Failed in House State & Local Government Subcommittee; no action taken in Senate.</p> |
| <p>2011-2012</p> | <ul style="list-style-type: none"> • Public Chapter 495, Acts of 2011 Added a requirement that a copy of a resolution for annexation by referendum must be sent to property owners of property in the territory proposed to be annexed 14 days prior to the public hearing on the annexation. <i>Similar to the recommendation made by the Commission in 2005 when Senate Bill 288 by Finney, House Bill 237 by Campfield, was studied.</i> Senate Bill 55 by Campfield, House Bill 1214 by Hall Passed, effective July 1, 2011. • Senate Bill 3572 by Southerland, House Bill 3641 by Faison Requires notice to be given to adjoining property owners when annexation is being proposed. Requires municipalities to provide advance notice, in addition to newspaper publication, to property owners within areas to be annexed and to owners of neighboring properties within a one-mile radius of the location of the proposed annexation. Defines "advance notice" as at least 60 days' notice prior to the date a final determination will be made upon annexation of an area by a municipality. No action taken. |
| <p>2013</p> | <ul style="list-style-type: none"> • Public Chapter 462, Acts of 2013 Requires municipalities whose annexations become effective by court |

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| | <p>order to send written notice to all newly annexed property owners by first-class mail. If a judge holds the annexation proposal as valid, the municipality may request the court to consider a deferred effective date for annexation validation. Prohibits municipalities from assessing property within annexed territories unless the property was annexed prior to January 1 of the year in which the assessment is to be made; applies to assessments made on or after January 1, 2012.</p> <p>Senate Bill 1054 by Kelsey, House Bill 1263 by Carr Passed, effective May 20, 2013.</p> <ul style="list-style-type: none"> • Senate Bill 1381 by Bowling, House Bill 1319 by Van Huss Requires any municipality proposing to annex territory within the municipality's UGB to mail notice to property owners within that UGB 90 days prior to the date of proposed annexation and to hold at least three public, informational meetings. <i>Referred to the Commission for study.</i> |
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Other Annexation Notice Requirements

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| 2007-2008 | <p>Senate Bill 774 by Bunch, House Bill 579 by DuBois Requires notice of annexation by ordinance by posting copies of proposed ordinance in territory proposed to be annexed and annexing municipality. No action taken.</p> |
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Annexation Notice to Other Government Entities

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| 2003-2004 | <p>Senate Bill 2445 by Norris, House Bill 3056 by Sargent Requires municipalities that file ordinances to annex territories to notify the county mayors where the property is located about such annexation during the 30-day period before the ordinance goes into effect. Requires such notification to include a copy of the ordinance and a map of the proposed annexation area. <i>Referred to the Commission for study. Recommended for passage. See Public Chapter 411, Acts of 2005 below.</i></p> |
| 2005-2006 | <ul style="list-style-type: none"> • Public Chapter 264, Acts of 2005 Added a new requirement to the law that the legislative body of an annexing municipality provide a copy of the annexation ordinance, along with a copy of the portion of the plan of services dealing with emergency services and a detailed map designating the annexed area, to any affected communications district upon final passage of the ordinance. Senate Bill 1968 by Norris, House Bill 2058 by Jones, U. Passed, effective July 1, 2005. • Public Chapter 411, Acts of 2005 Requires the mayor of a municipality annexing by ordinance to provide notice and a copy of the plan of services to be forwarded to the mayor of the county whose property is being annexed. It required that the county |

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| | <p>mayors and emergency communications districts be notified of annexations.</p> <p>Senate Bill 2445 by Norris, House Bill 3056 by Sargent, recommended by the Commission, was reintroduced as Senate Bill 1583 by Norris, House Bill 403 by Sargent.</p> <p>Passed, effective June 17, 2005.</p> |
| 2011-2012 | <p>Public Chapter 837, Acts of 2012</p> <p>Required that the department of revenue be notified of an annexation upon instead of prior to the annexation becoming effective.</p> <p>Senate Bill 2987 by Burks, House Bill 3061 by Williams, R.</p> <p>Passed, effective April 25, 2012.</p> |

Right of Leaseholder to Contest Annexation (Prior to 1998 Growth Policy Act)

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| 1993-1994 | <p>Senate Bill 2733 by O'Brien, House Bill 2672 by Moore</p> <p>Permits leaseholders to file lawsuits to contest annexation of property by municipalities.</p> <p>No action taken.</p> |
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Arbitration to Settle Annexation Disputes (Prior to 1998 Growth Policy Act)

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| 1993-1994 | <ul style="list-style-type: none"> • Senate Bill 819 by Atchley Authorizes aggrieved property owners within annexation boundaries to submit petitions for arbitration rather than filing lawsuits to contest the annexation. No action taken. • Senate Bill 957 by Atchley, House Bill 893 by Armstrong Authorizes property owners to submit claims for arbitration in lieu of filing lawsuits to contest annexation ordinances. Failed in House Local Government Subcommittee; no action in Senate. • House Bill 1260 by Ritchie Authorizes owners of affected property that borders or lies within territory that is the subject of an annexation ordinance to submit a claim for arbitration to contest the validity of the ordinance. No action taken. |
| 1995-1996 | <p>Senate Bill 1731 by Holcomb, House Bill 1712 by Venable</p> <p>Provides for binding arbitration with consent of parties in disputes arising under annexation by ordinance that have been judicially contested.</p> <p>No action taken.</p> |

| Grounds for Challenging Annexation Ordinance | |
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| 2005-2006 | <p>Senate Bill 1323 by Burchett, House Bill 1912 by Tindell Requires a party filing a civil action challenging an annexation to prove that the annexation is unreasonable for the overall well-being of the community. <i>Referred to the Commission for study. Retained for further study.</i> No action taken.</p> |

| Shifting Burden of Proof in Lawsuits to Contest Annexation | |
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| 1999-2000 | <p>Senate Bill 2397 by Fowler, House Bill 2270 by Stulce Shifts burden of proof from plaintiff to municipality in civil action challenging validity of annexation ordinance. No action taken.</p> |
| 2003-2004 | <p>Senate Bill 3001 by Graves, House Bill 3140 by Bone Specifies that the party challenging an annexation has the burden of proving that (1) the annexation ordinance is unreasonable for the overall well-being of the communities involved and that (2) the health, safety, and welfare of the citizens and property owners of the municipality and territory will not be materially retarded in the absence of such annexation. <i>Referred to the Commission for study. Retained for further study.</i> No action taken.</p> |
| 2005-2006 | <ul style="list-style-type: none"> • Senate Bill 765 by Burchett, House Bill 1913 by Tindell Requires that if a civil action is filed to challenge the annexation of territory within the approved UGBs of a municipality, the party filing the action has the burden of proving that the annexation ordinance is unreasonable for the overall wellbeing, health, safety, and welfare of the citizens or communities involved and that property owners of the municipality and territory will not be adversely affected in the absence of the annexation. <i>Referred to the Commission for study. Retained for further study.</i> No action taken. • Senate Bill 1236 by Burchett, House Bill 1915 by Tindell Requires that if a civil action is filed to challenge the annexation of territory within the approved urban growth boundaries of a municipality, the party filing the action has the burden of proving that the annexation ordinance is unreasonable for the overall wellbeing, health, safety, and welfare of the citizens or communities involved and that property owners of the municipality and territory will not be adversely affected in the absence of the annexation. <i>Referred to the Commission for study. Retained for further study.</i> No action taken. |

| Burden of Proof Requirement for Island Annexations | |
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| 2005-2006 | <p>Senate Bill 1558 by Burchett, House Bill 1914 by Tindell If a civil action is filed to challenge an annexation of property bordered on all sides by the corporate limits of a municipality, the party filing the action has the burden of proving that the annexation is unreasonable for the overall well-being of the parcel or parcels involved. <i>Referred to the Commission for study. Not recommended.</i> No action taken.</p> |

| Restore Right to Jury Trial in Lawsuits to Contest Annexation | |
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| 1999-2000 | <p>Senate Bill 882 by Atchley, House Bill 591 by Boyer Restores right to jury trial in a civil action to challenge validity of annexation ordinance. No action taken.</p> |
| 2007-2008 | <p>Senate Bill 45 by Woodson, House Bill 763 by Niceley Restores the right to trial by jury in a civil action contesting the validity of municipal annexation. <i>Referred to the Commission for study. Retained for further study.</i> No action taken.</p> |
| 2009-2010 | <p>Senate Bill 2402 by Watson, House Bill 2429 by Cobb, J. Restores the right to trial by jury in a civil action contesting the validity of municipal annexation. Failed in Senate and House State and Local Government Committees.</p> |

| Comprehensive Plan Requirements for Annexation (Prior to 1998 Growth Policy Act) | |
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| 1993-1994 | <p>Senate Bill 1933 by Atchley, House Bill 2619 by Davidson Requires local governments to adopt a two-year prospective comprehensive plan of annexation before beginning annexation procedure. Requires 120-day period between publishing of comprehensive plan and effective date of annexation. No action taken.</p> |
| 1995-1996 | <ul style="list-style-type: none"> <p>Senate Bill 1604 by Haun, House Bill 1371 by Boyer Requires municipalities desiring to annex territory by ordinance to prepare, adopt, and publish a two-year comprehensive plan, including but not limited to, a description of property to be annexed, an estimate of annual property tax revenues, and an estimate of the cost of providing services to the area. Permits owners of property within areas to be annexed to seek injunctions against annexation if the comprehensive plan is invalid. No action taken.</p> <p>Senate Bill 3097 by Holcomb, House Bill 2898 by Ramsey Requires annexing municipalities to first publish a comprehensive plan identifying all such annexations for calendar year.</p> |

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| | No action taken. |
| 1997-1998 | <ul style="list-style-type: none"> • Senate Bill 1392 by McNally, House Bill 1004 by Boyer Requires municipalities planning to annex to adopt a two-year plan for all such annexations. No action taken. • Senate Bill 3234 by Person, House Bill 3031 by Pleasant If a city in Shelby County has a 20-year annexation plan and desires to exercise zoning authority over the area or any portion of such area designated as its annexation reserve area, then the city's government may file a certified copy of its 20-year annexation plan with the Department of Economic and Community Development with a request that the department designate the city planning commission of that city as a regional planning commission. No action taken. |

Effective Date of Annexation

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| 1995-1996 | <ul style="list-style-type: none"> • Senate Bill 434 by Holcomb, House Bill 333 by Venable Extends amount of time for annexations by ordinance to become effective from 30 days to 45 days. No action taken. • Senate Bill 1052 by Holcomb, House Bill 180 by Odom Extends the period between passage of an annexation ordinance and its enactment from 30 to 45 days. No action taken. |
| 1997-1998 | <p>Senate Bill 550 by Haun, House Bill 95 by Odom Extends amount of time for annexations by ordinance to become effective from 30 days to 45 days. No action taken.</p> |
| 1999-2000 | <p>Senate Bill 1205 by Cohen, House Bill 63 by Odom Extends amount of time for annexations by ordinance to become effective from 30 days to 45 days. No action taken</p> |
| 2001-2002 | <p>Senate Bill 421 by Crutchfield, House Bill 12 by Odom Extends amount of time for annexations by ordinance to become effective from 30 days to 45 days. No action taken.</p> |
| 2003-2004 | <p>House Bill 354 by Odom Extends amount of time for annexations by ordinance to become effective from 30 days to 45 days. No action taken.</p> |
| 2009-2010 | <p>Senate Bill 130 by Ketron, House Bill 194 by Casada Increases the time for a municipal annexation ordinance to become effective from 30 days to 40 days.</p> |

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| | No action taken. |
| 2011-2012 | Senate Bill 1250 by Yager, House Bill 1450 by McCormick Increases the time for a municipal annexation ordinance to become effective from 30 days to 40 days. No action taken. |

Annexation in Charter Counties (Prior to 1998 Growth Policy Act)

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| 1993-1994 | Senate Bill 1207 by Davis, House Bill 809 by Shirley Authorizes counties with a charter form of government to adopt charter provision to restrict municipalities from annexation in certain situations. Failed in House Local Government Subcommittee; passed by the Senate. |
| 1995-1996 | Senate Bill 607 by Leatherwood, House Bill 1035 by Shirley Authorizes county to state in its charter that municipalities may not annex territory by ordinance without a petition or referendum by the residents of the affected territory. No action taken. |

Priority of Municipalities in Annexation (Prior to 1998 Growth Policy Act)

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| 1995-1996 | <ul style="list-style-type: none"> • Senate Bill 138 by Crutchfield, House Bill 41 by Stulce Removes precedence of larger municipalities over smaller municipalities when both entities initiate annexation of same territory. Failed in the House Local Government Subcommittee; no action in the Senate. • Senate Bill 606 by Leatherwood, House Bill 1049 by Shirley Gives priority to first municipality to initiate annexation proceedings when two municipalities attempt to annex the same territory. Failed in the House Local Government Subcommittee; no action taken in Senate. • Senate Bill 2914 by Haynes, House Bill 2716 by Garrett Grants priority in annexation of territory to the municipality that currently provides municipal services to the territory over the other municipality seeking to annex same territory. No action taken. |
| 1997-1998 | Senate Bill 1524 by Crutchfield, House Bill 501 by Stulce Provides that if two municipalities incorporated within the same county try to annex the same area, the area to be annexed shall hold an election to determine which municipality shall prevail. Failed in House Local Government Subcommittee; no action taken in Senate. |

Special Census after Annexation

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| 2001-2002 | <p>Senate Bill 420 by Crutchfield, House Bill 11 by Odom Moves approval of special census after annexation from State Planning Office to Office of Local Government. No action taken.</p> |
| 2005-2006 | <p>Senate Bill 1211 by Beavers, House Bill 1023 by Dunn Moves approval of special census after annexation from State Planning Office to Office of Local Government <i>Referred to the Commission for study. Retained for further study.</i> No action taken.</p> |

Property Taxes and Annexation (Prior to 1998 Growth Policy Act)

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| 1993-1994 | <p>House Bill 1262 by Jones Requires prorating of property taxes by taxing jurisdiction during tax year for properties that are annexed. No action taken.</p> |
| 1995-1996 | <p>Senate Bill 1976 by Ford, House Bill 2159 by Chumney Requires that property within an annexed area is to be taxed on a prorated basis for the first year in which annexation is effective. Senate amendment 1 makes the bill affect only Shelby County. Failed in Senate State and Local Government Committee; no action taken in House.</p> |
| 1997-1998 | <p>Senate Bill 597 by Kyle, House Bill 1164 by Chumney Provides that Shelby County can tax property of annexed area if all legal concerns have been cleared up before October 1 of the year in which annexation occurs. Assessment and taxation shall be on a prorated basis. Failed in Senate State & Local Government Committee; no action taken in the House.</p> |

Recordation of Annexation Ordinance

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| 2011-2012 | <p>Public Chapter 111, Acts of 2011 Requires municipalities to record an annexation ordinance or resolution with the register of deeds in the county or counties where adopted or approved and to send a copy of the ordinance or resolution to the Comptroller of the Treasury and the assessor of property for each affected county. Senate Bill 461 by Yager, House Bill 466 by Todd Passed, effective April 25, 2011.</p> |
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| Property Tax Exemption for Annexed Farmland | |
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| 2003-2004 | <ul style="list-style-type: none"> • Senate Bill 1679 by McLeary, House Bill 1215 by Maddox Exempts from municipal property taxes farmland held in trust that is annexed into a municipality as long as such farmland remains in production agriculture. No action taken. • Senate Bill 1680 by McLeary, House Bill 990 by Maddox Exempts from municipal property taxes farmland held in trust that is annexed into a municipality as long as such farmland remains in production agriculture. No action taken. |

| Local Option Sales Tax and Annexation | |
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| 2003-2004 | <p>Public Chapter 959, Acts of 2004 Redefines certain terms and revises certain streamlined sales tax provisions passed in 2003 in order to make the state consistent with the streamlined agreement and current statutes and policies. Senate Bill 3454 by Crutchfield, House Bill 3542 by McMillan Passed, effective June 15, 2004.</p> |
| 2005-2006 | <p>Public Chapter 311, Acts of 2005 Delays the implementation of the streamlined sales tax laws. These laws were to take effect July 1, 2005, and January 1, 2009, with respect to the single article under the local option sales tax and the commissioner refunding portions of the local option sales tax. It changes the implementation date of these provisions to July 1, 2007, and July 1, 2008. Senate Bill 731 by Haynes, House Bill 2088 by Briley Passed, effective June 6, 2005.</p> |
| 2007-2008 | <p>Public Chapter 602, Acts of 2007 Makes certain portions of the previously enacted Streamlined Sales and Use Tax provisions effective on January 1, 2008, including adopting many of the uniform definitions and simplifying the exemptions applicable to farmers. Makes remaining portions of previously enacted Streamlined Sales and Use Tax provisions effective on July 1, 2009, including sourcing of sales to multiple local jurisdictions and modification of the single article cap on local sales tax. Senate Bill 2223 by Kyle, House Bill 2281 by Odom Passed, effective July 1, 2007.</p> |
| 2009-2010 | <p>Public Chapter 530, Acts of 2009 Makes certain revisions concerning assessment and collection of sales, transfer, and privilege taxes. Delays Streamlined Sales Tax implementation from July 1, 2009, to July 1, 2011. Senate Bill 2318 by Kyle, House Bill 2275 by Fitzhugh Passed, effective July 1, 2009.</p> |

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| 2011-2012 | <p>Public Chapter 72, Acts of 2011 Delays effective date of certain streamlined sales tax provisions until July 1, 2013. Senate Bill 1520 by Norris, House Bill 1992 by McCormick Passed, effective April 13, 2011.</p> |
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Allocation of Tax Revenue from Annexed Area in Knox County

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| 1997-1998 | <p>Senate Bill 651 by McNally, House Bill 488 by Burchett Reapportions the taxes collected in all areas annexed by Knoxville on or after the date it ceased operation of its school system. Knox County would continue to receive 65% of the tax from the annexed area and the annexing city would receive 35% of such tax. The county's portion would be earmarked for the school system. This formula does not take effect until July 1, 1997. No action taken.</p> |
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Distribution of Situs-Based Taxes after Annexation and Incorporation (Prior to 1998 Growth Policy Act)

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| 1997-1998 | <ul style="list-style-type: none"> • Senate Bill 2266 by Cooper, House Bill 2267 by Curtiss Requires that any situs-based tax, including the beer, Hall income, and local option sales taxes, continue to be distributed to the county in the same amount as before annexation or incorporation with any growth in collections going to the newly formed municipality or the annexing municipality. No action taken. • Senate Bill 3341 by Cooper, House Bill 3298 by Curtiss Holds counties harmless from loss of beer, Hall income, and local option sales taxes because of annexations. No action taken. |
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Property Tax and Incorporation

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| 1999-2000 | <p>Public Chapter 169, Acts of 1999 Provides a property tax to be imposed by a newly incorporated municipality before it can receive state-shared taxes equal to Department of Revenue estimates of the amount of state-shared taxes the municipality would receive. Clarifies that the municipality must provide for the administration of the tax levied before receiving state-shared taxes. Senate Bill 1455 by Henry, House Bill 1528 by Kisber Passed, effective May 17, 1999.</p> |
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| Commission to Study Plan of Service Requirements (Prior to 1998 Growth Policy Act) | |
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| 1997-1998 | <p>Senate Bill 2707 by Dixon, House Bill 3252 by Jones, U. Creates a seven-member commission called the annexation plan of service commission to convene in Nashville and develop proposals for legislation to further refine the appropriate contents of plans of service and define circumstances governing the appropriate time frame for reasonable provision of services to annexed areas. No action taken.</p> |
| Plan of Services in Annexed Areas | |
| 1997-1998 | <ul style="list-style-type: none"> • Senate Bill 2565 by Haun, House Bill 2894 by Rinks Requires all services included in the plan of services to be provided within five years from the date of annexation. If the deadline is not met, the municipal limits of the annexing municipality would be contracted to exclude the non-served territory, and the municipality would refund to each resident in that area a portion of property taxes paid. No action taken. • Senate Bill 3341 by Cooper, House Bill 3298 by Curtiss Directs municipalities in Davidson, Moore, Madison, and Shelby counties to adopt a plan of services before annexation including police and fire protection; water, electrical, and sanitary sewer or septic system service; solid waste collection; road and street construction and repair; recreational facilities and programs; street lighting; and zoning service. No action taken. |
| 2005-2006 | <p>Public Chapter 411, Acts of 2005 Requires municipalities to prepare a plan of services for territory proposed to be annexed by referendum. Senate Bill 1583 by Norris, House Bill 403 by Sargent Passed, effective June 17, 2005.</p> |
| 2013 | <p>Senate Bill 1054 by Kelsey, House Bill 1263 by Carr Section 5 of the original bill addressed adoption of a plan of services, but it was amended out before passage of Public Chapter 462, Acts of 2013. The section would have simplified the plan of services requirement by removing current requirements including a detailed listing of the types of services that must be included in the plan, a study and report by the local planning commission, notice, and a public hearing on the plan.</p> |

Implementation of Services After Annexation (Prior to 1998 Growth Policy Act)

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| 1995-1996 | <p>Senate Bill 366 by Wilder, House Bill 16 by Walley Requires all services in plan of services to be rendered to a newly annexed territory to be provided within five years of annexation. No action taken.</p> |
| 1997-1998 | <p>Senate Bill 2491 by Atchley, House Bill 3078 by Kerr Specifies that in cases of annexation by ordinance, water lines and sewer lines must be extended throughout annexed territory within five years. Also directs de-annexation of territory in cases of noncompliance at the end of five year period. No action taken.</p> |

Schools within Plan of Services

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| 2003-2004 | <p>Public Chapter 225, Acts of 2003 Added schools within the required plan of services as well as specific provisions addressing the impact, if any, of annexation on school attendance zones. Senate Bill 762 by Dixon, House Bill 1458 by Chumney Passed, effective July 1, 2003.</p> |
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Trash Collection after Annexation

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| 2009-2010 | <p>Senate Bill 2695 by Ketron, House Bill 3779 by Todd Prohibits annexing municipalities from providing garbage collection services to newly annexed territories for five years from date of annexation unless collectors who served territory prior to annexation are contracted with for such services or are otherwise compensated. No action taken.</p> |
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Transfer of Utility Services after Annexation

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| 1993-1994 | <p>Public Chapter 375, Acts of 1993 Requires private individual or business entity that provides water service to annexing municipality to attempt to reach agreement to purchase assets and rights of water utility district when service area of district is annexed. If agreement is not reached, service area of utility district remains unchanged and private individual or entity will not provide utility service in district's area. Specifically permits natural gas utility district located and operated in "tourist resort county" (Sevier) to provide natural gas service to consumers in municipality in adjacent tourist resort county. Senate Bill 1416 by Albright, House Bill 1102 by Wood Passed, effective May 17, 1993.</p> |
| 1997-1998 | <ul style="list-style-type: none"> • Public Chapter 586, Acts of 1998 Establishes a method by which annexing municipalities may purchase all or part of electric distribution systems when annexed territory is being |

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| | <p>provided electric service by a municipal electric system or other state instrumentality. Senate Bill 922 by Miller, House Bill 1133 by Gunnels Passed, effective March 11, 1998.</p> <ul style="list-style-type: none"> • Senate Bill 569 by Atchley, House Bill 569 by Tindell Increases from 60 to 90 days the amount of time an annexing municipality and the affected party have to reach an agreement on contested issues during the transfer of utilities before such issues are submitted for arbitration. No action taken. |
| 2003-2004 | <p>Public Chapter 93, Acts of 2003 Allows annexing municipalities to purchase the public functions, rights, duties, properties and customers from the previous provider of such services if such provider is an instrumentality of the state of Tennessee and on terms agreed to by the parties. Requires that the parties agree on the purchased price. If they cannot, the municipality and the affected instrumentality must each select one person qualified to value the public utility property to determine its fair market value. If an agreement still cannot be reached, they would jointly select a third person qualified to value public utility property, and the third person's determination of the fair market value of the property would control. Senate Bill 195 by Atchley, House Bill 465 by Overbey Passed, effective May 7, 2003.</p> |
| 2005-2006 | <p>Senate Bill 2031 by Burchett, House Bill 2041 by Armstrong Requires an annexing municipality attempting to purchase the entity providing utility services in the annexed area to submit to arbitration if the parties cannot agree on a purchase price within 60 days of the municipality's notice of intent to purchase. <i>Referred to the Commission for study. Retained for further study.</i> No action taken.</p> |

Amending Growth Plans

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| 2003-2004 | <p>Senate Bill 2569 by Haynes, House Bill 3142 by Bone Authorizes municipalities to unilaterally amend growth plans if the amendments affect land within their UGBs. Authorizes counties to unilaterally amend growth plans if the amendments affect land within their PGAs or RAs. <i>Referred to Commission for study. Recommended for passage.</i> No action taken.</p> |
| 2005-2006 | <p>Senate Bill 1588 by Norris, House Bill 1799 by Rinks Authorizes municipalities to unilaterally amend growth plans if the amendments affect land within their UGBs. Authorizes counties to unilaterally amend growth plans if the amendments affect land within</p> |

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| | <p>their PGAs or RAs. <i>Referred back to the Commission for study. Retained for further study.</i> No action taken.</p> |
| 2007-2008 | <p>Senate Bill 3690 by Burchett, House Bill 2981 by Litz Allows property owners the opportunity every five years to file a written request with the mayor of the county or municipality where the property is located asking that their property be included in the rural growth area or the urban growth area. No action taken.</p> |
| 2009-2010 | <ul style="list-style-type: none"> • Public Chapter 374, Acts of 2009 Authorizes the mayor of any municipality in the county or the county mayor or county executive to propose an amendment to the growth plan. Requires that the county mayor or county executive promptly reconvene or re-establish the coordinating committee within 60 days of the receipt of the notice to amend the growth plan. The coordinating committee must submit the proposed amendment with its recommendation to the county legislative body and to the governing body of each municipality within the county for their approval or disapproval within six months of the date of the coordinating committee's first meeting on the proposed amendment. Senate Bill 169 by Ketron, House Bill 309 by Sargent Passed, effective June 9, 2009. • Public Chapter 1026, Acts of 2010 Authorizes municipalities to expand their urban growth areas to include tracts of land no larger than 10 acres if the land is contiguous to an existing UGB, has been annexed by the municipality, and has water and sewer service, and if the owner of the land consents to inclusion within the county's growth boundary. Expired July 1, 2012. Senate Bill 3489 by Ramsey, House Bill 3864 by Mumpower Passed effective June 9, 2010. |
| 2011-2012 | <ul style="list-style-type: none"> • Public Chapter 863, Acts of 2012 Extended Public Chapter 1026, Acts of 2010 (see above), to July 1, 2014. SB 3165 by Faulk, HB 3595 by Lundberg Passed, effective May 1, 2012. • Senate Bill 3703 by Norris, House Bill 3473 by Todd Moves a specified area of land located in Shelby County near the southeastern county line from the area reserved for annexation by Memphis to the planned growth area of the county. No action taken. |
| 2013 | <p>Senate Bill 613 by Yager, House Bill 1035 by Keisling Revises procedure for amending growth plans; establishes procedures for revising growth plans. Only the mayor of a municipality may propose amendments to change the UGB of that mayor's municipality. Only a county mayor or county executive may propose amendments to change</p> |

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| | <p>the boundary between a PGA and a RA. Any other changes are deemed revisions of the growth plan and must be initiated by the county legislative body or municipal legislative bodies representing at least one-half of the population within the county. <i>Referred to the Commission for study.</i></p> |
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Voter Approval of Growth Plan Amendment

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| 2013 | <p>Senate Bill 672 by Beavers, House Bill 535 by Pody Requires a referendum before implementation of any amendment to a growth plan; requires the local governing body to provide voter registration information and notice by mail to all potentially affected property owners. If any portion of the amended growth plan fails to be approved, it shall be removed from the amended growth plan and shall continue to exist in accordance with the plan in existence prior to the proposed amendment. No action taken.</p> |
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Judicial Review of Growth Plan

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| 2005-2006 | <p>Senate Bill 2229 by Finney, House Bill 2180 by McCord Provides that judicial review of comprehensive growth plans may be conducted in the chancery court of Davidson County and that such review may be conducted following amendment of a comprehensive growth plan. <i>Referred to Commission for study. Not recommended.</i> No action taken.</p> |
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Dispute Resolution and Growth Plans

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| 2003-2004 | <ul style="list-style-type: none"> • Senate Bill 1836 by Norris, House Bill 1830 by Davidson Requires dispute resolution panel appointed to review rejected growth plans to be qualified Supreme Court Rule 31 mediators. No action taken. • Senate Bill 2574 by Norris, House Bill 3058 by Sargent Makes efforts to mediate disputes regarding comprehensive growth plans confidential, revises proceedings and authority of dispute resolution panels; revises composition of dispute resolution panel. <i>Referred to Commission for study. Recommended for passage. See Public Chapter 278, Acts of 2005, below.</i> |
| 2005-2006 | <ul style="list-style-type: none"> • Public Chapter 278, Acts of 2005 Gives the Secretary of State the discretion to appoint one to three members to a dispute resolution panel to resolve growth plan disputes. Senate Bill 2574 by Norris, House Bill 3058 by Sargent, recommended by the Commission, was reintroduced as Senate Bill 1585 by Norris, House Bill 407 by Sargent. Passed effective May 28, 2005. |

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| | <ul style="list-style-type: none"> • Senate Bill 3327 by Kilby, House Bill 3157 by Ferguson Increases the number of members on dispute resolution panels. <i>Referred to Commission for study. Not recommended.</i> No action taken. |
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Content of Growth Plans

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| 1999-2000 | <p>Senate Bill 1627 by Burchett, House Bill 1367 by Phelan Provides that UGBs, PGAs, and RAs identify territory where moratoria on building permits and plat approval will not be imposed, where the municipality is responsible for the adequacy of public facilities and cannot deny permits due to inadequate public facilities, and where no easement can be acquired by a public agency to preserve open space or agricultural land. Deletes language allowing growth plans to address land use, transportation, public infrastructure, housing and economic development. Deletes requirement that growth plan include a unified physical design for the development of the local community. No action taken.</p> |
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Restrictions on Amending Growth Plans

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| 2009-2010 | <p>Senate Bill 3634 by Burchett, House Bill 3695 by Niceley Prohibits county designated as non-attainment county under the federal Clean Air Act from proposing planned growth areas that include certain agricultural property. Failed in House State and Local Government Committee; no action taken in the Senate.</p> |
| 2013 | <p>Senate Bill 732 by Watson, House Bill 231 by Carter Places restrictions on the ability of the mayor of a municipality that has not annexed all territory within its UGB to propose an amendment to the growth plan and to serve on the coordinating committee reconvened or reestablished to amend the growth plan. <i>Referred to Commission for study.</i></p> |

Deadlines for Adopting Growth Plans

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| 1999-2000 | <ul style="list-style-type: none"> • Senate Bill 1531 by Ramsey, House Bill 623 by Westmoreland Extends deadlines by one year for counties and municipalities to develop and submit growth plans in order to qualify for certain grants. Failed in House Local Government Subcommittee; no action in the Senate. • Senate Bill 1969 by Davis, L., House Bill 1975 by Windle Extends date for Overton County to recommend growth plan, submit it for approval to the county legislative body and by the Local Government Planning Advisory Committee. No action taken. |
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| Extra-territorial Planning and Zoning Authority | |
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| 2003-2004 | <ul style="list-style-type: none"> <p>• Senate Bill 2566 by Haynes, House Bill 3141 by Bone Deletes the provision requiring county approval in order for a municipality in a county without zoning to extend its zoning and subdivision regulation beyond its corporate limits. Authorizes municipal planning commissions that have been designated regional planning commissions to exercise zoning authority without reference to county zoning. Deletes provision specifying that county zoning authority supersedes regional zoning. <i>Referred to Commission for study. Retained for further study.</i> No action taken.</p> <p>• Senate Bill 2567 by Haynes, House Bill 3059 by Sargent Deletes the provision requiring county approval in order for a municipality in a county without zoning to extend its subdivision regulation beyond its corporate limits. <i>Referred to Commission for study. Retained for further study.</i> No action taken.</p> |
| 2011-2012 | <ul style="list-style-type: none"> <p>• Senate Bill 347 by Haynes, House Bill 125 by Sargent Deletes the provision requiring county approval in order for a municipality in a county without zoning to extend its zoning and subdivision regulation beyond its corporate limits. <i>Referred to Commission for study. Not recommended.</i> No action taken.</p> <p>• Senate Bill 3119 by Yager, House Bill 3041 by Elam Deletes the provision requiring county approval in order for a municipality in a county without zoning to extend its subdivision regulation beyond its corporate limits. <i>Referred to Commission for study. Not recommended.</i> No action taken.</p> |

| Expand and Define Planning and Consistency Requirements | |
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| 1999-2000 | <p>Senate Bill 1627 by Burchett, House Bill 1367 by Phelan Removes requirement that all land use decisions be consistent with the growth plan once it is approved. Requires land not in UGBs, PGAs, or RAs to retain current zoning. No action taken.</p> |
| 2003-2004 | <p>Senate Bill 2444 by Norris, House Bill 3143 by Bone Requires growth plans to address land use, transportation, public infrastructure, housing and economic development. Provides that any planned use of land by a state entity shall be consistent with the adopted growth plan of the local government where the land is located. Requires state entities to concentrate public infrastructure investments within UGBs or PGAs and specifies that any such infrastructure in a RA must be designed to have minimum effects. <i>Referred to Commission for study. Recommended for passage.</i> No action taken.</p> |
| 2005-2006 | <p>Senate Bill 1586 by Norris, House Bill 1798 by Rinks Requires growth plans to address the aspects of growth that are recommended in current law and adds to that list requirements for mixed growth and natural resource preservation and prohibitions on premature development. <i>Referred back to the Commission for study. Retained for further study.</i> No action taken.</p> |

| Joint Economic and Community Development Boards (JECDB) | |
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| 1999-2000 | <p>Senate Bill 2996 by Burchett, House Bill 2911 by Stulce Requires each county to establish a JECDB to foster communication and cooperation regarding planning and development among governmental entities, industry, and private citizens. Broadly captioned. No action taken.</p> |
| 2003-2004 | <ul style="list-style-type: none"> • Senate Bill 2447 by Norris, House Bill 3060 by Sargent Specifies that if a local government does not fully fund its contribution to the JECDB's budget, then such local government is not eligible to receive grants from certain specified programs. <i>Referred to the Commission for study. Retained for further study.</i> No action taken. • Senate Bill 2747 by Trail, House Bill 2855 by Hood Requires the executive committee of a JECDB to meet only as needed rather than eight times annually. <i>Referred to the Commission for study. The Commission recommended the executive committees be required to meet at least once each quarter with mayors permitted to designate an alternate to serve on the JECDB or its</i> |

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| | <i>executive committee. See Public Chapter 245, Acts of 2005, below.</i> |
| 2005-2006 | <ul style="list-style-type: none"> Public Chapter 245, Acts of 2005 Reduces the number of times the executive committee of the JECDB meets to four times a year. It also authorizes a county or city mayor or manager to designate an alternate representative on the board and its executive committee. Senate Bill 2747 by Trail, House Bill 2855 by Hood, recommended by the Commission if amended, was reintroduced with changes as Senate Bill 1584 by Norris, House Bill 239 by Hood. Passed, effective May 27, 2005. Public Chapter 608, Acts of 2006 Added language authorizing the JECDBs to transfer or donate funds from participating governments or outside sources to other public or non-profit entities within the county to be used for economic or industrial development purposes. Senate Bill 2994 by Herron, House Bill 3022 by Maddox Passed, effective May 4, 2006. Senate Bill 2228 by Finney, House Bill 2179 by McCord Provides greater local latitude in certifying an existing county organization as a substitute entity for a county joint economic and community development board required under the provisions of the comprehensive growth plan statutes. <i>Referred to Commission for study. The Commission recommended removing the deadline in the law to allow LGPAC to consider any existing board for sufficiently similar status regardless of when it was created.</i> No action taken. |

TACIR to Monitor or Study Annexation or Growth Policy

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| 1993-1994 | House Joint Resolution 58 Directs the Commission to study citizens' rights in respect to annexation. No action taken. |
| 1997-1998 | 1998 Growth Policy Act, Acts of 1998 Directs the Commission to monitor the implementation of the Growth Policy Act until December 31, 2002. Senate Bill 3278 by Rochelle, House Bill 3295 by Kisber Passed, effective May 19, 1998. |
| 2001-2002 | Public Chapter 594, Acts of 2002 Eliminated the December 31, 2002, deadline, directing the Commission to monitor the implementation of the Growth Policy Act indefinitely. Senate Bill 2795 by Rochelle, House Bill 2564 by Turner Passed, effective April 9, 2002. |
| 2013 | Public Chapter 441, Acts of 2013 Requires study by the Commission of Title 6, Chapters 51 and 58, and |

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| | <p>imposes a 13-month moratorium on annexing property used for residential or agricultural purposes.</p> <p>Senate Bill 279 by Watson, House Bill 475 by Carter Passed, effective May 16, 2013.</p> |
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McGhee Tyson Airport and Annexation

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| 1993-1994 | <p>Public Chapter 213, Acts of 1993 Prohibits annexation of regional airport authority by municipality without prior consent of participating municipalities in regional airport commission.</p> <p>Senate Bill 1180 by Holcomb, House Bill 1043 by Allen Passed, effective April 19, 1993.</p> |
| 1997-1998 | <p>Senate Bill 498 by Atchley, House Bill 1168 by Ritchie Prohibits annexation of McGhee-Tyson airport property in Blount County without consent of airport authority.</p> <p>No action taken.</p> |
| 2001-2002 | <p>Public Chapter 572, Acts of 2002 Added language requiring that an airport located in a county other than the county where the creating municipality is located shall be in an annexation-free zone except upon approval by resolution of the legislative body of the creating municipality.</p> <p>Senate Bill 2421 by Atchley, House Bill 2419 by Tindell Passed, effective April 6, 2002.</p> |
| 2003-2004 | <p>Senate Bill 1808 by Clabough, House Bill 1883 by McCord Deletes provision placing property of airport with regularly scheduled commercial passenger service and located in county other than county where creating municipality is located in annexation-free zone.</p> <p>No action taken.</p> |

Requirements for Incorporation

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| 1995-1996 | <ul style="list-style-type: none"> • Public Chapter 666, Acts of 1996 Makes a particular territory near Chattanooga (Tennessee River, state line reference) capable of being incorporated if it contains 225 persons or more and is 1600 feet or more above sea level (reportedly community of Elder Mountain). <p>Senate Bill 2710 by Elsea, House Bill 2033 by Rhinehart Passed, effective March 22, 1996.</p> • Public Chapter 708, Acts of 1996 Authorizes area to become incorporated even if within range of annexation of existing city if existing body resolves that it has no interest in annexing area. Applies only to Williamson County. <p>Senate Bill 3058 by Jordan, House Bill 2889 by Callicott Passed, effective April 3, 1996.</p> |
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| <p>1997-1998</p> | <ul style="list-style-type: none"> • Public Chapter 98, Acts of 1997 Authorizes the incorporation of territory with as few as 225 people, and the county or counties where any new municipality is located to continue to receive the revenue generated there from all state and local taxes distributed on the basis of situs of collection until July 1 following the incorporation unless the incorporation takes effect on July 1. Incorporating municipalities must notify the Department of Revenue prior to the incorporation becoming effective for the purpose of tax administration. Senate Bill 1191 by Ramsey, House Bill 1000 by Rinks Passed, effective April 16, 1997. • Senate Bill 2145 by Davis, L., House Bill 2137 by Ferguson Authorizes municipalities with as few as 225 people that held elections for incorporation from April 16, 1997, through November 25, 1997, to conduct another election under the same conditions. Failed in House State and Local Government Committee; no action taken in the Senate. |
| <p>1999-2000</p> | <p>Senate Bill 2371 by Ramsey, House Bill 2192 by Godsey Authorizes any unincorporated area that serves as a county seat to incorporate as new municipality. No action taken.</p> |

| Deletes Obsolete Provisions | |
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| <p>2007-2008</p> | <p>Public Chapter 818, Acts of 2008 Removes provisions from the Growth Policy Act governing annexation by municipalities before the adoption of growth plans. Senate Bill 2972 by Norris, House Bill 3437 by Rinks Passed, effective April 29, 2008.</p> |