

HOUSE BILL 444

By Keisling

AN ACT to amend Tennessee Code Annotated, Section 1-3-105, relative to definitions of terms in the code.

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

SECTION 1. Tennessee Code Annotated, Section 1-3-105, is amended by adding the following language as a new, appropriately designated subdivision:

() (A) "Adequate public notice" includes, but is not limited to, the following actions:

(i) Regarding adequate public notice of a public meeting, publication of the notice, including a statement of the date, time, place, and purpose of the meeting:

(a) In a newspaper of general circulation in the relevant area or jurisdiction at least five (5) days before the meeting; and

(b) On the Internet web site of the public entity at least three (3) days before the meeting; or

(c) In a newspaper published in the relevant area with either a paid or free circulation at least five (5) days before the meeting;

(d) On the Internet web site of the public entity at least three (3) days before the meeting; and

(e) In a conspicuous location within the building where the meeting is to take place at least three (3) days before the meeting;

(ii) Regarding adequate public notice for deadlines, including, but not limited to, notice of a deadline for taking action, publication of the notice, and any

information relative to compliance requirements, including, but not limited to, date, time, and place:

(a) In a newspaper of general circulation in the relevant area or jurisdiction at least five (5) days before the deadline or other relevant date; and

(b) On the Internet web site of the public entity at least three (3) days before the deadline; or

(c) In a newspaper published in the relevant area with either a paid or free circulation at least five (5) days before the deadline or other relevant date;

(d) On the Internet web site of the public entity at least three (3) days before the deadline or other relevant date; and

(c) In a conspicuous location within the building where the action to comply is to take place at least three (3) days before the deadline or other relevant date.

(B) If it is unreasonable to fully comply with the requirements of subdivision (A)(i) and the public meeting is necessary for the public welfare, then adequate public notice means notice made as closely as possible to the standards set forth in subdivision (A)(i).

SECTION 2. This act shall take effect July 1, 2013, the public welfare requiring it.