

HOUSE BILL 1300

By Jones S

AN ACT to amend Tennessee Code Annotated, Title 13, Chapter 24, Part 3, relative to location and regulation of facilities used to provide telecommunications services to the public.

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

SECTION 1. Tennessee Code Annotated, Section 13-24-301, is amended by designating the existing language as subsection (a) and by adding the following language to be designated as subsection (b):

(b)

(1) The municipal or county legislative body shall, by ordinance or otherwise, approve the location and placement of any telecommunication tower. As used in this section "telecommunication tower" includes a cellular or other wireless telecommunications tower.

(2) With respect to such towers, the municipal or county legislative body may establish reasonable requirements, including but not limited to permit requirements, landscaping, off-street parking or set-back lines; provided that any such tower so approved must be compatible with the surrounding area in which the tower is to be located.

SECTION 2. Tennessee Code Annotated, Section 13-24-302, is amended by deleting the language "and microwave towers".

SECTION 3. Tennessee Code Annotated, Section 13-24-303, is amended by inserting the language "of telephone and telegraph services such as central office exchanges" between the language "The exclusion of location" and the words "from local regulation".

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it and shall apply to any new telecommunication tower to be erected on or after the effective date of this act.