

HOUSE BILL 1431

By Pody

AN ACT to amend Chapter 644 of the Private Acts of 1911; as amended and rewritten by Chapter 685 of the Private Acts of 1929; Chapter 158 of the Private Acts of 1943; Chapter 410 of the Private Acts of 1949; Chapter 37 of the Private Acts of 1955; Chapter 310 of the Private Acts of 1957; Chapter 176 of the Private Acts of 1961; Chapters 60 and 61 of the Private Acts of 1985; Chapter 120 of the Private Acts of 1991; Chapter 185 of the Private Acts of 1994; Chapter 20 of the Private Acts of 1999; Chapter 169 of the Private Acts of 2002; Chapters 60-62 of the Private Acts of 2005; Chapter 93 of the Private Acts of 2008; Chapter 45 of the Private Acts of 2014; Chapter 52 of the Private Acts of 2016; and any other acts amendatory thereto, relative to the charter of the City of Lebanon.

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

SECTION 1. Chapter 644 of the Private Acts of 1911, as amended and rewritten by Chapter 685 of the Private Acts of 1929, Chapter 310 of the Private Acts of 1957, Chapter 176 of the Private Acts of 1961, Chapter 120 of the Private Acts of 1991, Chapter 20 of the Private Acts of 1999, Chapter 169 of the Private Acts of 2002, and any other acts amendatory thereto, is amended by adding the following language as a new paragraph at the end of Article III,

Section 1:

No person shall be elected as Mayor or as an Alderman for more than three (3) terms of four (4) years. The four-year terms may or may not be consecutive, but in no case shall they number more than three (3). Should any person be appointed or elected by the City Council to fill a vacant seat on the City Council, service of such seat's unexpired term shall not be included in the calculation of the term limit. The term limit shall apply only to complete four-year terms whereupon such person is duly elected by the citizens of the respective ward. Nothing herein shall prohibit a person from serving

three (3) cumulative terms as an Alderman and three (3) additional cumulative terms as Mayor.

SECTION 2. Chapter 644 of the Private Acts of 1911, as amended and rewritten by Chapter 685 of the Private Acts of 1929, Chapter 158 of the Private Acts of 1943, Chapter 410 of the Private Acts of 1949, Chapter 435 of the Private Acts of 1951, Chapter 37 of the Private Acts of 1955, Chapter 176 of the Private Acts of 1961, Chapters 60 and 61 of the Private Acts of 1985, Chapter 120 of the Private Acts of 1991, Chapter 185 of the Private Acts of 1994, Chapter 20 of the Private Acts of 1999, Chapters 60-62 of the Private Acts of 2005, Chapter 93 of the Private Acts of 2008, Chapter 45 of the Private Acts of 2014, Chapter 52 of the Private Acts of 2016, and any other acts amendatory thereto, is amended by adding the following language as a new Section 20 to Article III:

Section 20. Resignation of Alderman to Run for Mayor. Any current Alderman, regardless of ward, desiring to run for the office of Mayor, upon filing a qualifying petition for the mayoral election for Lebanon with the Wilson County Election Commission, shall be deemed to have resigned from such Alderman's respective seat. Upon such Alderman's filing of the petition, the respective ward seat of such Alderman shall be deemed immediately vacant from the day the petition is filed with the Wilson County Election Commission until such seat is filled in accordance with Article III, § 8 of this Charter.

SECTION 3. Chapter 644 of the Private Acts of 1911, as amended and rewritten by Chapter 685 of the Private Acts of 1929, Chapter 176 of the Private Acts of 1961, Chapter 120 of the Private Acts of 1991, Chapter 20 of the Private Acts of 1999, Chapter 169 of the Private Acts of 2002, Chapter 52 of the Private Acts of 2016, and any other acts amendatory thereto, is amended by deleting the last sentence of Article V, Section 5.

SECTION 4. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the City of Lebanon. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body and certified to the secretary of state.

SECTION 5. 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 4.