

SENATE BILL 507

By Gardenhire

AN ACT to amend Tennessee Code Annotated, Section 67-6-103, relative to appropriations to municipalities.

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

SECTION 1. Tennessee Code Annotated, Section 67-6-103(a)(3)(A), is amended by designating the existing language as subdivision (a)(3)(A)(i) and adding the following language as a new subdivision (a)(3)(A)(ii):

(ii)

(a) Notwithstanding any other provision of law to the contrary, no municipality shall receive a distribution under subdivision (a)(3)(A)(i) unless the municipality has submitted a valid signed oath pursuant to subdivision (a)(3)(A)(ii)(b) to the comptroller of the treasury within thirty (30) days of the effective date of this act.

(b) A valid signed oath shall be signed by the mayor and chief law enforcement officer and state unambiguously the intent of the mayor and chief law enforcement officer to use all necessary efforts to assist the United States in the enforcement of all criminal and immigration laws.

(c) Any state agency or local government agency that has knowledge of a violation by a mayor or chief law enforcement officer of the valid signed oath submitted pursuant to subdivision (a)(3)(A)(ii)(a) shall immediately report such violation to the comptroller of the treasury.

(d) If the comptroller of the treasury receives notice of a violation of a valid signed oath or does not receive a valid signed oath from a municipality, the

comptroller shall inform the commissioner of finance and administration within ten (10) days of the violation or the date prescribed by subdivision (a)(3)(A)(ii)(a), as applicable, and the commissioner of finance and administration shall immediately cease all distributions under this section to the noncompliant municipality for a period of twelve (12) months or until a new valid signed oath from the mayor and chief law enforcement officer of the noncompliant municipality is received by the comptroller of the treasury, whichever is longer.

SECTION 2. Tennessee Code Annotated, Section 67-6-103(a)(3)(A)(ii), is amended by deleting the subdivision and substituting instead the following:

(ii)

(a) Notwithstanding any other provision of law to the contrary, no municipality shall receive a distribution under subdivision (a)(3)(A)(i) unless the municipality has submitted a valid signed oath pursuant to subdivision (a)(3)(A)(ii)(b) to the comptroller of the treasury by April 1 each year.

(b) A valid signed oath shall be signed by the mayor and chief law enforcement officer and state unambiguously the intent of the mayor and chief law enforcement officer to use all necessary efforts to assist the United States in the enforcement of all criminal and immigration laws.

(c) Any state agency or local government agency that has knowledge of a violation by a mayor or chief law enforcement officer of the valid signed oath submitted pursuant to subdivision (a)(3)(A)(ii)(a) shall immediately report such violation to the comptroller of the treasury.

(d) If the comptroller of the treasury receives notice of a violation of a valid signed oath or does not receive a valid signed oath from a municipality, the comptroller shall inform the commissioner of finance and administration within ten (10) days of the violation or April 1, as applicable, and the commissioner of finance and administration shall immediately cease all distributions under this section to the noncompliant municipality for a period of twelve (12) months or

until a new valid signed oath from the mayor and chief law enforcement officer of the noncompliant municipality is received by the comptroller of the treasury, whichever is longer.

SECTION 2. Section 1 of this act shall take effect upon becoming a law, the public welfare requiring it. Section 2 of this act shall take effect July 1, 2017, the public welfare requiring it.