

SENATE BILL 1516

By Burchett

AN ACT to amend Tennessee Code Annotated, Title 13
and Title 66, relative to display of signs.

WHEREAS, it is the sense of the general assembly that homeowners throughout the state should have a legal right to display political campaign yard signs on the homeowners' separately owned real property or in their exclusive common area; now, therefore,

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

SECTION 1. Tennessee Code Annotated, Title 13, is amended by adding Sections 2 through 4 of this act as a new, appropriately designated part.

SECTION 2. Owners of a separate interest in a common interest development are specifically included within the group of owners and occupiers of land who have a legal right to properly display political campaign yard signs on the owners' separately owned property or exclusive common area.

SECTION 3. Except as required for the protection of the public health or safety, no declaration or other governing document of property located within a development included in or referred to in Section 2 shall limit or prohibit, or be construed to limit or prohibit, the display of political campaign yard signs by an owner on the owner's separately owned real property or in the owner's exclusive use common area.

SECTION 4. The prevailing party in any action to enforce the provisions of this part shall be awarded reasonable attorney's fees and costs.

SECTION 5. This act shall take effect July 1, 2009, the public welfare requiring it.