

**PRIVATE CHAPTER NO. 23**

**HOUSE BILL NO. 2363**

**By Representative Fitzhugh**

**Substituted for: Senate Bill No. 2340**

**By Senator Norris**

AN ACT to amend Chapter 286 of the Private Acts of 1943; as amended by Chapter 192 of the Private Acts of 1957; Chapter 265 of the Private Acts of 1961 and Chapter 19 of the Private Acts of 1997; and any other acts amendatory thereto, relative to the Board of Mayor and Aldermen of the Town of Gates, Lauderdale County, Tennessee.

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

SECTION 1. Section 5 of Chapter 286 of the Private Acts of 1943; and any other acts amendatory thereto, is amended by adding the following language to the end of Section 5:

The Board of Mayor and Aldermen shall declare that a vacancy exists if the Mayor or an Alderman resigns, dies, moves their residence from the Town, has been continuously disabled for a period of six (6) months so as to prevent them from discharging the duties of the office, or is otherwise removed from office pursuant to Tennessee Code Annotated, Title 8, Chapter 47, for a felony conviction, crime involving moral turpitude, or other misconduct.

SECTION 2. Nothing in this act shall be construed as having the effect of altering the term of any incumbent prior to the end of the term for which such public officer was elected.

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

SECTION 4. 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 3.

**PASSED: April 4, 2007**

  
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JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

  
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RON RAMSEY  
SPEAKER OF THE SENATE

APPROVED this 17th day of April 2007

  
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PHIL BREDEESEN, GOVERNOR