

CHAPTER NO. 140

SENATE BILL NO. 3303

By Kurita

Substituted for: House Bill No. 3336

By McMillan, Head

AN ACT To amend Chapter 167 of the Private Acts of 1979; and any other acts amendatory thereto, relative to the privilege tax on the occupancy of any rooms, lodgings or accommodations furnished to transients by any hotel, inn, tourist court, tourist cabin, motel or any place in which rooms, lodgings, or accommodations are furnished transients for a consideration in the County of Montgomery.

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

SECTION 1. Section 2 of Chapter 167 of the Private Acts of 1979, and any other acts amendatory thereto, is amended by deleting the language "three percent (3%)" and by substituting instead the language "five percent (5%)".

SECTION 2. Section 10 of Chapter 167 of the Private Acts of 1979, and any other acts amendatory thereto, is amended in the first paragraph by deleting the language "with the area Chamber of Commerce submitting three (3) names for each vacancy" and by substituting instead the language "with the area Chamber of Commerce submitting two (2) names for each vacancy".

Section 10 is further amended by adding the following language after the first paragraph:

In the fiscal year beginning July 1, 2000, four (4) additional members shall be added to the Tourist Commission.

The four (4) additional members shall be appointed as follows: As with the original members of the Tourist Commission, all these additional members shall be selected by and with joint approval of the County Executive of Montgomery County and the Mayor of the City of Clarksville. In order to maintain staggered terms of office, one (1) of these additional members shall initially be appointed to a term of office of one (1) year, two (2) members shall initially be appointed to a term of office of two (2) years, and one (1) member shall initially be appointed to a term of office of three (3) years. After those initial terms, these appointments shall be filled in the same manner as those of the incumbent members of the Tourist Commission. Nothing in the act shall be deemed as abridging the terms of office of the incumbent members of the Tourist Commission. Apart from the differences in the length of their initial term of office, the additional members appointed to the Tourist Commission shall have all the same rights and privileges as the incumbent members of the Tourist Commission.

SECTION 3. Section 11 of Chapter 167 of the Private Acts of 1979, and any other acts amendatory thereto, is amended by adding the following language at the end of the first paragraph:

The proceeds of the tax authorized by this act shall not be used to provide a subsidy in any form to any hotel.

Section 11 is further amended by deleting the second paragraph in its entirety.

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

**PASSED: May 22, 2000**

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

**APPROVED this            day of            2000**

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DON SUNDQUIST, GOVERNOR

Pursuant to Article III, Section 18, of the Constitution of the State of Tennessee, the Governor had Senate Bill No. 3303 in his possession longer than ten (10) days, so therefore the bill becomes law without the Governor's signature.