

SENATE BILL 2069

By Pody

AN ACT to amend Tennessee Code Annotated, Title 2; Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 16; Title 54; Title 57 and Title 67, relative to special censuses taken by local governments.

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

SECTION 1. Tennessee Code Annotated, Title 9, Chapter 1, is amended by adding the following as a new section:

(a) As used in this section, "unborn children" means individual living members of the species homo sapiens throughout the entire embryonic and fetal stages of the individual living members from fertilization to full gestation and childbirth.

(b) Notwithstanding any other law, a county or municipality may, at its own expense, take a special census that includes unborn children in its population at any time during the interim between the regular decennial federal census. Such right includes the current decennium. The special census must be conducted by the federal bureau of the census or in a manner directed by and satisfactory to the department of economic and community development. A municipality or county electing to conduct such special census shall certify the census results to the departments of finance and administration and economic and community development.

(c) Any state funds required by § 54-4-203, § 67-6-103, or other law to be allocated and distributed to the several municipalities and counties within this state in the proportion as the population of each municipality or county bears to the aggregate population of all municipalities or counties within the state, must be allocated and distributed according to the last special census as authorized by subsection (b), if any municipality or county has taken such census. For purposes of distributing and

allocating state tax revenues or other state funds to the municipality or county, the municipality's or county's population must be revised in accordance with the special census, effective on the next July 1 following the certification of the special census results. The aggregate population of the county or municipality shall likewise be adjusted in accordance with any such special census, effective the same date as provided in this subsection (c). If no such census has been taken, then the funds must be allocated and distributed according to the latest federal census and other censuses authorized by law or as otherwise provided in § 54-4-203, § 67-6-103, or other law.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring

it.