



Municipal Technical Advisory Service

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Dear Reader:

The following document was created from the MTAS electronic library known as MORE. This online library is maintained daily by MTAS staff and seeks to represent the most current information regarding issues relative to Tennessee municipal government.

We hope this information will be useful to you; reference to it will assist you with many of the questions that will arise in your tenure with municipal government. However, the *Tennessee Code Annotated* and other relevant laws or regulations should always be consulted before any action is taken based upon the contents of this document.

Please feel free to contact us if you have questions or comments regarding this information or any other MORE material.

Sincerely,

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Sample Ordinance - State Traffic Offenses & Rules of the Road

Reference Number: MTAS-1484

SAMPLE ORDINANCE FOR THE CITY OF _____ TO ADOPT BY REFERENCE STATE TRAFFIC OFFENSES AND RULES OF THE ROAD

ORDINANCE 06-____

AN ORDINANCE OF THE CITY OF _____, TENNESSEE, REPLACING MUNICIPAL CODE § _____ AND ADOPTING BY REFERENCE STATE TRAFFIC OFFENSES AND RULES OF THE ROAD.

WHEREAS, the Board of Mayor and Aldermen desires to adopt by reference state traffic offenses, registration requirements and rules of the road; and

WHEREAS, the Tennessee General Assembly amended the laws pertaining to adoption of state laws by municipalities by reference, by changing the statute under which such adoption is made and by further specifying that only Class C misdemeanors may be adopted by municipalities and enforced as municipal ordinance violations;

NOW, THEREFORE, BE IT ORDAINED by the Board of Mayor and Aldermen, that

Section 1. Municipal Code § _____, "Rules of the Road," is repealed in its entirety.

Section 2. The following provision is added as the new § _____ of the Municipal Code of _____:

15-126. Adoption of state traffic statutes. By the authority granted under Tennessee Code Annotated § 16-18-302, the City of _____ adopts by reference as if fully set forth in this section, the "Rules of the Road," as codified in Tennessee Code Annotated §§55-8-101 through 55-8-131, and §§55-8-133 through 55-8-180. Additionally, the City of _____ adopts Tennessee Code Annotated §§ 55-4-101 through 55-4-133, §§55-4-135 through 55-4-137, §§55-8-181 through 55-8-191, §55-8-193, §55-8-199, §§55-9-601 through 55-9-606, §55-12-139, §55-21-108, and §55-50-351, by reference as if fully set forth in this section.

Section 3. This ordinance shall take effect upon its final reading, the public welfare requiring it.

FIRST READING: _____

SECOND READING: _____

Mayor
ATTEST:

City Recorder

Approved as to form: _____
City Attorney

Note: The sample ordinance is a guide. Prior to adoption, a municipality should review the referenced statutes in the sample ordinance along with the jurisdiction requirements of T.C.A. §16-18-302. The statutes should be current with the Tennessee Code.

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