

SENATE BILL 857

By Black

AN ACT to amend Tennessee Code Annotated, Title 42,  
relative to the "Airport Authorities Act".

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

SECTION 1. Tennessee Code Annotated, Section 42-3-103, is amended by adding the following language as a new subsections:

(d)

(1) Whenever the governing body of the creating municipality, by ordinance, if a city, or by resolution if a county, determines that it is in the best interest of the municipality that the airport authority created by the municipality be dissolved, then upon adoption of an ordinance or resolution by a two-thirds (2/3) vote of the governing body of the municipality, the executive officer of the municipality shall execute and file for record with the secretary of state a certificate of dissolution reciting those facts and declaring the authority to be dissolved.

(2) The ordinance or resolution dissolving the airport authority shall further provide whether the governing body of the municipality shall become the governing body to operate the airport or whether the airport shall be closed and the property be used in such other manner as determined by the governing body of the municipality.

(e) Upon filing the certificate, the authority shall be dissolved, and title to all funds and other properties of the authority at the time of the dissolution shall vest in and be delivered to the municipality.

(f) If within twelve (12) months of such dissolution, the municipality by ordinance, if a city, or by resolution, if a county, votes to create a new municipal airport authority in the manner provided in this part, any grants or funds that had been given to or received by the previous, now dissolved, authority for its operation shall not be forfeited but for purposes of such funds or grants, the new authority created hereunder shall be deemed to be the named recipient authority of such funds or grants unless otherwise provided by specific language in such funds or grants.

SECTION 2. Tennessee Code Annotated, Section 42-3-104, is amended by adding the following language as new subsections:

(f) Whenever the governing body of the creating municipalities each by ordinance, if a city, or by resolution if a county, determines that it is in the best interest of the municipalities that the regional airport authority created by the creating municipalities be dissolved and the municipalities have agreed on the distribution of the funds and other properties of such regional airport authority, then upon adoption of an ordinance or resolution by a two-thirds (2/3) vote of the governing body of each creating municipality, the executive officers of the municipalities shall execute and file for record with the secretary of state a certificate of dissolution reciting those facts and declaring the regional authority to be dissolved.

(g) Upon filing the certificate, the regional airport authority shall be dissolved, and title to all funds and other properties of the authority at the time of the dissolution shall vest in and be delivered to the creating municipalities.

(h) If within twelve (12) months of such dissolution, one (1) or more creating municipalities by ordinance, if a city, or by resolution, if a county, vote to create a new regional airport authority in the manner provided in this part, any grants or funds that had been given to or received by the previous, now dissolved, regional airport authority for its

operation shall not be forfeited but for purposes of such funds or grants, the new regional airport authority created hereunder shall be deemed to be the named recipient regional airport authority of such funds or grants unless otherwise provided by specific language in such funds or grants.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.