

HOUSE BILL 343

By Harrison

AN ACT to amend Tennessee Code Annotated, Title 48;
Title 67 and Title 68, relative to certain domestic
not for profit corporations and not for profit entities.

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

SECTION 1. Tennessee Code Annotated, Section 48-68-204, is amended by deleting the section in its entirety and by substituting instead:

Within sixty (60) days of receipt of a complete written notice as required by § 48-69-203, the attorney general and reporter shall notify the public benefit hospital entity in writing of the attorney general and reporter's decision to object to the proposed public benefit hospital conveyance transaction or to take no action. The attorney general and reporter may extend this period for an additional forty-five (45) days; provided, that the extension is necessary to obtain information pursuant to § § 48-68-206, 48-68-208, and 48-68-209.

SECTION 2. Tennessee Code Annotated, Section 68-11-310, is amended by adding a new sentence to the end of subdivision (a)(1), as follows:

Such joint annual report shall also include a report on community benefits provided by hospitals required to make a report.

SECTION 3. Tennessee Code Annotated, Section 67-1-1801(a)(1)(B), is amended by adding the following sentence at the end of the subdivision:

If the commissioner fails or refuses to recognize an exemption or exception for a taxpayer having not-for-profit status, then the commissioner shall not exercise any measures for enforcement under part 14 of this chapter unless and until the taxpayer's appeal is finally adjudicated.

SECTION 4. In the event that any one or more of the provisions contained in this Act is held invalid, illegal or unenforceable in any respect by a court with jurisdiction, the validity,

legality, and enforceability of the remaining provisions contained herein shall not be in any way impaired thereby.

SECTION 5. This act shall take effect upon becoming law, the public welfare requiring it.