

**RESOLUTION NO. 23-02-015**

Sponsored by Commissioners Jared Anderson and Nick Bright

**A RESOLUTION REQUESTING THAT THE MEMBERS OF THE TENNESSEE GENERAL ASSEMBLY REPRESENTING BLOUNT COUNTY, TENNESSEE, INTRODUCE AND SEEK PASSAGE OF AN AMENDMENT TO CHAPTER 187 OF THE PRIVATE ACTS OF 1945 OF THE STATE OF TENNESSEE, AS AMENDED.**

WHEREAS, Blount County, Tennessee (the "County") was authorized by Chapter 187 of the Private Acts of 1945 of the State of Tennessee to construct and own a hospital to improve the quality of health care in the County; and

WHEREAS, the County has determined that it is necessary to adopt this resolution to request the members of the Tennessee General Assembly representing the citizens of the County to introduce and seek passage of an amendment to Chapter 187 of the Private Acts of 1945 of the State of Tennessee.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Blount County, Tennessee, as follows:

That an Act to amend Chapter 187 of the Private Acts of 1945 of the State of Tennessee, as amended, in the form attached hereto as "Exhibit A" be introduced for passage to the members of the Tennessee General Assembly.

**BE IT FURTHER RESOLVED THAT THIS RESOLUTION SHALL BE IN FORCE AND BECOME EFFECTIVE UPON ITS ADOPTION, THE PUBLIC WELFARE REQUIRING IT.**

ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2023.

CERTIFICATION OF ACTION ATTEST

\_\_\_\_\_  
Commission Chairman

\_\_\_\_\_  
County Clerk

Approved: \_\_\_\_\_

Vetoed: \_\_\_\_\_

\_\_\_\_\_  
County Mayor

\_\_\_\_\_  
Date

AN ACT to amend Chapter 187 of the Private Acts of 1945,  
relative to the ownership and operation of a non-  
profit hospital by Blount County, Tennessee.

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

SECTION 1. Section 1 of Chapter 187 of the Private Acts of 1945 is hereby amended  
and restated as follows:

Be it enacted by the General Assembly of the State of Tennessee that Blount  
County, Tennessee is hereby authorized and empowered to build, purchase, own and/or  
operate and maintain a non-profit hospital in said County subject to the following terms:

(a) The County may operate and manage the hospital itself or may retain a  
non-profit corporation to operate and manage the hospital;

(b) If the County retains a non-profit corporation to operate and manage the  
hospital, the County shall enter into a written agreement with such non-profit  
corporation establishing the scope and term of the services to be provided by the  
non-profit corporation as such manager and the County shall select each such  
manager based upon recognized competence and integrity and not upon competitive  
bids;

(c) Any non-profit corporation selected to serve as the manager of the  
hospital shall not be deemed the owner of any assets of the hospital, and any assets  
of the hospital held by such manager shall be held in trust for the benefit of the  
County;

(d) The County, either acting on its own or through a manager as set forth in  
a management agreement, shall have all powers of a private act hospital authority  
as provided in the Private Act Hospital Authority Act of 1996, which is codified as Part  
6 of Chapter 57 of Title 7 of the Tennessee Code Annotated;

(e) The County may terminate its relationship with a manager of the hospital as provided in the written agreement with the manager or if no written agreement has been entered into, upon written notice to such manager, and upon any such termination, the manager shall convey and/or transfer all assets of the hospital that are held by the manager to the County; and

(f) The County may exercise any or all powers relating to the hospital through a manager as its corporate agent as provided in Section 7-57-302 of the Tennessee Code Annotated.

SECTION 2. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the county legislative body of Blount County. Its approval or nonapproval shall be proclaimed by the presiding officer of the county legislative body of Blount County and certified by such officer to the Secretary of State.

SECTION 3. For the purposes 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 2.

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