



State of Tennessee

PUBLIC CHAPTER NO. 534

HOUSE BILL NO. 697

By Representative Russell and Mr. Speaker Sexton

Substituted for: Senate Bill No. 1606

By Senator Bailey

AN ACT to amend Tennessee Code Annotated, Section 29-20-102, relative to governmental tort liability.

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

SECTION 1. Tennessee Code Annotated, Section 29-20-102(3), is amended by adding the following as a new subdivision:

(D) "Governmental entity" also means a nonprofit property owners association that:

- (i) Has received a determination of exemption from the internal revenue service under the federal Internal Revenue Code § 501(c)(4) (26 U.S.C. § 501(c)(4));
- (ii) Maintains more than one hundred (100) miles of roadway;
- (iii) Owns and operates a water or sewer distribution service;
- (iv) Appropriates funds to support a nonprofit volunteer fire department or a police department;
- (v) Manages trash pick-up services;
- (vi) Funds, operates, and maintains at least one (1) park, recreation facility, walking trail, and dog park; and
- (vii) Is a census designated place according to the 2010 federal census.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.

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PASSED: May 4, 2021



CAMERON SEXTON, SPEAKER
HOUSE OF REPRESENTATIVES



RANDY MCNALLY
SPEAKER OF THE SENATE

APPROVED this 25th day of May 2021



BILL LEE, GOVERNOR