



State of Tennessee
PUBLIC CHAPTER NO. 294

SENATE BILL NO. 1582

By Ketron, Herron

Substituted for: House Bill No. 1880

By Sargent, McDaniel

AN ACT to amend Tennessee Code Annotated, Title 35; Title 47 and Title 55, relative to funds held in trust.

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

SECTION 1. Tennessee Code Annotated, Section 55-27-106, is amended by designating the current language as subsection (a) and by adding the following language as a new subsection (b):

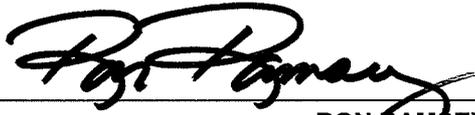
(b) Notwithstanding subsection (a), for any manufacturer which, as a result of restructuring or other means, ten percent (10%) or more of the outstanding common stock is or was at any time owned by an entity or agency of the United States government, subsection (a) shall only apply to trust funds owed by such manufacturer to a dealer on or within three hundred ninety-five (395) days prior to the filing by or against that manufacturer of a petition for relief under Title 11 of the United States Code; provided, however, nothing in this act shall diminish any rights otherwise afforded by Tennessee common law or other applicable Tennessee authority that existed prior to the enactment of this act or any amendment thereto.

SECTION 2. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 3. This act shall take effect July 1, 2011, the public welfare requiring it.

SENATE BILL NO. 1582

PASSED: May 12, 2011



RON RAMSEY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 27 day of May 2011



BILL HASLAM, GOVERNOR