

HOUSE BILL 1164

By Harris

AN ACT to amend Tennessee Code Annotated, Title 16;
Title 30 and Title 35, Chapter 15, relative to
probate.

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

SECTION 1. Tennessee Code Annotated, Section 30-2-301, is amended by adding the following as a new subsection:

() Within thirty (30) days of receipt of letters testamentary or letters of administration, an executor or administrator shall send to each legatee or devisee, by first class mail or personal delivery, a disclosure document detailing the probate process and timeline, set forth under this title and title 35, chapter 15.

SECTION 2. Tennessee Code Annotated, Section 30-2-301(b)(1), is amended by adding the following as a new subdivision:

(C) Each legatee, devisee, and residuary distributee of the following information:

- (i) The date on which notice of probate for the estate was published;
- (ii) A list of taxes owed by the estate;
- (iii) A list of creditors known at the time of the disclosure, with a notice that creditors may make a claim for up to four (4) months after the date of publication of notice of the probate process for the estate;
- (iv) A list of properties included in the estate and the recipient of title to each property; and
- (v) Information regarding any additional assets included in the estate and known financial obligations connected to those assets.

SECTION 3. Tennessee Code Annotated, Title 30, Chapter 2, Part 3, is amended by adding the following as a new section:

Upon receiving notice from the probate court that a family member or next of kin of the decedent has applied for a death certificate, pursuant to title 68, chapter 3, part 5, the executor, administrator, or assessor shall, within fifteen (15) days, notify each of the heirs listed in the probate documents.

SECTION 4. Tennessee Code Annotated, Title 16, Chapter 1, Part 1, is amended by adding the following as a new section:

Upon receiving notice that a family member or next of kin of a decedent has applied for a death certificate, pursuant to title 68, chapter 3, part 5, the probate court shall, within forty-five (45) days of receipt of this notice, provide written notification to the appropriate executor or assessors for the estate or trust.

SECTION 5. This act takes effect July 1, 2021, the public welfare requiring it.