

HOUSE BILL 1367

By Lynn

AN ACT to amend Tennessee Code Annotated, Title 28, Chapter 3; Title 55, Chapter 8 and Title 55, Chapter 9, relative to limitation of actions.

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

SECTION 1. Tennessee Code Annotated, Section 28-3-104(a), is amended by adding the following as a new subdivision (3) and redesignating the existing subdivision accordingly:

(3) Notwithstanding subdivision (a)(2), a cause of action listed in subdivision (a)(1) must be commenced within one (1) year after the cause of action accrued, if:

(A)

(i) Criminal charges are brought against any person alleged to have caused or contributed to the injury;

(ii) The conduct, transaction, or occurrence that gives rise to the cause of action for civil damages is the subject of a criminal prosecution commenced within one (1) year by:

(a) A law enforcement officer;

(b) A district attorney general; or

(c) A grand jury; and

(iii) The cause of action is brought by the person injured by the criminal conduct against the party prosecuted for such conduct; and

(B) The charges described in subdivision (a)(3)(A)(i) are for:

(i) A traffic offense under title 55, chapter 8 or 9, that is classified as a Class B or C misdemeanor; or

(ii) A violation of a municipal ordinance.

SECTION 2. This act takes effect July 1, 2021, the public welfare requiring it.