

HOUSE BILL 1853

By Faison

AN ACT to amend Tennessee Code Annotated, Title 40,
Chapter 24, Part 1, relative to the collection of
money.

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

SECTION 1. Tennessee Code Annotated, Section 40-24-105, is amended by adding the following as a new subsection:

(g) After a fine, costs, or litigation taxes have been in default for at least five (5) years, the criminal or general sessions court clerk is authorized, in the discretion of the clerk, to accept a lump sum partial payment in full settlement of the outstanding balance due on a case so long as the amount accepted is equal to or greater than fifty percent (50%) of the combined outstanding balance of all fines, costs, and litigation taxes due on the case. Any settlement pursuant to this subsection requires court approval if the defendant is at the time of the settlement on probation. When moneys are paid into court pursuant to this subsection, the allocation formula outlined in subsection (a) shall be followed, except the percentage that may be retained by the clerk pursuant to subsection (d) may be withheld, with the remainder being allocated according to the formula.

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