



State of Tennessee

PUBLIC CHAPTER NO. 423

HOUSE BILL NO. 1254

By Representatives Jerry Sexton, Rudd, Warner, Towns, Hardaway, Hulsey, Parkinson, Harris, Smith, Reedy, Calfee, Lynn, Terry, Lafferty, Jernigan, Mannis, Miller, Hodges, Weaver, Powell

Substituted for: Senate Bill No. 1361

By Senators Bell, Gardenhire

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 33, relative to forfeiture.

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

SECTION 1. Tennessee Code Annotated, Section 40-33-217(a), is amended by deleting the subsection and substituting:

Upon entering an order that includes a return of property, in whole or in part, the administrative law judge or the court shall also include an award of reasonable attorney's fees against the seizing agency subject to the limits in subsection (c).

SECTION 2. Tennessee Code Annotated, Section 40-33-217(c), is amended by deleting the subsection and substituting:

An award of reasonable attorney's fees under this section shall not exceed ten thousand dollars (\$10,000). Failure to submit documentation of an attorney's time and expenses must result in no attorney's fee being awarded.

SECTION 3. This act takes effect July 1, 2021, the public welfare requiring it.

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PASSED: April 29, 2021



CAMERON SEXTON, SPEAKER
HOUSE OF REPRESENTATIVES



RANDY MCNALLY
SPEAKER OF THE SENATE

APPROVED this 12th day of May 2021



BILL LEE, GOVERNOR