

SENATE BILL 1460

By Akbari

AN ACT to amend Tennessee Code Annotated, Title 9, Chapter 8; Title 29 and Title 41, relative to claims for compensation by persons wrongfully imprisoned.

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

SECTION 1. Tennessee Code Annotated, Section 9-8-108(a)(7), is amended by deleting subdivision (C) and substituting instead the following:

(C) If the person dies without leaving a surviving spouse, surviving minor children, or other designated person or entity as a beneficiary, the payments cease. Upon the death of the claimant, monthly installments left remaining must be paid to the claimant's designated beneficiary, if any, in equal portions. If the claimant did not designate a person or entity as a designated beneficiary, or if the designated beneficiary dies or ceases to exist, monthly installments left remaining must be paid to the claimant's surviving spouse or surviving minor children, in equal portions, as applicable. The amount payable to a surviving spouse, if any, must be paid until the surviving spouse's death or remarriage. If the surviving spouse dies or remarries, the amount remaining that was payable to the surviving spouse must be divided equally among the claimant's surviving minor children. Each child must receive such child's share until reaching majority status or death, whichever occurs first, at which time the amount must be redistributed equally among the remaining minor children. As used in this subdivision (a)(7)(C), "minor" means a person who has not attained eighteen (18) years of age;

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