



State of Tennessee
PUBLIC CHAPTER NO. 853

HOUSE BILL NO. 3282

By Representative Maggart

Substituted for: Senate Bill No. 3654

By Senator Bell and Mr. Speaker Ramsey and Senator Ketron

AN ACT to amend Tennessee Code Annotated, Title 17, Chapter 4, Part 1, relative to the judicial nominating commission.

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

SECTION 1. Tennessee Code Annotated, Section 17-4-106, is amended by deleting subsection (b) and substituting instead the following:

(b) Members shall be eligible for reappointment for a successive term.

SECTION 2. Tennessee Code Annotated, Section 17-4-104(a), is amended by adding the following language at the end of the subsection:

This subsection (a) shall not apply to the solicitor general or any employee of the attorney general and reporter, any of whom shall be eligible to serve as a member of the judicial nominating commission.

SECTION 3. Tennessee Code Annotated, Title 17, Chapter 4, Part 1, is amended by adding the following as a new section thereto:

17-4-120.

Upon the motion of a member of the judicial nominating commission qualified to make such motion under this section, or the member's attorney or representative, any court, constituted under the laws of this state, any administrative board or commission or other agency authorized to conduct hearings shall grant a continuance or postponement of the proceedings, at any stage of the action, if it is shown that an attorney, party or material witness is a member of the judicial nominating commission and that the member would be required to be absent from any meeting of the judicial nominating commission if a continuance is not granted.

SECTION 4. Tennessee Code Annotated, Section 17-4-109, is amended by adding the following as a new subsection thereto:

(g) In the event three (3) or fewer applicants apply for any vacancy in which the judicial nominating commission must hold a public meeting, members of the judicial nominating commission may participate in the public meeting by telephone or other means of telecommunication or electronic communication.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.

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PASSED: APRIL 16, 2012



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 27th day of April 2012



BILL HASLAM, GOVERNOR