



State of Tennessee
PUBLIC CHAPTER NO. 998

HOUSE BILL NO. 3051

By Representatives Rich, Kevin Brooks

Substituted for: Senate Bill No. 2686

By Senators Kelsey, Overbey, Massey

AN ACT to amend Tennessee Code Annotated, Section: 8-21-401, relative to court clerks' fees.

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

SECTION 1. Tennessee Code Annotated Section 8-21-401 is amended by adding the following language as a new appropriately designated subsection:

() (1) Fees for electronic filing and retrieval of court documents. In any court where electronic filing, signing, or verification of papers has been authorized by local court rule, and in accordance with Rule 5B of the Tennessee Rules of Civil Procedure, clerks may charge a one-time subscription fee for each registered user of the electronic filing system in an amount not to exceed one hundred twenty dollars (\$120). In addition clerks may charge a copy transaction fee not to exceed eight cents (\$.08) per page. Such copy transaction fee shall not apply to the first copy of any document requested by a litigant or a litigant's attorney, and shall not exceed a total charge of two dollars and ten cents (\$2.10) for any single document. Each of these fees shall be set in an amount necessary to defray the expenses associated with implementation and maintenance of the electronic filing and document retrieval system and shall be included in the local court rule authorizing it. Pursuant to subsection (l), these fees shall not be assessed against the state.

(2) In any court where electronic filing, signing, or verification of papers has been authorized by local court rule, the state and any department or contractor of the state shall not be required to file documents electronically, notwithstanding any local court rule.

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

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PASSED: APRIL 25, 2012



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 10th day of May 2012


BILL HASLAM, GOVERNOR