

**PUBLIC CHAPTER NO. 875**

**HOUSE BILL NO. 3159**

**By Representative Curtiss**

Substituted for: Senate Bill No. 3604

By Senator Ketron

AN ACT to amend Tennessee Code Annotated, Title 66, Chapter 34, Part 7, relative to exemptions from the "Prompt Pay Act of 1991".

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

SECTION 1. Tennessee Code Annotated, Section 66-34-104, is amended by adding the following language as a new subsection (c) and by re-designating subsequent subsections accordingly:

(c) In the event that the party withholding the retained funds fails to deposit the funds into an escrow account as provided herein, such party shall be responsible for paying the owner of the retained funds an additional three hundred dollars (\$300) per day for each and every day that such retained funds are not deposited into such escrow account.

SECTION 2. Tennessee Code Annotated, Section 66-34-104, is amended by adding the following language as a new subsection (j):

(j) Failure to deposit the retained funds into an escrow account as provided herein, within seven (7) days' receipt of written notice regarding such failure, is a Class A misdemeanor.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

**PASSED: April 19, 2010**



KENT WILLIAMS, SPEAKER  
HOUSE OF REPRESENTATIVES



RON RAMSEY  
SPEAKER OF THE SENATE

APPROVED this 3rd day of May 2010



PHIL BREDESEN, GOVERNOR