

Filed for intro on 02/05/2001
SENATE BILL 920 By
Carter

HOUSE BILL 833
By McDaniel

AN ACT to amend Tennessee Code Annotated, Title 9 and Title 29, relative to claims against the State of Tennessee.

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

SECTION 1. Tennessee Code Annotated, Section 9-8-307, is amended by adding the following new subsection:

(j) The commission or each commissioner sitting individually has exclusive jurisdiction to determine claims for injunctive relief against the wildlife resources agency but not against any other agency or department. Injunctive relief shall not be available except for claims arising under items (B) and (C) of subdivision (a)(1) of this section. Any claim for injunctive relief shall be determined in accordance with the standards provided in the Tennessee Rules of Civil Procedure.

SECTION 2. Tennessee Code Annotated, Section 9-8-307(b), is amended by deleting the language "filed pursuant to subsection (a)" and by substituting instead the language "filed pursuant to subsections (a) or (j)".

SECTION 3. Tennessee Code Annotated, Section 9-8-307(d), is amended by deleting the language "The state will be liable for actual damages only." and by substituting instead the language "Except as provided in subsection (j), the state will be liable for actual damages only."

SECTION 4. This act shall take effect July 1, 2001, the public welfare requiring it.