

HOUSE BILL 2208

By Hardaway

AN ACT to amend Tennessee Code Annotated, Title 29,
relative to damages in nuisance actions.

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

SECTION 1. Tennessee Code Annotated, Section 29-3-114, is amended by adding the following language to the end thereto:

In addition to receiving any damages authorized by law, the prevailing party may receive, in the discretion of the court, attorney fees, court costs and such discretionary costs as are authorized by law and the Tennessee rules of civil procedure.

SECTION 2. Tennessee Code Annotated, Section 29-3-115, is amended by adding the following language to the end thereto:

In addition to receiving any damages authorized by law, the prevailing party may receive, in the discretion of the court, attorney fees, court costs and such discretionary costs as are authorized by law and the Tennessee rules of civil procedure.

SECTION 3. This act shall take effect July 1, 2009, the public welfare requiring it.