

SENATE BILL 3369

By Marrero B

AN ACT to amend Tennessee Code Annotated, Title 2 and Title 8, relative to civil penalties assessed by the registry of election finance.

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

SECTION 1. Tennessee Code Annotated, Section 2-10-110, is amended by deleting subsection (c) in its entirety and by substituting instead the following:

(c)

(1) The registry of election finance shall maintain a register of all civil penalties imposed under this part and remaining unpaid.

(2)

(i) Except as provided in subdivision (ii), if a civil penalty lawfully assessed and any lawfully assessed cost attendant to the penalty are not paid within thirty (30) days after the assessment becomes final or by the qualifying deadline for election, whichever is earlier, the candidate owing such civil penalty shall be ineligible to qualify for election to any state or local public office until such penalty and costs are paid.

(ii) Any candidate who is unable to pay a civil penalty and attendant costs within the time required by subdivision (i) shall not be deemed ineligible to qualify for election to any state or local public office if the candidate owing such civil penalty notifies the registry in writing within thirty (30) days after the assessment becomes final or by the qualifying deadline for election, whichever is earlier, of such candidate's willingness to enter into an agreement to pay the civil penalty and attendant costs in

periodic installments. If a candidate against whom a civil penalty is assessed provides the registry with a timely request to enter into a periodic payment agreement, the registry shall enter into such an agreement with the candidate. Any periodic payment agreement that is entered into pursuant to this subdivision shall be reduced to writing.

(3) If a civil penalty authorized by this section is imposed, it shall be considered as a personal judgment against the candidate.

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