

SENATE BILL 1412

By Bell

AN ACT to amend Tennessee Code Annotated, Title 8,  
Chapter 6 and Title 36, Chapter 3, relative to  
defense of certain lawsuits.

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

SECTION 1. Tennessee Code Annotated, Section 8-6-109(b), is amended by adding the following language as a new subdivision:

(16) To defend any action of any political subdivision of the state for adherence to the duties, responsibilities, or the limitations imposed on such political subdivision pursuant to any statute or provision of the constitution of Tennessee alleged to violate the United States constitution. In the event that the attorney general and reporter determines that the best interests of the state, or of the political subdivision, requires private counsel, the chief legal officer of the political subdivision shall be notified and the political subdivision shall have the right to file for reimbursement of defense costs, subject to the limits of § 29-20-113, in accordance with chapter 42 of this title in the same manner as state employees.

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