

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 2684 - SB 2540

February 8, 2020

SUMMARY OF BILL: Increases, from 48 months to 60 months, the minimum period upon which a court may impose prefiling restrictions on any civil action an abusive civil plaintiff attempts to file.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Pursuant to Tenn. Code Ann. § 29-41-106, if the court finds that a person filing a civil action is an abusive civil action plaintiff, and that any or all civil actions filed by the abusive civil action plaintiff against the abusive civil action defendant that are pending before the court are abusive civil actions, the civil actions shall be dismissed. The court is further authorized to:
 - Tax all costs of any abusive civil action pending in the court against the abusive civil action plaintiff;
 - Award the civil action defendant reasonable attorney fees and all reasonable costs of defending the abusive civil action; and
 - Impose prefiling restrictions upon any civil action the abusive civil action plaintiff attempts to file for a period of not less than 48 months nor more than 72 months.
- Increasing this minimum timeframe by 12 months will not significantly impact state or local government expenditures.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner".

Krista Lee Carsner, Executive Director

/jmg