

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 1985 - HB 2267

February 24, 2024

SUMMARY OF BILL: Reduces, in a proceeding related to forcible entry and detainer, the maximum time period for which a general sessions judge may postpone a trial from 15 days to 7 days. Prohibits such proceedings from being removed to the circuit court by writs of certiorari and supersedeas. Establishes that a party to such proceedings seeking de novo review may appeal in accordance with other existing statutory processes governing appeal. Specifies that an appeal by the defendant must not be allowed unless the defendant has complied with existing requirements to post bond and sureties.

FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Reducing the maximum time period for which a general sessions judge may postpone a trial in a proceeding related to forcible entry and detainer is not estimated to significantly impact state or local incarceration expenditures.
- Based on information provided by the Administrative Office of the Courts, any fiscal impact to the courts as a result of the proposed changes can be absorbed within existing judicial resources.
- The proposed legislation does not establish any new bond or surety requirements in such cases, but rather provides additional clarity to existing requirements as they pertain to the defendant's right to appeal.
- Any fiscal impact to state or local government is therefore estimated to be not significant.

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

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