

SENATE BILL 1023

By Overbey

AN ACT to amend Tennessee Code Annotated, Title 8,
Chapter 21, Part 4, relative to clerks of court.

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

SECTION 1. Tennessee Code Annotated, Title 8, Chapter 21, Part 4, is amended by adding the following language as a new section:

8-21-402.

(a) As used in this section, "electronic citation" means the process of transmitting a traffic citation, misdemeanor citation, municipal ordinance violation, or other citation and law enforcement data via electronic means to a general sessions court.

(b)

(1) To defray the expense of establishing and maintaining electronic citations, each general sessions court clerk may charge and collect an electronic citation fee of up to five dollars (\$5.00) to be paid by a defendant on any citation issued upon a plea of guilty, judgment of guilty or grant of supervision. This fee shall be in addition to all other fees and charges and assessable as costs. Sixty percent (60%) of the fee shall be deposited into the general sessions court clerk electronic citation fund and forty percent (40%) of the fee shall be disbursed to the arresting agency to defray expenses related to the establishment and maintenance of electronic citations.

(2) There shall be an electronic court fund created before charging and collecting an electronic court fee. The court clerk shall be the custodian, ex officio, for establishing and maintaining the general sessions court clerk

electronic citation fund and shall use the fund to perform the duties required by the office for establishing and maintaining electronic citations.

SECTION 2. This act shall take effect July 1, 2013, the public welfare requiring it.