



State of Tennessee

PUBLIC CHAPTER NO. 65

HOUSE BILL NO. 724

By Representatives Hulsey, Lynn, Ragan

Substituted for: Senate Bill No. 514

By Senators Lundberg, Lowe

AN ACT to amend Tennessee Code Annotated, Title 8, Chapter 10 and Title 38, Chapter 8, relative to constables.

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

SECTION 1. Tennessee Code Annotated, Section 8-10-102(b), is amended by deleting subdivision (b)(1) and substituting:

(1)

(A) Except as provided in subdivision (b)(2), a person seeking the office of constable shall file with the county election commission, along with the nominating petition:

(i) An affidavit signed by the candidate affirming that the candidate meets the requirements of this section. In the event that the candidate seeks election to the office of constable by the county legislative body to fill a vacancy in office, the same affidavit must be filed with the county clerk prior to the election; and

(ii) A letter from a psychologist licensed in this state who has conducted a cognitive and psychological test on the candidate stating that the candidate is mentally and cognitively fit to perform the duties of a constable. In the event that the candidate seeks election to the office of constable by the county legislative body to fill a vacancy in office, the same letter must be filed with the county clerk prior to the election.

(B) A constable in office on and elected prior to July 1, 2023, or a constable who complied with subdivision (b)(1)(A)(ii) and is seeking reelection on or after July 1, 2023, is not required to resubmit the letter or obtain a new letter pursuant to subdivision (b)(1)(A)(ii).

(C) Candidates for the office of constable to which subdivision (b)(1)(A)(ii) applies are responsible for covering the costs of cognitive and psychological testing.

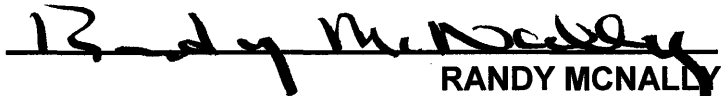
SECTION 2. This act takes effect July 1, 2023, the public welfare requiring it.

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PASSED: March 13, 2023



CAMERON SEXTON, SPEAKER
HOUSE OF REPRESENTATIVES



RANDY MCNALLY
SPEAKER OF THE SENATE

APPROVED this 23rd day of March 2023



BILL LEE, GOVERNOR