

State of Tennessee

PUBLIC CHAPTER NO. 683

SENATE BILL NO. 1994

By Massey, Briggs

Substituted for: House Bill No. 2360

By Carringer

AN ACT to amend Tennessee Code Annotated, Section 40-1-111, relative to magistrates in certain counties.

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

SECTION 1. Tennessee Code Annotated, Section 40-1-111, is amended by deleting subsection (g) and substituting:

(g)(1) Judicial commissioners duly appointed pursuant to this section in any county with a population not less than two hundred seventy-six thousand (276,000) nor more than two hundred seventy-seven thousand (277,000), according to the 1970 federal census or any subsequent federal census, shall be known as "magistrates."

(2) Any county with a population not less than two hundred seventy-six thousand (276,000) nor more than two hundred seventy-seven thousand (277,000), according to the 1970 federal census or any subsequent federal census, shall have the position of one (1) or more general sessions magistrate.

(3) A magistrate must be appointed by a majority of the general sessions judges in the county and serve at the pleasure of the majority of the general sessions judges.

(4) The duties of a magistrate include, but are not limited to, the following:

(A) The issuance of arrest warrants upon a finding of probable cause;

(B) The setting of bonds and recognizances in accordance with the procedures outlined in this chapter and chapter 11 of this title; and

(C) The issuance of mittimus following compliance with the procedures prescribed by § 40-5-103.

(5) The term of a magistrate must be established by the majority of general sessions judges of the county.

SECTION 2. Tennessee Code Annotated, Section 40-1-111(a)(1)(A), is amended by deleting "or a population of not less than two hundred seventy-six thousand (276,000) nor more than two hundred seventy-seven thousand (277,000)".

SECTION 3. Tennessee Code Annotated, Section 40-1-111(a)(1)(B)(i), is amended by deleting "or a population of not less than two hundred seventy-six thousand (276,000) nor more than two hundred seventy-seven thousand (277,000)".

SECTION 4. Tennessee Code Annotated, Section 40-1-111(c), is amended by deleting the subsection.

SECTION 5. Tennessee Code Annotated, Section 40-1-111(d)(1), is amended by deleting "subsections (a)-(c)" and substituting "subsections (a) and (b)".

SECTION 6. Tennessee Code Annotated, Section 40-1-111(e)(1), is amended by deleting "subsections (a)-(d)" and substituting "subsections (a), (b), and (d)".


SECTION 7. This act takes effect upon becoming a law, the public welfare requiring it.

SENATE BILL NO. 1994

PASSED: March 25, 2024



RANDY McNALLY
SPEAKER OF THE SENATE



CAMERON SEXTON, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 11th day of April 2024



BILL LEE, GOVERNOR