



State of Tennessee
PUBLIC CHAPTER NO. 518

SENATE BILL NO. 2360

By Overbey

Substituted for: House Bill No. 1923

By Matheny, Fitzhugh, Rich, Casada, Sargent, Curtiss, Finney, Watson

AN ACT to amend Tennessee Code Annotated, Title 16.

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

SECTION 1. Tennessee Code Annotated, Title 16, Chapter 1, Part 2, is amended by deleting the part in its entirety.

SECTION 2. It is the legislative intent of this act to repeal the statutory codification of the equitable defense of unclean hands, codified in Title 16, Chapter 1, Part 2. It is the further legislative intent, consistent with the original enactment's intent, that the Common Law Equitable Doctrine shall remain in full force and effect, unchanged and unadulterated, by the original enactment or this repeal.

SECTION 3. Any person affected by the repeal of the statutory codification of the equitable defense of unclean hands having a claim arising out of any act or omission resulting from such codification shall bring suit in chancery or circuit court alleging such claim, counterclaim, or defense to a claim not later than one year after the effective date of this act, or forever be barred from asserting such claim under Title 16, Chapter 1, Part 2, as a claim, counterclaim, or defense to a claim. The limitation of this section shall not affect any claim or defense or application of any other equitable doctrine arising under the common law.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

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PASSED: February 9, 2012

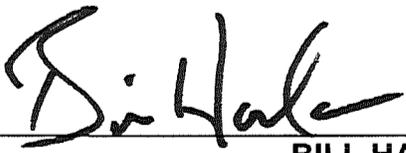


RON RAMSEY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 23rd day of February 2012



BILL HASLAM, GOVERNOR