



State of Tennessee
PUBLIC CHAPTER NO. 130

HOUSE BILL NO. 1189

By Representatives Marsh, Kevin Brooks, Fitzhugh

Substituted for: Senate Bill No. 1912

By Senators Woodson, Finney, Gresham

AN ACT to amend Tennessee Code Annotated, Title 56, Chapter 8, Part 1, relative to insurance business acts and practices.

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

SECTION 1. Tennessee Code Annotated, Title 56, Chapter 8, Part 1, is amended by adding the following language as a new, appropriately designated section thereto:

56-8-1___.

Notwithstanding any other law, title 50 and this title shall provide the sole and exclusive statutory remedies and sanctions applicable to an insurer, person, or entity licensed, permitted, or authorized to do business under this title for alleged breach of, or for alleged unfair or deceptive acts or practices in connection with, a contract of insurance as such term is defined in § 56-7-101(a). Nothing in this section shall be construed to eliminate or otherwise affect any:

- (1) Remedy, cause of action, right to relief or sanction available under common law;
- (2) Right to declaratory, injunctive or equitable relief, whether provided under title 29 or the Tennessee Rules of Civil Procedure; or
- (3) Statutory remedy, cause of action, right to relief or sanction referenced in title 50 or this title.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to any cause of action accruing on or after such date.

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PASSED: APRIL 11, 2011


BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES


RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 29th day of April 2011


BILL HASLAM, GOVERNOR