



State of Tennessee
PUBLIC CHAPTER NO. 505

HOUSE BILL NO. 1920

By Representatives Matlock, Fitzhugh, Pitts, Sexton, Montgomery, Casada, Sargent, Harmon, Curtis Johnson, Dean, Shipley, Hurley, McCormick, White

Substituted for: Senate Bill No. 1299

By Senator Johnson

AN ACT to amend Tennessee Code Annotated, Title 35, Chapter 5, relative to judicial or trust sales.

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

SECTION 1. Tennessee Code Annotated, Section 35-5-104(a)(2), is amended by deleting the subdivision in its entirety and substituting instead the following as a new subsection (a)(2):

(2) Give a concise description of the land; such description shall include a legal description, which means a reference to the deed book and page that contains the complete legal description of the property, and common description, which means, if available, the street address and map and parcel number of the property. In the event no street address exists, a subdivision, lot or tract number may be used. A metes and bounds description may be, but is not required to be, included in the description of the land.

SECTION 2. Tennessee Code Annotated, Section 35-5-101, is amended by adding the following as a new subsection (f):

(f) Unless postponement or adjournment is contractually prohibited, any sale hereunder may be adjourned and rescheduled one (1) or more times without additional newspaper publication, upon compliance with the following provisions:

(1) The sale must be held within one (1) year of the originally scheduled date;

(2) Each postponement or adjournment must be to a specified date and time, and must be announced at the date, time and location of each scheduled sale date;

(3) If the postponement or adjournment is for more than thirty (30) days, notice of the new date, time, and location must be mailed no less than (10) calendar days prior to the sale date via regular mail to the debtor and co-debtor, and

(4) Notice of the right to postpone or adjourn without additional newspaper publication shall not be required to be published in any newspaper publication.

SECTION 3. This act shall take effect July 1, 2011, the public welfare requiring it.

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PASSED: May 21, 2011

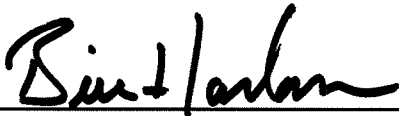


BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 16th day of June 2011



BILL HASLAM, GOVERNOR