

Appendix C: Tennessee Court Clerk Commissions

Tennessee Court Clerk Commissions						
Statute	Civil or criminal	When Charged	Amount	Geographic Area where Law Applies	Collecting court	Mandatory or Optional
8-14-105(d)(2)	Criminal	Collecting fee pursuant to court order	5% of all monies collected (10% in Shelby County)	Statewide	All courts exercising original jurisdiction	Mandatory
8-21-401(h)(1)	Both	Receiving and paying over all taxes, fines, forfeitures, fees, and amercements	5% of monies collected	Statewide	Chancery, circuit, general sessions, juvenile, and probate courts	Optional
8-21-401(h)(2)	Both	Receiving and paying over all taxes, fines, forfeitures, fees, and amercements	10% of monies collected	Shelby County	Chancery, circuit, general sessions, juvenile, and probate courts	Optional
8-21-401(h)(3)	Both	Receiving and paying all litigation taxes	6.75% of taxes collected	Statewide	Chancery, circuit, general sessions, juvenile, and probate courts	Optional
8-21-401(i)(7)	Both	Selling property under decree of court and receiving, collecting, and paying out the proceeds	up to 3% on the amount of sales	Statewide	Chancery, circuit, general sessions, juvenile, and probate courts	Optional
8-21-401(i)(10)	Both	Investing funds	5% of the earnings	Statewide	Chancery, circuit, general sessions, juvenile, and probate courts	Optional
8-21-403(a)	Civil	Handling and disbursing spousal support and child support	5% of all payments	Statewide	Not specified in statute	Optional
8-21-409(a)(6)(A)	Both	Receiving and paying over all taxes, fines, forfeitures, fees, and amercements	5% of monies collected	Knox County	Circuit, criminal, chancery, general sessions, trial justice, juvenile, probate, and law and equity courts	Optional
8-21-409(a)(6)(B)	Both	Receiving and paying over all litigation taxes	6.75% of taxes collected	Knox County	Circuit, criminal, chancery, general sessions, trial justice, juvenile, probate, and law and equity courts	Optional

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Statute	Civil or criminal	When Charged	Amount	Geographic Area where Law Applies	Collecting court	Mandatory or Optional
8-21-409(a)(6)(C)	Both	Selling property under decree of court, and receiving, collecting, and paying out the proceeds	up to 5% on the amount of sales up to \$6,000, and an additional amount to be fixed within such limits in the discretion of the court	Knox County	Circuit, criminal, chancery, general sessions, trial justice, juvenile, probate, and law and equity courts	Optional
8-21-409(a)(6)(D)	Civil	Confirmation of private sales, and receiving, collecting, and paying out the proceeds	2% of proceeds	Knox County	Circuit, criminal, chancery, general sessions, trial justice, juvenile, probate, and law and equity courts	Optional
8-21-409(a)(7)(T)	Both	Administering a deferred payment plan	5% of the total up to \$15.00	Knox County	Circuit, criminal, chancery, general sessions, trial justice, juvenile, probate, and law and equity courts	Optional
8-21-409(b)(44)	Civil	Confirmation of private sales or other funds paid into the clerk pursuant to court order, and receiving, collecting, and paying out the proceeds	up to 2% of funds	Knox County	Courts handling probate cases	Optional
8-21-409(b)(45)	Civil	Selling property under decree of court and receiving, collecting, and paying out the proceeds	up to 5% on the amount of sales up to \$6,000, and an additional amount to be fixed within such limits, in the discretion of the court	Knox County	Courts handling probate cases	Optional
8-21-409(f)(3)	Both	Investing funds	5% of the earnings of such investment	Knox County	Circuit, criminal, chancery, general sessions, trial justice, juvenile, probate, and law and equity courts	Mandatory

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16-18-305(f)	Both	Receiving and paying over all litigation taxes	2% of taxes collected	Statewide	Municipal courts	Optional
37-1-126(c)(3)	Both	Collecting and transmitting administrative fee for juvenile counsel or guardian	5% of each dollar of administrative fees collected	Statewide	Courts handling juvenile cases	Mandatory
37-1-150(g)(4)	Both	Paying for court appointed counsel or a guardian ad litem to represent an indigent child	5% of money collected	Statewide	Not specified in statute	Mandatory
38-6-103(d)(1)(C)	Criminal	Remitting fees to the state treasury to be expended by TBI	5% of fees identified and remitted	Statewide	Not specified in statute	Mandatory
39-13-709(c)(1)	Criminal	Collecting tax on sex offense conviction	5% of tax collected	Statewide	Not specified in statute	Mandatory
40-3-206	Criminal	For collecting fees for bad check, forgery, and theft convictions	up to 5% of fees collected (up to 10% in Shelby County)	Statewide	Not specified in statute	Optional
40-14-103(b)(2)	Criminal	Collecting and transmitting administrative fee for appointed counsel	5% of each dollar of administrative fees collected	Statewide	Not specified in statute	Mandatory
40-14-202(f)	Criminal	For paying defendant attorney fees	5% of monies collected (10% in Shelby County)	Statewide	In all felony cases	Mandatory
40-24-101(b)	Criminal	Collecting fines paid in installments	5% of fine up to \$15 (up to 10% of fine up to \$15 in Shelby County)	Statewide	All courts including municipal	Optional
40-24-107(a)(1)(B)(5)	Criminal	For collecting tax on convictions	\$1.00	Statewide	Circuit court or a comparable court of record with jurisdiction over criminal matters	Mandatory
40-35-313(a)(1)(A)	Criminal	Handling and receiving of proceeds to pay probation entities	5% of proceeds collected	Statewide	Not specified in statute	Optional
67-4-602(f)(2)	Criminal	Criminal conviction or order	5% of the proceeds collected	Knox County	General sessions courts	Mandatory