



August 27, 2021

**UPDATE #42**

**Supreme Court of the United States Vacates CDC Moratorium**

Friends:

Yesterday, the Supreme Court of the United States vacated the nationwide CDC eviction moratorium. The Court ruled that the CDC did not have the authority under the law to issue the eviction moratorium as a means to control the spread of Covid-19 and stated that if such a moratorium was to be implemented at any time in the future, it would have to be done through Congressional action.

While the enforceability of the CDC's Moratorium was called into question in Tennessee after last month's ruling by the Sixth Circuit Court of Appeals, the Supreme Court's ruling means that the CDC's eviction moratorium is no longer in effect nationwide. Evictions can now proceed as normal.

As a reminder, the emergency rental assistance programs offering rental assistance to tenants across the state is separate from the moratorium. You can still permit your tenants to apply for assistance through these programs, but you may not evict the tenants for non-payment during the time the tenants are receiving such assistance.

If you have additional questions, please let us know.

Very Truly Yours,

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