

Amendment No. 1 to HB0547

Curcio
Signature of Sponsor

AMEND Senate Bill No. 589

House Bill No. 547*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 40-29-101(a), is amended by deleting the subsection and substituting instead the following:

Persons rendered infamous or deprived of the rights of citizenship by the judgment of any state or federal court may have their full rights of citizenship restored by the circuit court; however, a person described in § 40-29-204 is never eligible to register and vote in this state.

SECTION 2. Tennessee Code Annotated, Section 40-29-202, is amended by deleting subsections (b) and (c) and substituting instead the following:

(b) Notwithstanding subsection (a), a person is not eligible to apply for a voter registration card and have the right of suffrage restored, unless the person:

- (1) Has paid all restitution to the victim or victims of the offense ordered by the court as part of the sentence;
- (2) Is current in all child support obligations; and
- (3) Beginning September 1, 2010, has paid all court costs assessed against the person at the conclusion of the person's trial, except where the court has made a finding at an evidentiary hearing that the applicant is indigent at the time of application.

(c) Notwithstanding subsection (b):

- (1) A person is eligible to apply for a voter registration card and have the right of suffrage provisionally restored if the person:

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(A) Enters into a payment plan to pay all unpaid restitution to the victim or victims of the offense ordered by the court as part of the sentence;

(B) Enters into a payment plan to become current in all unpaid child support obligations; and

(C) Enters into a payment plan to pay all unpaid court costs assessed against the person at the conclusion of the person's trial, except where the court has made a finding at an evidentiary hearing that the applicant is indigent at the time of application.

(2) If a person willfully fails to adhere to the terms of a payment plan entered into pursuant to this subsection (c), the court may revoke the person's provisional right of suffrage. Prior to revoking a person's provisional right of suffrage, the court shall offer the person the opportunity to be heard and to submit proof of the person's financial inability to pay, which may include a signed affidavit of indigency.

SECTION 3. This act shall take effect January 1, 2021, the public welfare requiring it.