

HOUSE BILL 829

By Turner

AN ACT to amend Tennessee Code Annotated, Title 36, Chapter 3, Part 6; Title 39, Chapter 13, Part 1, and Title 40, Chapter 11, Part 1, relative to domestic violence.

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

SECTION 1. Tennessee Code Annotated, Section 40-11-150(h), is amended by adding the following as a new subdivision:

(3) If an order of protection or restraining order has been issued against an offender arrested for an offense listed in subdivision (h)(1), but the offender has not been served with the order prior to incarceration, the offender shall be served whenever possible with the order prior to the offender's release from incarceration. If an order has not been served on the offender at the conclusion of the offender's twelve-hour holding period, the offender may be released, but the order shall be served as soon as possible after the release. Service remains valid on an offender if it is made after the offender is released from incarceration rather than while incarcerated for the twelve-hour hold period.

SECTION 2. Tennessee Code Annotated, Section 36-3-609(e), is amended by deleting the language "and the local law enforcement agencies having jurisdiction in the area where the petitioner resides." and by substituting instead the following:

the local law enforcement agencies having jurisdiction in the area where the petitioner resides, and any court other than the issuing court in which the respondent and petitioner are parties to an action. The petitioner and respondent shall notify the judge of any such court.

SECTION 3. This act shall take effect July 1, 2015, the public welfare requiring it.