

HOUSE BILL 1617

By Richey

AN ACT to amend Tennessee Code Annotated, Title 39 and Title 40, Chapter 39, Part 2, relative to sexual offenders.

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

SECTION 1. Tennessee Code Annotated, Section 40-39-207(a)(1), is amended by deleting "Except as provided in subdivision (a)(3)" and substituting "Except as provided in subdivisions (a)(1)(B) and (a)(3)".

SECTION 2. Tennessee Code Annotated, Section 40-39-207(a)(1), is amended by designating the current language as subdivision (a)(1)(A) and adding the following subdivision (a)(1)(B):

(B) Except as provided in subdivision (a)(3), unless a plea was taken in conjunction with § 40-35-313, no sooner than fifteen (15) years after termination of active supervision on probation, parole, or any other alternative to incarceration, or no sooner than fifteen (15) years after discharge from incarceration without supervision, an offender convicted of a sexual offense or violent sexual offense on or after July 1, 2024, and required to register under this part, may file a request for termination of registration requirements with TBI headquarters in Nashville. If the person is required to register under this part due to a plea taken in conjunction with § 40-35-313, then an offender required to register under this part may file a request for termination of registration upon successful completion of a term of judicial diversion pursuant to § 40-35-313 and upon receiving an order from a court of competent jurisdiction signifying the successful completion of the term of judicial diversion and the dismissal of charges pursuant to § 40-35-313.

SECTION 3. Tennessee Code Annotated, Section 40-39-207(c)(3), is amended by deleting "ten-year period" and substituting "applicable time period set forth in subdivision (a)(1)".

SECTION 4. Tennessee Code Annotated, Section 40-39-207(d), is amended by deleting "ten-year period" and substituting "applicable time period set forth in subdivision (a)(1)".

SECTION 5. Tennessee Code Annotated, Section 40-39-207(f), is amended by deleting "ten-year reporting period" and substituting "applicable reporting period as set forth in subdivision (a)(1)".

SECTION 6. Tennessee Code Annotated, Section 40-39-207, is amended by deleting subdivision (i)(4)(A) and substituting:

(A)

(i) If the person was convicted of an offense prior to July 1, 2024, and required to register as any form of a sexual offender in this state, ten (10) years from the date of termination of active supervision or probation, parole, or any other alternative to incarceration, or after discharge from incarceration without supervision; or

(ii) If the person was convicted of an offense on or after July 1, 2024, and required to register as any form of a sexual offender in this state, fifteen (15) years from the date of termination of active supervision or probation, parole, or any other alternative to incarceration, or after discharge from incarceration without supervision; or

SECTION 7. This act takes effect July 1, 2024, the public welfare requiring it.