

HOUSE BILL 2107

By Dixie

AN ACT to amend Tennessee Code Annotated, Title 39  
and Title 40, relative to expunction.

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

SECTION 1. Tennessee Code Annotated, Section 40-32-101, is amended by adding  
the following as a new subsection:

( )

(1) As used in this subsection ( ), an "eligible petitioner" means a person  
who was convicted of a felony or misdemeanor offense that is not:

(A) A sexual offense or violent sexual offense, as defined in § 40-  
39-202;

(B) Treason, or an effort to sabotage or overthrow the  
government of the United States;

(C) First degree murder, as defined in § 39-13-202;

(D) Child abuse or child neglect or endangerment, as defined in §  
39-15-401;

(E) Aggravated child abuse or aggravated child neglect or  
endangerment, as defined in § 39-15-402;

(F) A violation of § 39-17-417 involving the use of a deadly  
weapon; or

(G) Driving under the influence of an intoxicant, as defined in §  
55-10-401.

(2) Notwithstanding subsections (g) and (k), effective July 1, 2024, an eligible petitioner may file a petition for expunction of that person's public records involving a criminal offense, if at the time of the filing of the petition for expunction:

(A) The person is sixty-five (65) years of age or more;

(B) At least ten (10) years have elapsed since the completion of the sentence imposed for the offense the person is seeking to have expunged; and

(C) The person has not had any additional arrests, charges, or criminal convictions following completion of the sentence imposed for the offense the person is seeking to have expunged.

(3) The procedures in subdivisions (g)(3)-(6), (8), (12), and (13) apply to a petition filed under this subsection ( ).

(4) If the court denies the petition, the petitioner may not file another petition pursuant to this subsection ( ) until at least two (2) years from the date of the denial.

(5) A person may be granted an expunction of one (1) offense under this subsection ( ) only one (1) time.

SECTION 2. This act takes effect July 1, 2024, the public welfare requiring it.