

HOUSE BILL 2398

By Garrett

AN ACT to amend Tennessee Code Annotated, Section 40-39-211, relative to sexual offenders.

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

SECTION 1. Tennessee Code Annotated, Section 40-39-211(d)(1), is amended by deleting subdivisions (A) and (B) and substituting instead the following:

(A) Be upon or remain on the premises of any of the following buildings or grounds when the offender has reason to believe children under eighteen (18) years of age are present:

- (i) Public school;
- (ii) Private or parochial school;
- (iii) Licensed day care center;
- (iv) Other child care facility; or
- (v) Any of the following buildings or grounds available for use by the

general public:

- (a) Park;
- (b) Playground;
- (c) Recreation center;
- (d) Athletic field;
- (e) Library; or
- (f) Space primarily devoted to activities for children;

(B) Stand, sit idly, whether or not the offender is in a vehicle, or remain within one thousand feet (1,000') of the property line of any of the following when children under eighteen (18) years of age are present, and while not having a reason or

relationship involving custody of or responsibility for a child or any other specific or legitimate reason for being there:

- (i) Any building owned or operated by any public school;
- (ii) Private or parochial school;
- (iii) Licensed day care center;
- (iv) Other child care facility; or
- (v) Any of the following buildings or grounds available for use by the

general public:

- (a) Park;
- (b) Playground;
- (c) Recreation center;
- (d) Athletic field;
- (e) Library; or
- (f) Space primarily devoted to activities for children; or

SECTION 2. This act shall take effect July 1, 2020, the public welfare requiring it.