

HOUSE BILL 2415

By Smith

AN ACT to amend Tennessee Code Annotated, Title 37
and Title 39, Chapter 17, relative to criminal acts.

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

SECTION 1. Tennessee Code Annotated, Section 39-17-308, is amended by deleting subdivision (c)(1) and substituting:

(1) Except as provided in subsection (d), a violation of subsection (a) is a Class A misdemeanor and, in addition to any other punishment authorized by § 40-35-111, shall be punished by a mandatory minimum fine of one thousand dollars (\$1,000).

SECTION 2. Tennessee Code Annotated, Section 39-17-315, is amended by deleting subdivision (b)(2) and substituting:

(2) Stalking is a Class A misdemeanor and, in addition to any other punishment authorized by § 40-35-111, shall be punished by a mandatory minimum fine of two thousand dollars (\$2,000).

SECTION 3. Tennessee Code Annotated, Section 39-17-315, is amended by deleting subsection (b)(3) and substituting:

(3) Stalking is a Class E felony if the defendant, at the time of the offense, was required to or was registered with the Tennessee bureau of investigation as a sexual offender, violent sexual offender, or violent juvenile sexual offender, as defined in § 40-39-202, and, in addition to any other punishment authorized by § 40-35-111, shall be punished by a mandatory minimum fine of two thousand dollars (\$2,000).

SECTION 4. Tennessee Code Annotated, Section 39-17-315, is amended by deleting subdivision (c)(2) and substituting:

(2) Aggravated stalking is a Class E felony and, in addition to any other punishment authorized by § 40-35-111, shall be punished by a mandatory minimum fine of two thousand five hundred dollars (\$2,500).

SECTION 5. Tennessee Code Annotated, Section 37-1-131, is amended by adding the following as a new subsection:

() Notwithstanding this section to the contrary, the court shall order a child who has been adjudicated delinquent for an act that, if committed by an adult, would constitute the offense of harassment, under § 39-17-308; stalking, under § 39-17-315; or aggravated stalking, under § 39-17-315, to perform twelve (12) hours of community service work in accordance with subdivision (a)(7). If a child has been adjudicated delinquent a second or subsequent time for an act that, if committed by an adult, would constitute the offense of harassment, under § 39-17-308; stalking, under § 39-17-315; or aggravated stalking, under § 39-17-315, then the court may order the child to perform up to forty (40) hours of community service work in accordance with subdivision (a)(7).

SECTION 6. This act takes effect July 1, 2022, the public welfare requiring it.