



State of Tennessee

PUBLIC CHAPTER NO. 356

HOUSE BILL NO. 281

By Representative Baum

Substituted for: Senate Bill No. 1215

By Senators White, Akbari

AN ACT to amend Tennessee Code Annotated, Title 16, Chapter 18, Part 3 and Title 40, relative to expunction.

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

SECTION 1. Tennessee Code Annotated, Section 16-18-302(a), is amended by adding the following as a new subdivision:

(3)

(A) A municipal court has jurisdiction over the expunction of a conviction for a violation of a municipal ordinance from a person's public record in the municipal court upon the person's petition requesting removal of a public record of a violation of a municipal ordinance.

(B) The court may grant the petition if:

(i) The petition satisfactorily demonstrates to the court that the petitioner merits such relief;

(ii) At the time of the filing of the petition, at least one hundred eighty (180) days have elapsed since the completion of the penalty imposed for the ordinance violation; and

(iii) The person has fulfilled all requirements of the judgment imposed by the court for the conviction, including payment of all fines, court costs, and other assessments.

(C) As used in this subdivision (a)(3), "public record" has the same meaning as in § 40-32-101(b).

(D) The municipal court clerk may charge a fee for the expunction of public records pursuant to this subdivision (a)(3). The fee for expunction of a public record in municipal court must be set by municipal law or ordinance.

(E) A municipal court's jurisdiction under this subdivision (a)(3):

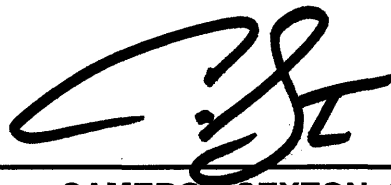
(i) Is limited to the records in that municipal court; and

(ii) Does not include records of the department of safety relating to driver records or the driver improvement program established in § 55-50-505.

SECTION 2. This act takes effect July 1, 2023, the public welfare requiring it.

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PASSED: April 17, 2023



CAMERON SEXTON, SPEAKER
HOUSE OF REPRESENTATIVES



RANDY MCNALLY
SPEAKER OF THE SENATE

APPROVED this 5th day of May 2023



BILL LEE, GOVERNOR