

SENATE BILL 1257

By Gardenhire

AN ACT to amend Tennessee Code Annotated, Title 33,
Chapter 7, Part 3, relative to mental evaluations.

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

SECTION 1. Tennessee Code Annotated, Section 33-7-301(a)(1), is amended by adding the language "for a felony offense and not more than five (5) days for a misdemeanor offense" after the language "thirty (30) days" and before the language "for further evaluation" in the last sentence of the subdivision.

SECTION 2. Tennessee Code Annotated, Section 33-7-301(c), is amended by adding the language "charged with a felony offense" after the word "defendant" and before the word "admitted" in the first sentence of the subsection.

SECTION 3. Tennessee Code Annotated, Section 33-7-301(c), is further amended by adding the following language at the end of the subsection:

Admissions under subsection (b) for defendants charged with misdemeanor offenses shall be limited to a total of ten (10) days.

SECTION 4. Tennessee Code Annotated, Section 33-7-304(c), is amended by deleting subsection (c) in its entirety and by substituting instead the following language:

(c) Where a court orders a defendant charged with a misdemeanor to be evaluated under § 33-7-301(a), the court shall order that any inpatient evaluation be completed within five (5) days of admission to the facility. Where a court orders a defendant charged with a misdemeanor to be evaluated under § 33-7-301(b), the court shall order that any inpatient treatment be completed within ten (10) days of admission to the facility.

(d) Where a court orders a defendant charged with a misdemeanor to be evaluated under § 33-7-301(a) or (b), the court shall order that any inpatient evaluation or treatment paid for by the county shall cease upon dismissal of the misdemeanor charges.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.