

SENATE BILL 1574

By Watson

AN ACT to amend Tennessee Code Annotated, Title 36, Chapter 3, Part 6 and Title 39, Chapter 13, Part 1, relative to the creation of a domestic abuse registry.

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

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 13, Part 1, is amended by adding the following as a new, appropriately designated section:

(a) There is created within the Tennessee bureau of investigation a domestic abuse registry composed of offenders who have been convicted of:

(1) Domestic assault, pursuant to § 39-13-111; or

(2) Violation of an order of protection or restraining order, pursuant to § 39-13-113.

(b) The domestic abuse registry shall be maintained by the Tennessee bureau of investigation based upon information supplied to the bureau by the court clerks pursuant to subsection (c), and the registry shall be made available for public inquiry on the website of the Tennessee bureau of investigation.

(c)

(1) The registry shall contain the following information concerning each offender convicted of an offense listed in subsection (a):

(A) The offender's name and date of birth;

(B) The offense for which the offender was convicted requiring the offender's inclusion on the registry;

(C) The date the offense was committed and date of conviction;

and

(D) The county in which the offense was committed.

(2) If the offender has multiple convictions requiring the offender's inclusion on the registry, the information listed in subdivision (1) shall be included on the registry for each applicable offense.

(3) If available after reasonable inquiry, the clerk of the court in which the offender was convicted shall provide the Tennessee bureau of investigation with the offender's driver license number and issuing state, any other state or federal identification number, and such other identifying data as the bureau determines is necessary to properly identify the offender required to register and exclude innocent persons. However, the registry available for public inquiry shall not include the person's social security number, driver license number, or any other state or federal identification number.

(d) The clerk of the court in which a conviction listed in subsection (a) occurs shall forward a copy of the judgment of conviction and date of birth of the offender to the Tennessee bureau of investigation. The information shall be forwarded to the bureau within forty-five (45) days of the date of receipt of the judgment of conviction. The applicable clerk may forward the information required by this subsection (d) electronically.

(e) The Tennessee bureau of investigation shall remove from the registry the name and other identifying information of an offender after ten (10) years from the date of the offender's most recent conviction for an offense listed in subsection (a). If a conviction for an offense described in subsection (a) becomes eligible for expunction, the name and other identifying information of that offender shall be removed from the registry by the Tennessee bureau of investigation upon receipt of a copy of the expunction order.

SECTION 2. This act shall take effect July 1, 2018, the public welfare requiring it, and shall apply to convictions for offenses listed in subsection (a) that are committed on or after that date.