

# State of Tennessee

## PUBLIC CHAPTER NO. 1027

### SENATE BILL NO. 2001

By Bell, Akbari

Substituted for: House Bill No. 2102

By Curcio, Camper, Clemmons, Hardaway

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 32, relative to expunction.

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

SECTION 1. Tennessee Code Annotated, Section 40-32-101(g)(1)(C), is amended by deleting the subdivision and substituting instead the following:

(C) A person who was convicted of a felony or misdemeanor committed prior to November 1, 1989, if:

(i) The person has never had a previous conviction expunged as the result of the successful completion of a diversion program pursuant to §§ 40-15-102 — 40-15-106 or § 40-35-313; and

(ii) The offense for which the person was convicted:

(a) Did not have as an element the use, attempted use, or threatened use of physical force against the person of another;

(b) Did not involve, by its nature, a substantial risk that physical force against the person of another would be used in the course of committing the offense;

(c) Did not involve the use or possession of a deadly weapon;

(d) Was not a sexual offense for which the offender is required to register as a sexual offender or violent sexual offender under chapter 39, part 2 of this title; or any sexual offense involving a minor;

(e) Did not result in the death, serious bodily injury, or bodily injury of a person;

(f) Did not involve the use of alcohol or drugs and a motor vehicle;

(g) Did not involve the sale or distribution of a Schedule I controlled substance or a Schedule II controlled substance in an amount listed in § 39-17-417(i);

(h) Did not involve a minor as the victim of the offense; and

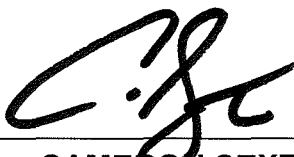
(i) Did not result in causing the victim or victims to sustain a loss of sixty thousand dollars (\$60,000) or more;

SECTION 2. This act takes effect July 1, 2022, the public welfare requiring it.

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PASSED: April 25, 2022

  
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RANDY McNALLY  
SPEAKER OF THE SENATE

  
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CAMERON SEXTON, SPEAKER  
HOUSE OF REPRESENTATIVES

APPROVED this 11<sup>th</sup> day of May 2022

  
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BILL LEE, GOVERNOR