

SENATE BILL 2737

By White

AN ACT to amend Tennessee Code Annotated, Title 36;
Title 38; Title 39 and Title 40, relative to domestic
abuse.

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

SECTION 1. Tennessee Code Annotated, Title 40, Chapter 39, is amended by adding the following as a new part:

(a) There is created within the Tennessee bureau of investigation a registry of persons convicted of a criminal offense under title 39, chapter 13, part 1, 2, 3, or 5 in which the victim of the offense is a domestic abuse victim as defined in § 36-3-601.

(b) The bureau shall maintain this registry based upon information supplied to the bureau by the court clerks pursuant to subsection (c), and the bureau shall make the registry available for public inquiry on the internet.

(c) The court clerk shall forward to the bureau a copy of the judgment and the date of birth of all persons who are convicted of a criminal offense under title 39, chapter 13, part 1, 2, 3, or 5 in which the victim of the offense is a domestic abuse victim as defined in § 36-3-601. The court clerk shall forward the information to the bureau within forty-five (45) days of the judgment.

(d) The registry must consist of the person's name, date of birth, offense or offenses requiring the person's inclusion on the registry, conviction date, and county or counties of conviction. The registry available for public inquiry must not include the person's social security number, driver license number, or any other state or federal identification number.

(e)

(1) The bureau shall maintain the name and other identifying information of persons convicted of a criminal offense under title 39, chapter 13, part 1, 2, 3, or 5 in which the victim of the offense is a domestic abuse victim as defined in § 36-3-601, on the registry for a period of one (1) year following the completion of the person's sentence for a first or second conviction for a criminal offense under title 39, chapter 13, part 1, 2, 3, or 5 in which the victim of the offense is a domestic abuse victim as defined in § 36-3-601. If the person has no convictions for a criminal offense under title 39, chapter 13, part 1, 2, 3, or 5 in which the victim of the offense is a domestic abuse victim as defined in § 36-3-601, during the one-year period the person is on the registry, then the bureau shall remove the person's name and identifying information from the registry at the end of the one-year period.

(2) The bureau shall maintain the name and other identifying information of persons convicted of a criminal offense under title 39, chapter 13, part 1, 2, 3, or 5 in which the victim of the offense is a domestic abuse victim as defined in § 36-3-601, on the registry for a period of two (2) years following the completion of the person's sentence for the person's third conviction for a criminal offense under title 39, chapter 13, part 1, 2, 3, or 5 in which the victim of the offense is a domestic abuse victim as defined in § 36-3-601. If the person has no convictions for a criminal offense under title 39, chapter 13, part 1, 2, 3, or 5 in which the victim of the offense is a domestic abuse victim as defined in § 36-3-601, during the two-year period the person is on the registry, then the bureau shall remove the person's name and identifying information from the registry at the end of the two-year period.

(3) The bureau shall maintain the name and other identifying information of persons convicted of a criminal offense under title 39, chapter 13, part 1, 2, 3, or 5 in which the victim of the offense is a domestic abuse victim as defined in § 36-3-601, on the registry for a period of five (5) years following the completion of the person's sentence for the person's fourth or subsequent conviction for a criminal offense under title 39, chapter 13, part 1, 2, 3, or 5 in which the victim of the offense is a domestic abuse victim as defined in § 36-3-601. If the person has no convictions for a criminal offense under title 39, chapter 13, part 1, 2, 3, or 5 in which the victim of the offense is a domestic abuse victim as defined in § 36-3-601, during the five-year period the person is on the registry, then the bureau shall remove the person's name and identifying information from the registry at the end of the five-year period.

(f) The bureau shall remove from the registry the name and other identifying information of any person whose conviction for an offense described in subsection (a) has been expunged pursuant to § 40-32-101.

SECTION 2. This act takes effect July 1, 2022, the public welfare requiring it, and applies to offenses committed on or after that date.