



# *State of Tennessee*

## **PUBLIC CHAPTER NO. 806**

### **SENATE BILL NO. 2747**

**By Bell**

Substituted for: House Bill No. 1846

By Howell, Griffey, Ragan, Moody, Crawford, Williams

AN ACT to amend Tennessee Code Annotated, Title 37, relative to juveniles.

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

SECTION 1. Tennessee Code Annotated, Section 37-1-154(b), is amended by deleting subdivisions (b)(1) and (b)(2) and substituting instead the following:

(1)(A) The juvenile is fourteen (14) years of age or older at the time of the alleged act; and

(B) The conduct constituting the delinquent act, if committed by an adult, would constitute first degree murder, second degree murder, rape, aggravated rape, aggravated sexual battery, rape of a child, aggravated rape of a child, aggravated robbery, especially aggravated robbery, kidnapping, aggravated kidnapping, or especially aggravated kidnapping; or

(2) The conduct constituting the delinquent act, if committed by an adult, would constitute an act of terrorism, as defined by § 39-13-803, or an attempt to commit an act of terrorism.

SECTION 2. Tennessee Code Annotated, Section 37-1-153(b), is amended by deleting subdivisions (b)(1) and (b)(2) and substituting instead the following:

(1)(A) The juvenile is fourteen (14) years of age or older at the time of the alleged act; and

(B) The conduct constituting the delinquent act, if committed by an adult, would constitute first degree murder, second degree murder, rape, aggravated rape, aggravated sexual battery, rape of a child, aggravated rape of a child, aggravated robbery, especially aggravated robbery, kidnapping, aggravated kidnapping, or especially aggravated kidnapping; or

(2) The conduct constituting the delinquent act, if committed by an adult, would constitute an act of terrorism, as defined by § 39-13-803, or an attempt to commit an act of terrorism.

SECTION 3. Tennessee Code Annotated, Section 37-1-153(f)(1)(A), is amended by adding the following as a new subdivision:

(v) Does not have an adjudication of delinquency for a delinquent act that if committed by an adult, would constitute an act of terrorism, as defined by § 39-13-803, or an attempt to commit an act of terrorism;

SECTION 4. Tennessee Code Annotated, Section 37-1-153(f), is amended by deleting the language "In any case" wherever it appears in subdivisions (f)(3) – (5) and substituting instead the language "Except as provided in subdivision (f)(13), in any case".

SECTION 5. Tennessee Code Annotated, Section 37-1-153(f), is amended by adding the following as a new subdivision:

(13) A juvenile court shall not expunge a juvenile record following successful completion of an informal adjustment under § 37-1-110, pretrial diversion under § 37-1-110, or judicial diversion under § 37-1-129, if the child was accused of a delinquent act that if committed by an adult, would constitute an act of terrorism, as defined by § 39-13-803, or an attempt to commit an act of terrorism.

SECTION 6. This act shall take effect October 1, 2020, the public welfare requiring it.

SENATE BILL NO. 2747

PASSED: June 17, 2020



RANDY MCNALLY  
SPEAKER OF THE SENATE



CAMERON SEXTON, SPEAKER  
HOUSE OF REPRESENTATIVES

APPROVED this 15<sup>th</sup> day of July 2020



BILL LEE, GOVERNOR