

HOUSE BILL 12

By Hardaway

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 3; Title 40, Chapter 11 and Title 40, Chapter 39, Part 2, relative to criminal offenses.

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

SECTION 1. Sections 1 through 3 of this act are known and may be cited as "April's Law."

SECTION 2. Tennessee Code Annotated, Section 39-17-312(a), is amended by adding the following as a new subdivision:

(4) Engages in sexual contact, as defined in § 39-13-501, with a corpse.

SECTION 3. Tennessee Code Annotated, Section 40-39-202(20)(A), is amended by adding the following as a new subdivision:

() Sexual abuse of a corpse, under § 39-17-312(a)(4);

SECTION 4. Tennessee Code Annotated, Section 40-11-152, is amended by adding the following as a new subsection:

(1) When arresting a person for any of the following offenses, the arresting officer shall ask the victim if the victim requests that the defendant carry or wear a global positioning monitoring system device if the defendant is released on bond, and the arresting officer shall enter the victim's response on the affidavit of complaint:

(A) Stalking, aggravated stalking, or especially aggravated stalking, as defined in § 39-17-315;

(B) Any criminal offense defined in title 39, chapter 13, in which the alleged victim of the offense is a victim as defined in § 36-3-601(5), (10), or (11);
and

(C) A violation of an order of protection as authorized by title 36, chapter 3, part 6.

(2) A magistrate setting bond for any offense described in subdivision () (1) shall consider the victim's request that the defendant carry or wear a global positioning monitoring system device in determining the defendant's conditions of bond.

SECTION 5. This act takes effect July 1, 2021, the public welfare requiring it, and applies to acts committed on or after that date.