

HOUSE BILL 69

By Carter

AN ACT to amend Tennessee Code Annotated, Title 16;
Title 36 and Title 37, relative to domestic relations.

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

SECTION 1. Tennessee Code Annotated, Section 37-1-103(a)(1), is amended by deleting the subdivision and substituting instead the following:

(1) Proceedings in which a child is alleged:

(A) To be delinquent, unruly, or dependent and neglected, except as provided in §§ 16-10-108(1), 16-11-110, and 36-6-101(b)(2); or

(B) To have committed a juvenile traffic offense as defined in § 37-1-146;

SECTION 2. Tennessee Code Annotated, Section 36-6-101(b), is amended by redesignating the subsection as subdivision (b)(1) and adding the following subdivision (b)(2):

(2) Jurisdiction to modify or alter the court's decree regarding child custody, including petitions for modification or alteration based on a parent alleging that a child is delinquent, unruly, or dependent and neglected, shall remain in the exclusive control of the court that issued such decree; provided, however, that the court shall have discretion to transfer an action based on allegations of delinquency, unruliness, or dependency and neglect to the juvenile court with concurrent jurisdiction over such actions if appropriate.

SECTION 3. Tennessee Code Annotated, Section 16-10-108, is amended by deleting the section and substituting instead the following:

The circuit court has concurrent jurisdiction with the chancery court to:

(1) Grant divorces, including divorce proceedings in which a parent alleges that a child is delinquent, unruly, or dependent and neglected;

(2) Authorize the adoption of children;

- (3) Release testamentary and other trustees;
- (4) Appoint trustees in place of those released or dead; and
- (5) Decree, on petitions of trustees, by will or otherwise, for the sale of property, real or personal.

SECTION 4. Tennessee Code Annotated, Section 16-11-110, is amended by deleting the section and substituting instead the following:

The chancery court has jurisdiction, concurrent with the circuit court, of all proceedings for divorce, including divorce proceedings in which a parent alleges that a child is delinquent, unruly, or dependent and neglected, and for the adoption of children.

SECTION 5. This act shall take effect July 1, 2019, the public welfare requiring it, and shall apply to actions filed on or after that date.