

HOUSE BILL 221

By Ragan

AN ACT to amend Tennessee Code Annotated, Title 36, Chapter 3, Part 6 and Title 39, Chapter 13, Part 1, relative to the creation of a domestic abuse registry.

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

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 13, Part 1, is amended by adding the following as a new, appropriately designated section:

(a) There is created within the Tennessee bureau of investigation a registry of persons who:

(1) Have been convicted of domestic assault, pursuant to § 39-13-111;

(2) Have:

(A) Had a final order of protection entered against them;

(B) Had an ex parte order of protection against them extended pursuant to § 36-3-605; or

(C) Had a final order of protection issued or extended in a decree of divorce; or

(3) Have violated an order of protection or restraining order, pursuant to § 39-13-113.

(b) Following occurrence of one (1) of the events listed in subsection (a), the court shall make a finding that the victim of the offense is a domestic abuse victim, as defined by § 39-13-111, and indicate the finding on the judgment.

(c) The domestic abuse registry shall be maintained by the Tennessee bureau of investigation based upon information supplied to the bureau by the court clerks pursuant

to subsection (d), and the registry shall be made available for public inquiry on the website of the Tennessee bureau of investigation.

(d) The registry shall consist of the person's name, date of birth, offense or conduct requiring the person's inclusion on the registry, date the event requiring inclusion of the registry occurred, and county or counties where the event or events occurred. If available after reasonable inquiry, the court clerk shall provide the Tennessee bureau of investigation with the person's driver license number and issuing state, or any other state or federal identification number, and such other identifying data as the bureau determines is necessary to properly identify the person required to register and exclude innocent persons. However, the registry available for public inquiry shall not include the person's social security number, driver license number, or any other state or federal identification number.

(e) The court clerks shall forward a copy of the document and date of birth of all persons against whom an order, judgment, or conviction described in subsection (a) is entered to the Tennessee bureau of investigation. The information shall be forwarded to the bureau within forty-five (45) days of the date of receipt of the document.

(f) The Tennessee bureau of investigation shall remove from the registry the name and other identifying information of persons against whom an order, judgment, or conviction described in subsection (a) is entered ten (10) years after the date the most recent order, judgment, or conviction expires. If a conviction for an offense described in (a)(1) is expunged, the name and other identifying information of that person is also removed from the registry upon the person sending the Tennessee bureau of investigation a copy of the expunction order.

SECTION 2. This act shall take effect July 1, 2017, the public welfare requiring it, and shall apply to all events occurring described in Section 1(a) occurring on or after that date.