

HOUSE BILL 624

By Hulse

AN ACT to amend Tennessee Code Annotated, Title 40,  
Chapter 35 and Title 40, Chapter 39, relative to  
criminal procedure.

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

SECTION 1. Tennessee Code Annotated, Section 40-39-207(a)(1), is amended by deleting the subdivision and substituting instead the following:

(1) Except as otherwise provided in subdivision (a)(3), unless a plea was taken in conjunction with § 40-35-313, no sooner than ten (10) years after termination of active supervision on probation, parole, or any other alternative to incarceration, or no sooner than ten (10) years after discharge from incarceration without supervision, an offender required to register under this part may file a request for termination of registration requirements with TBI headquarters in Nashville. If the person is required to register under this part due to a plea taken in conjunction with § 40-35-313, an offender required to register under this part may file a request for termination of registration upon successful completion of a term of judicial diversion pursuant to § 40-35-313 and upon receiving an order from a court of competent jurisdiction signifying the successful completion of the term of judicial diversion and the dismissal of charges pursuant to § 40-35-313.

SECTION 2. Tennessee Code Annotated, Section 40-39-207(c), is amended by deleting the subsection and substituting instead the following:

(c) If it is determined that the offender has successfully completed a term of judicial diversion pursuant to § 40-35-313 for the offense for which the person is required to register under this part, or if it is determined that the offender has not been convicted

of any additional sexual offenses or violent sexual offenses during the ten-year period and that the offender has substantially complied with this part and former part 1 of this chapter [repealed], the TBI shall remove the offender's name from the SOR and notify the offender that the offender is no longer required to comply with this part.

SECTION 3. This act is declared to be remedial in nature and to that end applies to any person previously sentenced pursuant to § 40-35-313.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.