

SENATE BILL 1686

By Bowling

AN ACT to amend Tennessee Code Annotated, Title 36,
Chapter 6 and Section 39-13-306, relative to
custodial interference.

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

SECTION 1. Tennessee Code Annotated, Section 39-13-306(a), is amended by adding the following as a new subdivision:

(5) Detain the child within this state or remove the child from this state during the noncustodial parent's lawful period of visitation, with the intent to violate the court-ordered visitation of the noncustodial parent, or a temporary or permanent judgment regarding visitation with the child;

SECTION 2. Tennessee Code Annotated, Section 39-13-306(e), is amended by deleting the subsection and substituting instead the following:

(e)

(1) Except as provided in subdivision (e)(2), custodial interference is a Class E felony, unless the person taken from lawful custody is returned voluntarily by the defendant, in which case custodial interference is a Class A misdemeanor.

(2) Custodial interference under subdivision (a)(5) is a Class C misdemeanor.

SECTION 3. This act shall take effect July 1, 2016, the public welfare requiring it.