



State of Tennessee

PUBLIC CHAPTER NO. 1025

SENATE BILL NO. 2705

By Bowling

Substituted for: House Bill No. 2691

By Alexander, Moon, Love

AN ACT to amend Tennessee Code Annotated, Title 37, Chapter 1, relative to the disposition of certain children adjudicated delinquent.

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

SECTION 1. Tennessee Code Annotated, Section 37-1-131, is amended by adding the following new subsection:

(d)(1) Notwithstanding this section to the contrary, a juvenile who is adjudicated delinquent for conduct that, if committed by an adult, would constitute one (1) of the offenses set out in subdivision (d)(3) shall be committed to the department of children's services for a period of not less than one (1) year; provided, that for the offenses listed in subdivisions (d)(3)(D) and (E), a court may, upon a finding of good cause, order a commitment for a term of less than one (1) year or decline to order a commitment.

(2) The commitment required by subdivision (d)(1) must be the least restrictive disposition permissible for an applicable juvenile, and nothing in this subsection (d) prohibits the court from:

(A) Transferring a juvenile to whom this section applies to adult court to stand trial as an adult as provided in § 37-1-134;

(B) Extending the term of commitment beyond the one-year minimum required by this subsection (d); or

(C) Any other dispositional alternative more restrictive than this subsection (d).

(3) The offenses to which this subsection (d) applies are:

(A) First degree murder, as prohibited by § 39-13-202;

(B) Second degree murder, as prohibited by § 39-13-210;

(C) Voluntary manslaughter, as prohibited by § 39-13-211;

(D) Criminally negligent homicide, as prohibited by § 39-13-212; and

(E) Reckless homicide, as prohibited by § 39-13-215.

SECTION 2. This act shall be known and may be cited as "Sienna's Law."

SECTION 3. This act shall take effect July 1, 2018, the public welfare requiring it, and shall apply to all applicable delinquent acts occurring on or after that date.

SENATE BILL NO. 2705

PASSED: April 25, 2018


RANDY McNALLY
SPEAKER OF THE SENATE


BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 21st day of May 2018


BILL HASLAM, GOVERNOR