

AMENDMENT NO. _____

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Signature of Sponsor

AMEND Senate Bill No. 2582*

House Bill No. 3043

by deleting the amendatory language of SECTION 2 and substituting instead the following:

Section _____. (a)

(1) The department of children’s services shall provide or contract with a private entity to provide to members of the public who have made a notification request, notification of the release of a juvenile adjudicated to have committed a delinquent act that would constitute a felony if committed by an adult from a facility operated by or under contract with the department to home placement as defined in Tennessee Code Annotated, Section 37-1-102. The chief administrator, or a person designated by the chief administrator, of a facility operated under contract with the department shall make available to the department of children’s services, or any private entity under contract with the department, the information necessary to implement this section in a timely manner. The department of children’s services or the private entity under contract with the department shall be responsible for retrieving the information and notifying the requester in accordance with regulations promulgated by the department of children’s services.

(2) The department may refuse the notification request of a person if, on a case by case basis, it finds that notification of release is not in the best interests of the juvenile being released and that such notification may result in harm to the juvenile.

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(b) The department of children’s services shall promulgate rules in accordance with the provisions of Tennessee Code Annotated, Title 4, Chapter 5, to implement the provisions of this section.

(c) Notwithstanding the provisions of Tennessee Code Annotated, Sections 37-1-145, 37-1-155 or 37-5-107 to the contrary, this section shall require the release of information relating to juveniles who have been adjudicated to have committed a delinquent act that would constitute a felony if committed by an adult. The release of information shall be limited to the extent necessary to comply with the provisions of this section.

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