

HOUSE BILL 708
By Sands

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 35, relative to alternative sentencing for certain criminal defendants.

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

SECTION 1. Tennessee Code Annotated, Section 40-35-102, is amended by deleting subsection (6) in its entirety and substituting instead the following:

(6) A defendant who does not fall within the parameters of subdivision (5) and is an especially mitigated or standard offender convicted of a Class C, D or E felony is eligible for alternative sentencing options in the absence of evidence to the contrary and the court shall consider all such alternative sentencing options in determining the appropriate sentence for such a defendant.

SECTION 2. This act shall take effect July 1, 1997, the public welfare requiring it and shall apply to all defendants committing offenses on or after such date.

66057354

66057354

001178

00117829