

SENATE BILL 1364
By Rochelle

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 15 and Title 40, Chapter 35, Part 3, relative to persons convicted of or charged with certain sexual offenses.

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

SECTION 1. Tennessee Code Annotated, Section 40-15-105, is amended by adding the following as a new subsection (a)(1)(B) and by relettering existing subsections (a)(1)(B) and (a)(1)(C) accordingly:

(B) Notwithstanding the provisions of this subsection to the contrary, no defendant who is charged with a sexual offense as defined in Tennessee Code Annotated, Section 40-39-102(3), shall be eligible for suspension of prosecution as authorized by this chapter.

SECTION 2. Tennessee Code Annotated, Section 40-35-313, is amended by designating the existing language of subsection (a)(1) as (a)(1)(A) and by adding the following new subsection (a)(1)(B):

(B) Notwithstanding the provisions of this subsection to the contrary, no person who is found guilty of or pleads guilty to a sexual offense as defined in Tennessee Code Annotated, 40-39-102(3), shall be eligible for deferral of further proceedings and probation as authorized by this section.

SECTION 3. This act shall take effect July 1, 1997, the public welfare requiring it.

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