

SENATE BILL 2982
By Gilbert

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 3 relative to criminal offenses involving stalking or harassment.

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

SECTION 1. Tennessee Code Annotated, Section 39-17-308, is amended by deleting subsection (b) and substituting instead the following:

(b)

(1) A person convicted of a criminal offense commits an offense if, while incarcerated, on pre-trial diversion, probation, community correction or parole, such person intentionally communicates in person, by telephone or writing with the victim of such person's crime if the communication is:

(A) Threatening or made in an offensively repetitious manner or at inconvenient hours; and

(B) Made for no legitimate purpose; and

(C) Made knowing that it will alarm or annoy the victim.

(2) If the victim of such person's offense died as the result of the offense, the provisions of this subsection shall apply to the deceased victim's next-of-kin.

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(c) A violation of subsection (a) of this section is a Class A misdemeanor. A violation of subsection (b) of this section is a Class E felony.

SECTION 2. This act shall take effect July 1, 1997, the public welfare requiring it.