

HOUSE BILL 2478

By Turner M

AN ACT to amend Tennessee Code Annotated, Title 37, Chapter 1, Part 1 and Title 39, Chapter 17, Part 4, relative to juvenile offenders.

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 language as a new subsection:

(c)

(1) Notwithstanding § 37-1-137 or any other provision of law to the contrary, the court shall order any child found to be a delinquent child for a violation of § 39-17-417 or § 39-17-433, to the following mandatory minimum periods of commitment to the department of children's services:

(A) Three (3) months for a child's first adjudication of delinquency for a violation of § 39-17-417 or § 39-17-433;

(B) Six (6) months for a child's second or subsequent adjudication of delinquency for a violation of § 39-17-417 or § 39-17-433, if the child is age fifteen (15) or younger at the time of adjudication of delinquency; and

(C) Nine (9) months for a second or subsequent adjudication of delinquency for a violation of § 39-17-417 or § 39-17-433, if the minor is age sixteen (16) or older at the time of adjudication of delinquency.

(2) Such periods of commitment shall be served day for day for the period specified or until the child reaches the age of nineteen (19), whichever occurs first.

SECTION 2. This act shall take effect July 1, 2010, the public welfare requiring it, and shall apply to acts which result in an adjudication of delinquency committed on and after such date.