

Amendment No. 1 to SB1714

Overbey  
Signature of Sponsor

AMEND Senate Bill No. 1714\*

House Bill No. 2031

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 40-32-101, is amended by adding the following new subsection:

(k)

(1) Effective July 1, 2016, for purposes of this subsection (k), an "eligible petitioner" means a person who was convicted of one (1) or more offenses and:

(A) All of the offenses for which the petitioner seeks expunction are offenses that are eligible for expunction under subsection (g);

(B) At the time of the filing of the petition for expunction at least five (5) years have elapsed since the completion of the sentence imposed for the most recent offense;

(C) All of the offenses for which the petitioner was convicted and seeks expunction occurred within a one (1) year period; and

(D) The person has fulfilled all the requirements of the sentences imposed by the court for each offense the petitioner is seeking to expunge, including:

(i) Payment of all fines, restitution, court costs, and other assessments for each offense;

(ii) Completion of any term of imprisonment or probation for each offense;

Amendment No. 1 to SB1714

Overbey  
Signature of Sponsor

AMEND Senate Bill No. 1714\*

House Bill No. 2031

(iii) Meeting all conditions of supervised or unsupervised release for each offense; and

(iv) If so required by the conditions of any of the sentences imposed, remaining free from dependency on or abuse of alcohol or a controlled substance or other prohibited substance for a period of not less than one (1) year.

(2) Subdivisions (g)(3)-(6), (8), (10), (15), and (16) shall apply to a petitioner filing under this subsection (k).

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.