

Amendment No. 1 to SB1359

Bell
Signature of Sponsor

AMEND Senate Bill No. 1359

House Bill No. 917*

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

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, Part 30, is amended by adding the following language as a new section:

(a) As used in this section, "investigating agency" means the department of children's services or a law enforcement agency that is conducting a child abuse or child neglect investigation.

(b) A parent, guardian, or other legal custodian required to cause a child to attend school in accordance with § 49-6-3001 shall not withdraw, transfer, or in any way alter a child's current enrollment in school with intent to hinder an active child abuse or child neglect investigation.

(c) It is a defense to prosecution for an offense under this section that the parent, guardian, or legal custodian received written confirmation from the investigating agency that the investigating agency has been notified of the child's change in enrollment and has confirmed that the change in enrollment would not hinder the agency's investigation.

(d) An investigating agency conducting a child abuse or child neglect investigation that receives a written notification of intent to withdraw, transfer, or alter a child's enrollment in school must respond to the request within forty-eight (48) hours.

(e) A violation of subsection (b) is a Class A misdemeanor.

(f) A violation of subsection (b) is a Class E felony if the parent, guardian, or legal custodian takes the child out of state.

Senate Judiciary Committee 1

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SECTION 2. This act shall take effect July 1, 2019, the public welfare requiring it.