

AMENDMENT NO. _____

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Signature of Sponsor

AMEND Senate Bill No. 705

House Bill No. 549*

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

SECTION 1.

(a) Tennessee Code Annotated, Section 40-39-102(2)(B)(i), is amended by deleting the words and punctuation "placed on probation," and by substituting instead the following:

placed on pretrial diversion, judicial diversion, probation,

(b) Tennessee Code Annotated, Section 40-39-102(2)(B)(ii), is amended by deleting the words and punctuation "Is discharged from probation," and by substituting instead the following:

Is discharged from pretrial diversion, judicial diversion, probation,

SECTION 2. Tennessee Code Annotated, Section 40-39-104, by deleting from the first sentence the words and punctuation "the TBI shall mail a nonforwardable," and by substituting instead the following:

the TBI shall, by certified mail return receipt requested, send a nonforwardable,

SECTION 3. Tennessee Code Annotated, Section 40-39-104, is further amended by deleting from the third sentence the language "ten (10)" and substituting instead the language "fifteen (15)".

SECTION 4. Tennessee Code Annotated, Section 40-39-106(b), is amended by deleting the language of the subsection and by substituting instead the following:

(b) Upon notification by the TBI, the district attorney general shall notify the local law enforcement agency, probation officer, parole officer, or other public officer or employee assigned responsibility for the sexual offender's supervised release and shall cause the apprehension of the sexual offender whenever there

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is probable cause to believe that such offender has violated the provisions of this chapter.

SECTION 5. Tennessee Code Annotated, Section 40-39-108, is amended by designating the current language as subsection (a) and by adding the following new subsections (b) and (c):

(b) The district attorney general within each judicial district shall submit a quarterly sexual offender status report to the TBI. The report shall contain a short statement regarding the status of each individual in the judicial district who has been reported by the TBI to be in violation of subsection (a). The report shall state whether each such individual has been convicted of violation of subsection (a) or is under indictment for such violation, whether there is such an indictment pending, or whether no proceedings are under way against such individual.

(c) In a prosecution for a violation of this section, in lieu of live testimony the Tennessee bureau of investigation records custodian may, by sworn affidavit, verify that according to such records a sexual offender is in violation of the registration or verification requirements of this chapter.

SECTION 6. This act shall take effect July 1, 1996, the public welfare requiring it.