

HOUSE BILL 3215
By Patton

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 39, relative to the "Sexual Offender Registration and Monitoring Act".

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

SECTION 1. Tennessee Code Annotated, Section 40-39-104, is amended by deleting from the first sentence the language "ninety (90)" and substituting instead the language "one hundred eighty (180)".

SECTION 2. 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 "twenty (20)".

SECTION 3. Tennessee Code Annotated, Section 40-39-106, is amended by deleting subsection (b) in its entirety and substituting instead the following:

(b) The sheriff in each county shall have the primary responsibility for the apprehension of a sexual offender suspected of violating the provisions of this chapter. In counties with a metropolitan form of government where the sheriff does not have law enforcement authority, the police department shall have such primary responsibility for apprehension. Upon request of the sheriff or police department having primary apprehension responsibility, the Tennessee bureau of investigation, a local law enforcement agency, probation officer, parole officer or other public officer or employee assigned responsibility for the offender's supervised release, shall assist the sheriff or police department in the investigation and apprehension of such suspected violator.

SECTION 4. Tennessee Code Annotated, Section 40-39-108, is amended by designating the existing language as subsection (a) and by adding the following new subsection (b):

(b) 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 5. This act shall take effect July 1, 1996, the public welfare requiring it.