



# State of Tennessee

## PUBLIC CHAPTER NO. 1017

HOUSE BILL NO. 2193

By Representatives Coley, Hardaway, Love

Substituted for: Senate Bill No. 2585

By Senator Norris

AN ACT to amend Tennessee Code Annotated, Section 37-1-153, relative to record expunction.

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

SECTION 1. Tennessee Code Annotated, Section 37-1-153(f)(1), is amended by deleting the word "delinquent" and substituting instead "delinquent or unruly".

SECTION 2. Tennessee Code Annotated, Section 37-1-153(f)(1)(A)(ii), is amended by deleting the word "delinquency" and substituting instead "delinquency or unruly".

SECTION 3. Tennessee Code Annotated, Section 37-1-153(f)(2), is amended by deleting the word "delinquency" and substituting instead "delinquency or unruly".

SECTION 4. Tennessee Code Annotated, Section 37-1-153(f), is amended by adding the following subdivisions:

(3)

(A) In any case in which there is successful completion of an informal adjustment without adjudication under § 37-1-110, all court files and records shall be expunged by the juvenile court after one (1) year, upon a petition by the child pursuant to § 40-32-101(a), and without cost to the child. The court shall inform the child, at the time of the informal adjustment, of the need to petition for expunction after a year of successful completion of an informal adjustment and provide the child with a model expunction petition prepared by the administrative office of the courts. The administrative office of the courts shall create a petition that can be completed by a child and shall be circulated to all juvenile court clerks. All juvenile court clerks shall make this model expunction petition accessible to all petitioners.

(B) In any case that is dismissed, excluding a case dismissed after successful completion of an informal adjustment, all court files and records shall be expunged by the juvenile court as a part of the court's order of dismissal, without the filing of a petition for expunction, and at no cost to the child.

(4) Any person whose records are expunged under subdivisions (f)(1)–(3) shall be restored to the status that the person occupied before arrest, citation, the filing of a juvenile petition, or referral.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.

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PASSED: April 18, 2016



BETH HARWELL, SPEAKER  
HOUSE OF REPRESENTATIVES



RON RAMSEY  
SPEAKER OF THE SENATE

APPROVED this 28<sup>th</sup> day of April 2016



BILL HASLAM, GOVERNOR