



# *State of Tennessee*

## **PUBLIC CHAPTER NO. 135**

**SENATE BILL NO. 274**

**By Harris**

Substituted for: House Bill No. 1264

By Towns, Clemmons, Gilmore, Hardaway, Rogers, Parkinson

AN ACT to amend Tennessee Code Annotated, Section 39-11-106 and Section 39-14-405, relative to criminal trespass.

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

SECTION 1. Tennessee Code Annotated, Section 39-14-405, is amended by adding the following new subsection:

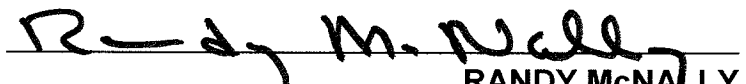
( ) For purposes of this section, there shall be no inference of the owner's consent nor shall the defense in subsection (b) be available to a person entering and remaining on the grounds, or in the common areas, such as lobbies, hallways, courtyards, and parking lots, of a housing or apartment complex having signs posted in compliance with subsection (c) unless the person:

- (1) Has the actual consent of the owner;
- (2) May lawfully enter the property by virtue of the person's occupational duties; or
- (3) Has a contractual right to enter the property or is an invitee of someone with a contractual right to make invitations to enter the property.

SECTION 2. This act shall take effect on July 1, 2017, the public welfare requiring it.

SENATE BILL NO. 274

PASSED: April 3, 2017

  
RANDY McNALLY  
SPEAKER OF THE SENATE

  
BETH HARWELL, SPEAKER  
HOUSE OF REPRESENTATIVES

APPROVED this 17<sup>th</sup> day of April 2017

  
BILL HASLAM, GOVERNOR