



State of Tennessee

PUBLIC CHAPTER NO. 560

SENATE BILL NO. 1608

By Kelsey, Haile

Substituted for: House Bill No. 1546

By Vaughan, Ragan, Mark White, Parkinson, Hardaway

AN ACT to amend Tennessee Code Annotated, Section 36-1-113, relative to termination of parental rights.

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

SECTION 1. Tennessee Code Annotated, Section 36-1-113, is amended by adding the following new subdivision to subsection (g):

(15)(A) The parent or legal guardian has been convicted of attempted first degree murder or attempted second degree murder of the child's other parent or legal guardian;

(B) When one (1) of the child's parents or legal guardians has been convicted of attempted first degree murder or attempted second degree murder of the child's other parent or legal guardian, the child's non-offending parent or legal guardian shall have standing to file a petition to terminate the parental or guardianship rights of the convicted parent or legal guardian. Nothing in this section shall give a parent or legal guardian standing to file a petition to terminate parental or guardianship rights based on grounds other than those listed in subdivision (g)(10) or (g)(11) or this subdivision (g)(15);

SECTION 2. Tennessee Code Annotated, Section 36-1-113(g)(7), is amended by deleting the subdivision and substituting instead the following:

(7) The parent has been:

(A) Convicted of first degree or second degree murder of the child's other parent or legal guardian; or

(B) Found civilly liable for the intentional and wrongful death of the child's other parent or legal guardian;

SECTION 3. Tennessee Code Annotated, Section 36-1-113(g)(10), is amended by adding the language "or subdivision (g)(11) or (g)(15)" immediately after the language "in this subdivision (g)(10)".

SECTION 4. Tennessee Code Annotated, Section 36-1-113, is amended by deleting from subdivision (g)(11)(B) the language "in this subdivision (g)(11)" and substituting instead the language "in subdivision (g)(10), this subdivision (g)(11), or subdivision (g)(15)".

SECTION 5. Tennessee Code Annotated, Section 36-1-113(b)(1), is amended by deleting the language "pursuant to subdivision (g)(11)" and substituting instead the language "pursuant to subdivision (g)(10), (g)(11), or (g)(15)".

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to petitions filed on or after that date.

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PASSED: March 1, 2018




RANDY MCNALLY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 14th day of March 2018



BILL HASLAM, GOVERNOR