



State of Tennessee

PUBLIC CHAPTER NO. 249

HOUSE BILL NO. 926

By Representatives Lamberth, Gant, Hulsey, Griffey, Sherrell

Substituted for: Senate Bill No. 782

By Senators Johnson, Jackson, Stevens

AN ACT to amend Tennessee Code Annotated, Title 40, relative to criminal procedure.

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

SECTION 1. Tennessee Code Annotated, Section 40-35-323(c), is amended by deleting subdivision (2) and substituting instead the following:

For the purposes of this section, "recidivism" means the percentage of convicted misdemeanants, locally-sentenced felons, or state-sentenced felons, who are incarcerated in a state or local facility within three (3) years of the year in which such persons were released from incarceration from the recipients' facility.

SECTION 2. Tennessee Code Annotated, Section 40-35-323 is amended by adding the following new subsection (h):

(h) For the purposes of this section, an eligible program participant is a convicted misdemeanor, locally-sentenced felon, or state-sentenced felon who will be incarcerated for such a period of time that will allow for completion of the program before release from incarceration or expiration of sentence; provided, that the offender must not be transported to serve their sentence in a state prison in the custody of the department of correction after successful completion of the program.

SECTION 3. This act shall take effect July 1, 2019, the public welfare requiring it.

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PASSED: April 17, 2019



GLEN CASADA, SPEAKER
HOUSE OF REPRESENTATIVES



RANDY McNALLY
SPEAKER OF THE SENATE

APPROVED this 2nd day of May 2019



BILL LEE, GOVERNOR