AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 9, relative to obscenity.

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

SECTION 1. Tennessee Code Annotated, Section 39-17-902(a), is amended by designating the current language as subdivision (a)(1) and adding the following new subdivision (a)(2):

(2) It is unlawful for a book publisher, distributor, or seller to knowingly sell or distribute obscene matter to a public school serving any of the grades kindergarten through twelve (K-12).

SECTION 2. Tennessee Code Annotated, Section 39-17-902(c), is amended by deleting "subsection (a)" wherever it appears and substituting "subdivision (a)(1)".

SECTION 3. Tennessee Code Annotated, Section 39-17-902(c), is amended by adding the following as a new subdivision:

(3) A violation of subdivision (a)(2) is a Class E felony, and, in addition, a violator shall be fined an amount not less than ten thousand dollars ($10,000) nor more than one hundred thousand dollars ($100,000).

SECTION 4. This act takes effect July 1, 2023, the public welfare requiring it.
SENATE BILL NO. 1059

PASSED: April 17, 2023

RANDY McNALLY
SPEAKER OF THE SENATE

CAMERON SEXTON, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 28th day of April 2023

BILL LEE, GOVERNOR