

PUBLIC CHAPTER NO. 501**HOUSE BILL NO. 2314**

By Representatives Hood, Odom, Brown, Moore, Sontany, Sherry Jones, Lois DeBerry, Borchert, McDonald, Fincher, Hardaway, Litz, Ferguson, Tindell, Larry Turner, Curtiss, Fitzhugh, Pinion, Shaw, Briley, Ulysses Jones, Maddox, Armstrong, Winningham, Bone, Mike Turner, Watson, Matheny, Sargent, McDaniel, Vaughn, Roach, Overbey, Williams, Lundberg, Kevin Brooks, Harmon, Curtis Johnson, Favors, Maggart, Campfield, Lynn, Eldridge, Coley, McManus, Baird, Todd, Jim Cobb, Rowland, Floyd, Bell, Lollar, McCormick, Crider, Harry Brooks, Hensley, Gresham, Phillip Johnson, Dean, Montgomery, Harrison, Hackworth, Curt Cobb, McCord, Pitts, Yokley, Rowe, Bibb, Rinks, Bass, Hawk, Shepard, Buck, Tidwell, Harwell, Coleman, Wilder, DuBois, Hill, Miller, Fraley, Gilmore, Pruitt and Mr. Speaker Naifeh

Substituted for: Senate Bill No. 2235

By Senators Kyle, Jackson, Kilby, Burks, Black, Beavers, Bunch, Burchett, Cooper, Crowe, Crutchfield, Lowe Finney, Raymond Finney, Ford, Harper, Haynes, Henry, Herron, Johnson, Ketron, Kurita, Marrero, McNally, Norris, Southerland, Stanley, Tate, Tracy, Watson, Wilder, Williams, Woodson and Mr. Speaker Ramsey

AN ACT to amend Tennessee Code Annotated, Section 39-13-522, relative to the offense of rape of a child.

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

SECTION 1. Tennessee Code Annotated, Section 39-13-522, is amended by designating the existing language in subsection (b) as (b)(1) and by adding the following language as subsection (b)(2):

(b)(2)


(A) Notwithstanding the provisions of title 40, chapter 35, a person convicted of a first or subsequent violation of this section shall be punished by a minimum period of imprisonment of twenty-five (25) years. The sentence imposed upon any such person may, if appropriate, exceed twenty-five years but in no case shall it be less than such minimum.

(B) The provisions of § 39-13-525(a) shall not apply to a person sentenced under this subdivision.

(C) Notwithstanding any other provision of law to the contrary, the board of probation and parole may require as a mandatory condition of supervision for any person convicted under this section that such person be enrolled in a satellite-based monitoring program for the full extent of the person's term of supervision consistent with the requirements of §40-39-302.

SECTION 2. This act shall take effect on July 1, 2007, the public welfare requiring it.

PASSED: June 7, 2007



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY, SPEAKER
SENATE OF THE SENATE

APPROVED this 21st day of June 2007



PHIL BREDESEN, GOVERNOR