

**PUBLIC CHAPTER NO. 901**

**SENATE BILL NO. 3162**

**By Stanley, Herron, Black, Beavers, Tracy, Raymond Finney, Marrero, Lowe  
Finney, Burks**

**Substituted for: House Bill No. 2917**

**By Maggart, Fincher, Mr. Speaker Naifeh, Hardaway, Bass, Hood,  
Campfield, Moore, Pitts, Watson, Harry Brooks, DuBois, Lynn, Towns,  
Fitzhugh, Hensley, Gresham, Matheny, Coley, Sargent, Windle, Curtis  
Johnson, Phillip Johnson**

AN ACT to amend Tennessee Code Annotated, Title 39; Title 40 and Title 41, relative to work release eligibility.

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

SECTION 1. Tennessee Code Annotated, Section 40-35-315, is amended by designating the existing language as subsection (a) and by adding the following new subsection (b):

(b) Notwithstanding subsection (a), the sentencing court shall not be authorized to order work release as part of the sentence of a person convicted of a sexual offense or violent sexual offense as defined in § 40-39-202. As used in this subsection, "work release" shall include any assignment to a work crew in which a prisoner is permitted to go out into the community, whether supervised or unsupervised, but shall not include a work assignment to TRICOR or any TRICOR facility.

SECTION 2. Tennessee Code Annotated, Title 40, Chapter 35, Part 2, is amended by adding the following as a new section:

Section 40-35-213.

Notwithstanding any other law to the contrary, no person convicted of a sexual offense or violent sexual offense as defined in § 40-39-202, whether in the custody or control of the Department of Correction, a local government or a private prison contractor, shall be eligible for any work release program offered by or which may be offered by the correctional facility in which the offender is housed. As used in this section, "work release program" shall include any assignment to a work crew in which a prisoner is permitted to go out into the community, whether supervised or unsupervised, but shall not include a work assignment to TRICOR or any TRICOR facility.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: April 24, 2008



RON RAMSEY  
SPEAKER OF THE SENATE



JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

APPROVED this 12th day of May 2008



PHIL BREDESEN, GOVERNOR