

**PUBLIC CHAPTER NO. 1015****SENATE BILL NO. 2822****By Jackson, Burks, Raymond Finney****Substituted for: House Bill No. 2646****By Pitts, Hood, Overbey, Maggart**

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13, relative to sexual offenses committed against children.

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

SECTION 1. Tennessee Code Annotated, Section 39-13-703(3), is amended by deleting the subdivision in its entirety and substituting instead the following:

(3) "Sex offense" means any felony or misdemeanor offense described as follows:

(A) The commission of any act that, on or after January 1, 1996, constitutes the criminal offense of:

(i) Rape of a child, as defined in § 39-13-522;

(ii) Aggravated rape, as defined in § 39-13-502;

(iii) Rape, as defined in § 39-13-503;

(iv) Aggravated sexual battery, as defined in § 39-13-504;

(v) Sexual battery, as defined in § 39-13-505;

(vi) Statutory rape, as defined in § 39-13-506;

(vii) Incest, as defined in § 39-15-302;

(viii) Criminal attempt, conspiracy, or solicitation to commit any of the offenses specified in this subdivision (3)(A);

(ix) Criminal responsibility for the facilitation of a felony when the specific felony facilitated is any of the offenses specified in this subdivision (3)(A); or

(B) The commission of any act that, on or after July 1, 2008, constitutes the criminal offense of:

(i) Sexual battery by an authority figure, as defined in § 39-13-527;

- (ii) Solicitation of a minor, as defined in § 39-13-528;
- (iii) Exploitation of a minor by electronic means, as defined in § 39-13-529; provided, that the victim of the offense is less than thirteen (13) years of age;
- (iv) Aggravated rape of a child, as defined in § 39-13-531;
- (v) Statutory rape by an authority figure, as defined in § 39-13-532;
- (vi) Sexual exploitation of a minor, as defined in § 39-17-1003;
- (vii) Aggravated sexual exploitation of a minor, as defined in § 39-17-1004;
- (viii) Especially aggravated sexual exploitation of a minor, as defined in § 37-17-1005;
- (ix) Criminal attempt, conspiracy, or solicitation to commit any of the offenses specified in this subdivision (3)(B);
- (x) Criminal responsibility for the facilitation of a felony when the specific felony facilitated is any of the offenses specified in this subdivision (3)(B); and

SECTION 2. This act shall take effect July 1, 2008, the public welfare requiring it.

**PASSED: May 6, 2008**



RON RAMSEY  
SPEAKER OF THE SENATE



JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

**APPROVED this 22nd day of May 2008**



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PHIL BREDESEN, GOVERNOR