



**State of Tennessee**  
**PUBLIC CHAPTER NO. 439**

**HOUSE BILL NO. 396**

**By Representatives Hurley, Watson, White, Ryan Williams, Shipley, Bass**

**Substituted for: Senate Bill No. 557**

**By Senators McNally, Faulk, Overbey, Marrero, Burks**

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 27, relative to executive clemency and to enact the "Victims of Crime Executive Clemency Notification Act."

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

SECTION 1. Tennessee Code Annotated, Title 40, Chapter 27, Part 1, is amended by adding the following as a new section:

40-27-110.

(a) This section shall be known and may be cited as the "Victims of Crime Executive Clemency Notification Act."

(b) Prior to any reprieve, commutation, pardon, exoneration, or any other form of executive clemency being made public, the governor shall notify or cause to be notified the attorney general and reporter and the district attorney general of the judicial district in which the conviction occurred of the impending clemency action.

(c)

(1) Prior to notice of the clemency action being made public, the district attorney general, through the victim-witness coordinator, shall notify the victim or victims of the offense for which the person is receiving clemency, or the victim's representative, of the impending grant of clemency.

(2) If notice is required by this section, the district attorney general, through the victim-witness coordinator, shall contact the victim or victim's representative by telephone, electronic mail, facsimile or by other means intended to ensure that the victim receives immediate notification; provided, that the victim or victim's representative has provided the district attorney general's office with contact information necessary to accomplish such immediate notification.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

HOUSE BILL NO. 396

PASSED: May 20, 2011



BETH HARWELL, SPEAKER  
HOUSE OF REPRESENTATIVES



RON RAMSEY  
SPEAKER OF THE SENATE

APPROVED this 10th day of June 2011



BILL HASLAM, GOVERNOR