



State of Tennessee
PUBLIC CHAPTER NO. 1076

SENATE BILL NO. 2438

By Finney, Overbey, Yager, Burks

Substituted for: House Bill No. 2733

By Pitts, Harrison, Dennis, Kevin Brooks, Dean, Eldridge, Naifeh, Shaw, Coley, Matheny

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13 and Title 39, Chapter 17, relative to the offense of indecent exposure.

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

SECTION 1. Tennessee Code Annotated, Section 39-13-511, is amended by deleting subsection (b)(2) and substituting instead the following:

(2) "Indecent exposure" as defined in subdivision (b)(1), is a Class B misdemeanor, unless the defendant is eighteen (18) years of age or older and the victim is under thirteen (13) years of age, in which event, indecent exposure is a Class A misdemeanor. Additionally, "indecent exposure" as defined in subdivision (b)(1) is a Class E felony when the defendant is eighteen (18) years of age or older, the victim is under thirteen (13) years of age, and the defendant has any combination of two (2) or more prior convictions under this section or is a sexual offender, violent sexual offender or violent juvenile sexual offender, as defined in § 40-39-202.

SECTION 2. Tennessee Code Annotated, Section 39-17-315, is amended by deleting subdivision (b)(2) and substituting instead the following:

(2) Stalking is a Class A misdemeanor.

(3) Stalking is a Class E felony if the defendant, at the time of the offense, was required to or was registered with the Tennessee Bureau of Investigation as a sexual offender, violent sexual offender or violent juvenile sexual offender, as defined in § 40-39-202.

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

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PASSED: May 1, 2012



RON RAMSEY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 21st day of May 2012



BILL HASLAM, GOVERNOR