

CHAPTER NO. 652

HOUSE BILL NO. 2529

By Representatives Sherry Jones, Langster

Substituted for: Senate Bill No. 2950

By Senator Black

AN ACT to amend Tennessee Code Annotated, Title 36, Chapter 6, relative to child custody.

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

SECTION 1. Tennessee Code Annotated, Section 36-6-101(a)(2)(A), is amended by designating the current language as subdivision (i) thereof and by inserting the following as a new, appropriately designated subdivision:

(ii) Unless the court finds by clear and convincing evidence to the contrary, there is a presumption that custody shall not be awarded to a parent who has been convicted of a criminal offense under title 39, chapter 13, part 5, against a child less than eighteen (18) years of age.

(iii) The provisions of subdivision (ii) shall apply only to persons who are convicted on or after July 1, 2006. This subdivision shall not be construed to prevent such a parent from being granted visitation with the child; provided, however, that any such visitation shall be supervised.

SECTION 2. This act shall take effect July 1, 2006, the public welfare requiring it.

PASSED: May 1, 2006


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 12th day of May 2006


PHIL BREDESEEN, GOVERNOR