



SENATE BILL 1068

By Hensley

AN ACT to amend Tennessee Code Annotated, Title 2;
Title 39 and Title 40, relative to expunction.

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

SECTION 1. Tennessee Code Annotated, Section 40-32-101(g)(7), is amended by adding the following at the end of the subdivision:

The form must be available to the public on the website of the administrative office of the courts.

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

Amendment No. _____

Signature of Sponsor

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

AMEND Senate Bill No. 1068

House Bill No. 1000*

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Section 40-32-101, is amended by adding the following as a new subsection:

(l)

(1) Notwithstanding subsections (g) and (k), effective July 1, 2023, for purposes of this subsection (l), an "eligible petitioner" means a person who was convicted of a violation of § 2-19-107 – illegal registration or voting, if:

(A) At the time of the filing of the petition for expunction, at least fifteen (15) years have elapsed since the completion of the sentence imposed for the offense the person is seeking to have expunged;

(B) The person has fulfilled all requirements of the sentence imposed by the court for the offense the petitioner is seeking to expunge, including:

(i) Payment of all fines, restitution, court costs, and other assessments for the offense;

(ii) Completion of any term of imprisonment or probation for the offense; and

(iii) Meeting all conditions of supervised or unsupervised release for the offense;

(C) The person has not been convicted of a criminal offense that is ineligible for expunction, including federal offenses and offenses in



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other states, that occurred prior to the offense for which the person is seeking expunction; provided, that a moving or nonmoving traffic offense is not considered an offense as used in this subdivision (l)(1)(C); and

(D) The person has not previously been granted expunction under subsection (g) or subsection (k) for another criminal offense.

(2) A person may petition for expunction of an offense under this subsection (l) only one (1) time.

(3) Subdivisions (g)(3)-(6), (8), (12), and (13) apply to a petition filed under this subsection (l).

SECTION 2. This act takes effect July 1, 2023, the public welfare requiring it.