

**PUBLIC CHAPTER NO. 750**

**SENATE BILL NO. 2988**

**By Barnes, Finney**

Substituted for: House Bill No. 3263

By Phillip Johnson, Fincher, Maggart, Hardaway, Dean, Pitts, McManus

AN ACT to amend Tennessee Code Annotated, Section 40-39-211, relative to certain persons on school grounds.

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

SECTION 1. Tennessee Code Annotated, Section 40-39-211, is amended by deleting subdivision (d)(2) in its entirety and substituting instead the following:

(2) Subdivision (d)(1) shall not apply when the offender:

(A) Is a student in attendance at the school;

(B) Is attending a conference with school, day care, child care, park, playground or recreation center officials as a parent or legal guardian of a child who is enrolled in the school, day care center, other child care center or of a child who is a participant at the park, playground or recreation center and has received written permission or a request from the school's principal or the facility's administrator;

(C) Resides at a state licensed or certified facility for incarceration, health or convalescent care; or

(D) Is dropping off or picking up a child or children and the person is the child or children's parent or legal guardian who has provided written notice of the parent's offender status to the school's principal or a school administrator upon enrollment.

SECTION 2. Tennessee Code Annotated, Section 40-39-211(g), is amended by adding the following as a new subdivision:

(4) A violation of this part due solely to a lack of the written permission required pursuant to subdivision (d)(2) shall be punishable by fine only.

SECTION 3. This act shall take effect July 1, 2010, the public welfare requiring it.

**PASSED: March 29, 2010**



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RON RAMSEY  
SPEAKER OF THE SENATE



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KENT WILLIAMS, SPEAKER  
HOUSE OF REPRESENTATIVES

APPROVED this 13th day of April 2010



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PHIL BREDESEN, GOVERNOR