



# State of Tennessee

## PUBLIC CHAPTER NO. 979

### SENATE BILL NO. 2121

By Overbey, Kelsey, Crowe, Massey, Yager

Substituted for: House Bill No. 2195

By Coley, Moody, Hardaway

AN ACT to amend Tennessee Code Annotated, Title 37; Title 38 and Title 39, relative to criminal offenses.

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

SECTION 1. Tennessee Code Annotated, Section 39-13-512, is amended by deleting subdivision (4) and substituting instead the following:

(4)(A) "Promoting prostitution" means:

(i) Owning, controlling, managing, supervising, or in any way keeping, alone or in association with others, a business for the purpose of engaging in prostitution, or a house of prostitution;

(ii) Procuring an inmate for a house of prostitution;

(iii) Encouraging, inducing, or otherwise purposely causing another to become a prostitute;

(iv) Soliciting a person to patronize a prostitute;

(v) Procuring a prostitute for a patron; or

(vi) Soliciting, receiving, or agreeing to receive any benefit for engaging in any of the activities defined in subdivisions (4)(A)(i)-(v); and

(B) "Promoting prostitution" does not include a person who solicits, procures, induces, encourages, or attempts to cause another to patronize a prostitute if:

(i) The person promoting the prostitute and the prostitute being promoted are the same person; and

(ii) The intent of the promotion is the solicitation of business for only the prostitute engaging in the promotion;

SECTION 2. Tennessee Code Annotated, Section 38-6-114, is amended by deleting subdivision (e)(1)(A) and substituting the following:

(A) Council of juvenile and family court judges, including juvenile court administrators, juvenile court youth services officers, and juvenile court probation officers;

SECTION 3. Tennessee Code Annotated, Section 38-6-114, is further amended by deleting subdivisions (e)(1)(M) and (e)(1)(N) and substituting the following:

(M) Tennessee economic council on women;

(N) Tennessee sheriffs' association;

(O) Tennessee judicial conference;

(P) Tennessee general sessions judges conference; and

(Q) Clerks of court conference.

SECTION 4. Tennessee Code Annotated, Section 37-1-102, is amended by adding the following new subdivision to subsection (b):

"Caregiver" means any relative or other person living, visiting, or working in the child's home who supervises or otherwise provides care or assistance for the child, such as a babysitter, or who is an employee or volunteer with the responsibility for any child at an educational, recreational, medical, religious, therapeutic, or other setting where children are present. "Caregiver" may also include a person who has allegedly used the child for the purpose of commercial sexual exploitation of a minor, including as a trafficker. For purposes of this chapter, "caregiver" and "caretaker" shall have the same meaning;

SECTION 5. This act shall take effect July 1, 2016, the public welfare requiring it.

SENATE BILL NO. 2121

PASSED: April 13, 2016

  
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RON RAMSEY  
SPEAKER OF THE SENATE

  
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BETH HARWELL, SPEAKER  
HOUSE OF REPRESENTATIVES

APPROVED this 27<sup>th</sup> day of April 2016

  
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BILL HASLAM, GOVERNOR