

HOUSE BILL 2830

By Casada

AN ACT to amend Tennessee Code Annotated, Title 31;
Title 38; Title 46 and Title 62, relative to victims of
homicide.

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

SECTION 1. Tennessee Code Annotated, Section 62-5-704, is amended by adding the following as a new subdivision:

(3) Any person against whom a court has issued an injunction pursuant to subsection (b);

SECTION 2. Tennessee Code Annotated, Section 62-5-704, is amended by redesignating the current language as subsection (a) and adding the following new subsection:

(b) A person may file a petition in any court of competent jurisdiction for an injunction to prohibit the delivery of the remains of the decedent to the next of kin, if the decedent was the victim of an offense described in § 39-13-202, § 39-13-210, or § 39-13-211, and the decedent's next of kin committed the offense. The court may issue an injunction pursuant to this subsection (b) if the court finds by a preponderance of the evidence that the decedent's next of kin committed the offense against the decedent. The court shall include in its order the next person to whom the remains must be delivered in accordance with § 62-5-703.

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