

SENATE BILL 2756

By Akbari

AN ACT to amend Tennessee Code Annotated, Title 4;
Title 8; Title 16; Title 17; Title 40 and Title 41,
relative to the Tennessee Reconciliation
Sentencing Act.

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

SECTION 1. Tennessee Code Annotated, Title 41, Chapter 21, is amended by adding the following as a new part:

41-21-1101.

This part is known and may be cited as the "Tennessee Reconciliation Sentencing Act."

41-21-1102.

(a) An inmate may file a motion with a court of competent jurisdiction upon the completion of fifty percent (50%) of the inmate's incarcerated sentence to reduce their incarcerated sentence. Upon review of the motion, the court may reduce the inmate's incarcerated sentence.

(b) An inmate may request a review of their incarcerated sentence by a court of competent jurisdiction with proof of extraordinary and compelling circumstances, including non-retroactive changes of the law, racial disparity in the sentence, medical issues, and the fact that the inmate was sentenced as a juvenile.

(c) The approval of the review in subsection (b) is subject to the discretion of a court of competent jurisdiction and the recommendation of the applicable district attorney general.

(d) Upon a review of the request, the court may reduce the inmate's incarcerated sentence.

41-21-1103.

(a) The department of correction shall promulgate rules to effectuate this part. The rules must be promulgated pursuant to the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

(b) The department of correction shall create and make accessible to inmates in all correctional facilities in this state the request forms to effectuate this part.

SECTION 3. For purposes of promulgating forms and procedures, this act takes effect upon becoming a law, the public welfare requiring it. For all other purposes, this act takes effect July 1, 2024, the public welfare requiring it.