

Amendment No. 1 to SB1467

Gardenhire
Signature of Sponsor

AMEND Senate Bill No. 1467*

House Bill No. 1484

by deleting all language after the enacting clause and substituting:

SECTION 1. This act is known and may be cited as "The Memphis Safe Task Force Accountability Act."

SECTION 2. Tennessee Code Annotated, Title 8, Chapter 7, Part 1, is amended by adding the following new section:

(a) The district attorney general of any judicial district in which the Memphis safe task force or a federal task force to combat violent crime is in effect shall submit a report, as provided in subsection (b), to the attorney general and reporter, speaker of the senate, speaker of the house of representatives, district attorneys general conference, and United States attorney with jurisdiction in the judicial district whenever the district attorney general takes any of the following actions with regard to a serious offense the charges of which resulted from the Memphis safe task force or a federal task force to combat violent crime:

- (1) Enters into a plea agreement;
- (2) Lowers the charged offense; or
- (3) Dismisses or otherwise declines to prosecute the offense.

(b) A district attorney general must submit, on Friday of each week in which an action listed in subdivision (a)(1)-(3) occurs, a compilation of the reports of any such action. Each report must be submitted no later than ten (10) business days after the entry of the agreed plea, reduction in charged offense, issuance of an order of nolle prosequi or dismissal, or another formal action indicating a declination to prosecute.

(c) The reporting requirement created by subsection (a) applies only to actions with regard to charges filed on or before June 30, 2028. Following June 30, 2028, the district attorney general shall continue to submit reports required by subsection (a) for actions with regard to charges that were filed on or before June 30, 2028.

(d) As used in this section:

(1) "Federal task force to combat violent crime" means an ongoing federal department of justice mission with a dedicated task force of federal, state, and local law enforcement engaging in a multi-phased, strategic plan to combat crime by leveraging the full extent of both federal and state resources;

(2) "Memphis safe task force" means a federal task force operating with the objective of ending street and violent crime in Memphis to the greatest possible extent through the promotion and facilitation of hypervigilant policing, aggressive prosecution, complex investigations, financial enforcement, and large-scale saturation of besieged neighborhoods with law enforcement personnel, while coordinating closely with state and local officials; and

(3) "Serious offense" means:

(A) First degree murder, under § 39-13-202;

(B) Second degree murder, under § 39-13-210;

(C) Voluntary manslaughter, under § 39-13-211;

(D) Criminally negligent homicide, under § 39-13-212;

(E) Vehicular homicide, under § 39-13-213;

(F) Reckless homicide, under § 39-13-215;

(G) Aggravated vehicular homicide, under § 39-13-218;

(H) A felony charge involving the use, possession, or carrying of a firearm;

(I) A felony drug offense, under title 39, chapter 17, part 4;

(J) A sexual offense, under title 39, chapter 13, part 5;

(K) A Class A or B felony theft offense, under title 39, chapter 14, part 1;

(L) Organized retail crime, under § 39-14-113;

(M) Sexual exploitation of a minor, under § 39-17-1003;

(N) Aggravated sexual exploitation of a minor, under § 39-17-1004;

(O) Especially aggravated sexual exploitation of a minor, under § 39-17-1005;

(P) A violation of the Racketeer Influenced and Corrupt Organization (RICO) Act of 1989, under § 39-12-204; or

(Q) A criminal gang offense, as defined in § 40-35-121.

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