

SENATE BILL 3412

By Beavers

AN ACT to amend Tennessee Code Annotated, Title 39,
Chapter 13, relative to offenses involving a fetus.

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

SECTION 1. Tennessee Code Annotated, Section 39-13-214, is amended by deleting subsection (a) in its entirety and substituting in its place the following:

(a) For the purposes of this part, "another" and "another person" include a human embryo or fetus at any stage of gestation in utero, when any such term refers to the victim of any act made criminal by this part, and when at the time of the criminal act the victim was pregnant.

SECTION 2. Tennessee Code Annotated, Section 39-13-214, is amended by deleting subsection (c) in its entirety and substituting in its place the following:

(c) Nothing in subsection (a) shall apply to any act or omission by a pregnant woman with respect to an embryo or fetus with which she is pregnant, or to any lawful medical or surgical procedure to which a pregnant woman consents, performed by a health care professional who is licensed to perform such procedure.

SECTION 3. Tennessee Code Annotated, Section 39-13-107, is amended by deleting subsection (a) in its entirety and substituting in its place the following:

(a) For the purposes of this part, "another," "individuals," and "another person" include a human embryo or fetus at any stage of gestation in utero, when any such term refers to the victim of any act made criminal by this part, and when at the time of the criminal act the victim was pregnant.

SECTION 4. Tennessee Code Annotated, Section 39-13-107, is amended by deleting subsection (c) in its entirety and substituting in its place the following:

(c) Nothing in subsection (a) shall apply to any act or omission by a pregnant woman with respect to an embryo or fetus with which she is pregnant, or to any lawful medical or surgical procedure to which a pregnant woman consents, performed by a health care professional who is licensed to perform such procedure.

SECTION 5. This act shall take effect July 1, 2012, the public welfare requiring it.