



State of Tennessee
PUBLIC CHAPTER NO. 688

HOUSE BILL NO. 2834

By Representatives Rich, Curtiss, Womick

Substituted for: Senate Bill No. 2679

By Senators Beavers, Ketron, Burks

AN ACT to amend Tennessee Code Annotated, Title 38 and Title 39, relative to reporting certain injuries.

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

SECTION 1. Tennessee Code Annotated, Section 38-1-101(a), is amended by deleting the phrase "or resulting from exposure to a methamphetamine laboratory or a methamphetamine related fire, explosion, or chemical release," and by adding the following language after "suffocation,":

"or where a wound or injury is reasonably believed to have resulted from exposure to a methamphetamine laboratory or a methamphetamine related fire, explosion, or chemical release,".

SECTION 2. Tennessee Code Annotated, Section 38-1-101, is amended by adding the following as new subsections thereto:

(c)

(1) Where a person acts in good faith in making a report under subsection (a), that person shall be immune from any civil liability and shall have an affirmative defense to any criminal liability arising from that protected activity.

(2) There exists a rebuttable presumption that a person making a report under subsection (a) is doing so in good faith.

(d) For purposes of this part, "person" means any individual, firm, partnership, co-partnership, association, corporation, governmental subdivision or agency, or other organization or other legal entity, or any agent, servant, or combination of persons thereof.

SECTION 3. Tennessee Code Annotated, Section 38-1-103, is amended by deleting the section in its entirety and substituting instead the following:

38-1-103.

(a) Any person who knowingly fails to make the report required by § 38-1-101 within twenty-four (24) hours of tendering aid for any wound or injury as described in § 38-1-101 commits a Class A misdemeanor.

(b) Any person in violation of § 38-1-102 commits a Class A misdemeanor.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

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PASSED: MARCH 26, 2012



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 10th day of April 2012



BILL HASLAM, GOVERNOR