



State of Tennessee
PUBLIC CHAPTER NO. 987

HOUSE BILL NO. 2389

By Representatives McCormick, Coley, Moore, Jones, Hardaway, Favors, Lollar, White, Weaver, Hurley, Hensley, Alexander, McManus, Ryan Williams, Shipley, Eldridge, Dean, Hill, Watson, Richardson, Cobb, Butt, Stewart, Holt, Brown, Todd, Kevin Brooks, Towns, Maggart, Wirgau, Roach, Shepard, Sanderson, Parkinson, Curtis Johnson, Johnnie Turner, Fitzhugh, Elam

Substituted for: Senate Bill No. 2251

By Senators Norris, Overbey, Kyle, Yager, Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Herron, Johnson, Ketron, Marrero, Massey, McNally, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson and Mr. Speaker Ramsey

AN ACT to amend Tennessee Code Annotated, Title 39; Title 40 and Title 41, relative to criminal offences and sentencing.

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

SECTION 1. Tennessee Code Annotated, Section 39-13-111(c), is amended by deleting the current subdivision (1), by adding the following as new subdivisions (1), (2), (3), and (4) and by renumbering the existing subdivisions accordingly:

(1) A first conviction for domestic assault and a second or subsequent conviction for domestic assault committed in a manner prohibited by § 39-13-101 (a)(2) and (a)(3) is punishable the same as assault under § 39-13-101, and additionally, as provided in subdivisions (c)(2) and (c)(3) and subsection (d) of this section.

(2) A second conviction for domestic assault committed in a manner prohibited by § 39-13-101(a)(1), is punishable by a fine of not less than three hundred fifty dollars (\$350) nor more than three thousand five hundred dollars (\$3,500), and by confinement in the county jail or workhouse for not less than thirty (30) days, nor more than eleven (11) months and twenty-nine (29) days.

(3) A third or subsequent conviction for domestic assault committed in a manner prohibited by § 39-13-101(a)(1), is punishable by a fine of not less than one thousand one hundred dollars (\$1,100) nor more than five thousand dollars (\$5,000), and by confinement in the county jail or workhouse for not less than ninety (90) days, nor more than eleven (11) months and twenty-nine (29) days.

(4) For purposes of this section, a person who is convicted of a violation of § 39-13-111, committed in a manner prohibited by § 39-13-101(a)(1), shall not be subject to the enhanced penalties prescribed in this subsection (c), if ten (10) or more years have elapsed between the date of the present violation and the date of any immediately preceding violation of 39-13-111, committed in a manner prohibited by § 39-13-101(a)(1), that resulted in a conviction for such offense.

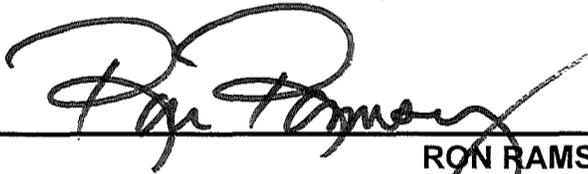
SECTION 2. This act shall take effect July 1, 2012, the public welfare requiring it.

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PASSED: APRIL 25, 2012



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 10th day of May 2012



BILL HASLAM, GOVERNOR