

**Amendment No. 1 to SB3592**

**Beavers**  
**Signature of Sponsor**

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

**AMEND Senate Bill No. 3592\***

**House Bill No. 3384**

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-15-401, is amended by adding the following as a new subsection thereto:

(f)

(1) As used in this section, "child" shall include a viable fetus of a human being when such term refers to the victim.

(2) Nothing in this section shall be construed to amend the provisions of § 39-15-201, or §§ 39-15-203 — 39-15-205 and 39-15-207.

(3) It is the legislative intent that this section shall in no way affect abortion, which is legal in Tennessee. This section shall in no way apply to acts that are committed pursuant to usual and customary standards of medical practice during diagnostic or therapeutic treatment.

SECTION 2. Tennessee Code Annotated, Section 39-15-402, is amended by adding the following as a new subsection thereto:

(e)

(1) As used in this section, "child" shall include a viable fetus of a human being when such term refers to the victim.

(2) Nothing in this section shall be construed to amend the provisions of § 39-15-201, or §§ 39-15-203 — 39-15-205 and 39-15-207.

(3) It is the legislative intent that this section shall in no way affect abortion, which is legal in Tennessee. This section shall in no way apply to acts that are committed pursuant to usual and customary standards of medical practice during diagnostic or therapeutic treatment.

SECTION 3. This act shall take effect July 1, 2008, the public welfare requiring

it.