

SENATE BILL 312

By Kelsey

AN ACT to amend Tennessee Code Annotated, Section 39-11-622 and Title 56, relative to justifiable use of force.

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

SECTION 1. Tennessee Code Annotated, Section 39-11-622(a)(1), is amended by deleting the language "civil liability" and by substituting instead the language "criminal or civil liability".

SECTION 2. Tennessee Code Annotated, Title 56, Chapter 1, Part 1, is amended by adding the following language as a new, appropriately designated section:

56-1-1__.

(a) The commissioner shall conduct a study of Tennessee's insurance laws to determine what impediments, if any, exist under the insurance laws or policies of this state that may be acting as deterrents for insurance companies in this state to underwrite policies of insurance to insure a person who has used force that is justified, including deadly force, in protecting such person's self or property pursuant to § 39-11-611, § 39-11-612, commonly referred to as the castle doctrine, or any other law.

(b) The commissioner shall report to the general assembly and to the governor the results of the study required by subsection (a) no later than March 1, 2012, with recommendations on whether such insurance should, in the commissioner's opinion, become available to Tennessee residents.

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