

HOUSE BILL 2201

By Turner M

AN ACT to amend Tennessee Code Annotated, Title 39,
Chapter 13 and Title 39, Chapter 17, relative to
criminal offenses.

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

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 17, Part 3, is amended by adding the following as a new section:

(a) A person commits an offense who photographs or records by any means the image of the intimate part, that is either uncovered or visible through less than fully opaque clothing, of another identifiable person, under circumstances where the parties agree or understand that the image shall remain private, and the person subsequently distributes the image taken, with the intent to cause emotional distress, and the depicted person suffers emotional distress.

(b) As used in this section:

(1) "Intimate part" means any portion of the primary genital area, buttock or any portion of the female breast below the top of the areola; and

(2) "Emotional distress" has the same meaning as the term is defined in § 39-17-315.

(c) Nothing in this section precludes punishment under any section of law providing for greater punishment.

(d) A violation of this section is a Class A misdemeanor.

SECTION 2. This act shall take effect July 1, 2014, the public welfare requiring it.