

SENATE BILL 2424

By Yarbro

AN ACT to amend Tennessee Code Annotated, Title 39,
Chapter 13, Part 1 and Title 41, relative to
assaults at a correctional facility.

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

SECTION 1. Tennessee Code Annotated, Section 39-13-101(b)(1), is amended by deleting the subdivision in its entirety and substituting instead:

Assault is a Class A misdemeanor unless the offense is committed under subdivision (a)(3), in which event assault is a Class B misdemeanor; provided, that, if the offense is committed against a law enforcement officer, correctional officer, guard, jailer, or other full-time employee of a penal institution, local jail, or workhouse, or a healthcare provider acting in the discharge of the provider's duty, then the assault shall be a Class E felony.

SECTION 2. Tennessee Code Annotated, Section 39-13-102(e)(1)(B), is amended by adding the following language as a new, appropriately designated subdivision:

Correctional officer, guard, jailer, or other full-time employee of a penal institution, local jail, or workhouse;

SECTION 3. Tennessee Code Annotated, Title 41, Chapter 51, is amended by adding the following language as a new section:

No later than the thirtieth day of each month, the department of correction shall submit to the chairs of the state and local government committee of the senate, the state government committee of the house of representatives, the local government committee of the house of representatives, the judiciary committee of the senate, the criminal

justice committee of the house of representatives, the speakers of the senate and the house of representatives, and the comptroller of the treasury, a report detailing:

(1) The number of assaults that occurred in each correctional facility during the preceding month; and

(2) The training plans implemented during the preceding month for any staff involved in an assault and a description of the training plans that will be offered during the following month to decrease the number of assaults.

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