

Amendment No. 1 to HB1816

Curcio
Signature of Sponsor

AMEND Senate Bill No. 2016

House Bill No. 1816*

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

SECTION 1. Tennessee Code Annotated, Title 40, Chapter 35, Part 1, is amended by adding the following new, appropriately numbered section:

(a) This section shall be known and may be cited as the "Good Samaritan Sentencing Enhancement Act of 2020".

(b) A defendant who commits an offense against a person while that person is acting as a Good Samaritan by rendering emergency care or assistance to the victim of a crime may be sentenced within the range that is one (1) range higher than the defendant would otherwise have been sentenced if:

(1) The person acting as a Good Samaritan was acting in good faith; and

(2) The defendant knew or reasonably should have known that the person was acting as a Good Samaritan to a crime victim.

(c) As used in this section, "Good Samaritan" means a person who helps, defends, protects, or renders emergency care to a person in need without compensation.

SECTION 2. Tennessee Code Annotated, Section 39-13-204(i), is amended by adding the following as a new subdivision:

() The victim of the murder was acting as a Good Samaritan, as defined in Section 1(c), at the time of the murder and the defendant knew that the person was acting as a Good Samaritan;

SECTION 3. This act shall take effect July 1, 2020, the public welfare requiring it.