

HOUSE BILL 1816

By Ogles

AN ACT to amend Tennessee Code Annotated, Title 39
and Title 40, relative to criminal sentencing.

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

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 shall 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 without compensation; and

(2) The defendant knew or reasonably should have known that the person was rendering emergency care and assistance to a crime victim.

(c) If the defendant is convicted of murder in the first degree for the murder of the person acting as a Good Samaritan, the defendant shall be sentenced to life without possibility of parole or death.

SECTION 2. This act shall take effect July 1, 2020, the public welfare requiring it.