

Amendment No. 1 to SB2782

Gardenhire
Signature of Sponsor

AMEND Senate Bill No. 2782

House Bill No. 2310*

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 15, Part 4, is amended by adding the following as a new section:

(a) An adult commits an offense who recruits, harbors, or transports an unemancipated minor within this state for the purpose of receiving a prohibited medical procedure under title 68, chapter 33, regardless of where the medical procedure is to be procured.

(b) A violation of subsection (a) is a Class C felony.

(c) This section does not apply to:

(1) A parent or legal guardian of an unemancipated minor;

(2) An adult who has permission from the unemancipated minor's parent or legal guardian; or

(3) The provision of a medical diagnosis described in title 68, chapter 33.

(d) It is not a defense to prosecution under this section that the unemancipated minor consented to the actions in subsection (a).

(e)

(1) A person who violates subsection (a) may be held liable in a civil action for such violation.

(2) The civil action may be brought by a parent or legal guardian of the unemancipated minor.

(3) In a civil action brought pursuant to a violation of this section, the plaintiff may recover from the person:

(A) Compensatory damages;

(B) Punitive damages; and

(C) Reasonable attorney's fees, court costs, and expenses.

SECTION 2. This act takes effect July 1, 2024, the public welfare requiring it.