

HOUSE BILL 2

By Staples

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13, Part 1 and Title 39, Chapter 13, Part 2, relative to crimes involving minor victims.

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

SECTION 1. This act shall be known and may be cited as the "JaJuan Latham Act".

SECTION 2. Tennessee Code Annotated, Section 39-13-102, is amended by adding the following as a new subdivision (e)(5):

(5) Notwithstanding this subsection (e), a person convicted of a violation of subdivision (a)(1)(A)(i), (a)(1)(A)(ii), (a)(1)(B)(i), or (a)(1)(B)(ii) shall be punished one (1) classification higher than is otherwise provided if:

(A) The violation was committed by discharging a firearm from within a motor vehicle, as defined by § 55-1-103; and

(B) The victim was a minor at the time of the violation.

SECTION 3. Tennessee Code Annotated, Title 39, Chapter 13, Part 2, is amended by adding the following new section:

(a) Notwithstanding this part, a person convicted of a violation of § 39-13-211, § 39-13-212, or § 39-13-215 shall be punished one (1) classification higher than is otherwise provided if the violation occurred as provided in subsection (b).

(b) This section applies if:

(1) The violation was committed by discharging a firearm from within a motor vehicle, as defined by § 55-1-103; and

(2) The victim was a minor at the time of the violation.

SECTION 4. This act shall take effect July 1, 2019, the public welfare requiring it.