



State of Tennessee

PUBLIC CHAPTER NO. 509

SENATE BILL NO. 1531

By Roberts

Substituted for: House Bill No. 427

By Littleton, Jerry Sexton, Hardaway, Smith, Helton, Jernigan

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13, Part 5, relative to sexual offenses.

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

SECTION 1. Tennessee Code Annotated, Section 39-13-505, is amended by deleting subsection (c) and substituting instead the following:

(c) For purposes of this section, a victim is incapable of consent if:

(1) The sexual contact with the victim occurs during the course of a consultation, examination, ongoing treatment, therapy, or other provision of professional services described in subdivision (c)(2); and

(2) The defendant, whether licensed by the state or not, is a member of the clergy, healthcare professional, or alcohol and drug abuse counselor who was treating the victim for a mental, emotional, or physical condition.

(d) Sexual battery is a Class E felony.


SECTION 2. This act takes effect July 1, 2021, the public welfare requiring it.

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PASSED: May 4, 2021



RANDY McNALLY
SPEAKER OF THE SENATE



CAMERON SEXTON, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 25th day of May 2021



BILL LEE, GOVERNOR

