

HOUSE BILL 2098

By Odom

AN ACT to amend Tennessee Code Annotated, Title 39,  
Chapter 13, relative to offenses against person.

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

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 13, Part 6, is amended by adding the following as a new section:

(a) A person commits an offense who:

(1) Photographs or records by any means the image of the intimate body part, uncovered or visible through less than fully opaque clothing, of another identifiable person, under circumstances where the parties agree or understand that the image shall remain private; and

(2) Subsequently distributes the image taken, with the intent to cause emotional distress; and the depicted person suffers emotional distress.

(b) As used in this section:

(1) "Intimate body part" means any portion of the genitals, and, in the case of a female, also includes any portion of the breasts below the top of the areola; and

(2) "Emotional distress" has the same meaning given in § 39-17-315.

(c) A violation of this section is a Class A misdemeanor.

(d) Nothing in this section precludes punishment under any section of law providing for greater punishment.

SECTION 2. This act shall take effect July 1, 2014, the public welfare requiring it.