



State of Tennessee

PUBLIC CHAPTER NO. 811

SENATE BILL NO. 2243

By Lowe

Substituted for: House Bill No. 2460

By Vital, Lamberth, Howell, Russell, Fritts, Butler, Sherrell, Moody, McCalmon

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 35, Part 3, relative to restitution.

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

SECTION 1. Tennessee Code Annotated, Section 40-35-304, is amended by deleting subsection (e) and substituting:

(e) As used in this section:

(1) "Pecuniary loss" means:

(A) All special damages, but not general damages, as substantiated by evidence in the record or as agreed to by the defendant; and

(B) Reasonable out-of-pocket expenses incurred by the victim resulting from the filing of charges or cooperating in the investigation and prosecution of the offense; provided, that the payment of special prosecutors is not considered an out-of-pocket expense; and

(2) "Victim" includes a reciprocal, as defined in § 56-16-102, whether or not formed under the laws of this state, when the reciprocal has compensated a subscriber for loss incurred as a result of the offense, to the extent that the reciprocal paid the compensation to the subscriber.

SECTION 2. This act takes effect upon becoming law, the public welfare requiring it.

SENATE BILL NO. 2243

PASSED: April 11, 2024



RANDY McNALLY
SPEAKER OF THE SENATE



CAMERON SEXTON, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 29th day of April 2024



BILL LEE, GOVERNOR