

SENATE BILL 942

By Yager

AN ACT to amend Tennessee Code Annotated, Title 39,
Chapter 13, Part 1, relative to the offense of
aggravated assault.

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

SECTION 1. Tennessee Code Annotated, Section 39-13-102, is amended by adding the following as a new subsection:

() A person commits aggravated assault who:

(1) Commits an assault as prohibited by § 39-13-101;

(2) Is serving a sentence of incarceration in a public or private penal institution as defined in § 39-16-601, or is under probation, parole, judicial or pretrial diversion supervision by a program operated by a state or local governmental entity, or an entity contracting with the state or local government.

(3) Assaults a correctional officer, guard, jailer, or other full-time employee of a penal institution, local jail, or workhouse while that person is in the discharge of official duties; and

(4) Has been disciplined for or convicted of assaulting any correctional employee or employees described in subdivision (3) two (2) times or more prior to the instant assault.

SECTION 2. Tennessee Code Annotated, Section 39-13-102, is further amended by adding the following new subdivision to subdivision (e)(1)(A):

() Subsection () is a Class E felony and shall be served consecutively to any sentence for which the person is incarcerated or under supervision.

SECTION 3. This act shall take effect July 1, 2015, the public welfare requiring it.