



State of Tennessee

PUBLIC CHAPTER NO. 379

SENATE BILL NO. 1370

By Bell, Bowling, Stevens

Substituted for: House Bill No. 1252

By Faison, Moody, Tim Hicks, Lamberth, Griffey, Rudd, Littleton, Smith, Lynn, Weaver, Grills, Hall, Hurt, Jerry Sexton, Reedy, Leatherwood, White

AN ACT to amend Tennessee Code Annotated, Title 20 and Title 29, relative to torts.

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

SECTION 1. Tennessee Code Annotated, Title 29, Chapter 34, Part 2, is amended by adding the following new section:

29-34-212.

(a) There is no cause of action for wrongful birth on behalf of any person based on a claim that, but for an act or omission of the defendant, a person once conceived would not or should not have been born.

(b) There is no cause of action for wrongful life on behalf of any person based on a claim that, but for an act or omission of the defendant, the person would not have been conceived or, once conceived, would or should have been aborted.

(c) For the purposes of this section, a person is deemed to be conceived at the moment of fertilization, as that term is defined in § 39-15-213.

SECTION 2. Tennessee Code Annotated, Section 20-5-106(d), is amended by deleting the subsection and substituting:

(d) As used in this section, the word "person" includes an unborn child at any stage of gestation in utero.


SECTION 3. This act takes effect upon becoming a law, the public welfare requiring it.

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PASSED: April 29, 2021



RANDY McNALLY
SPEAKER OF THE SENATE



CAMERON SEXTON, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 11th day of May 2021



BILL LEE, GOVERNOR