

SENATE BILL 3098

By Stewart

AN ACT to amend Tennessee Code Annotated, Title 39,
Chapter 13, Part 3, relative to kidnapping.

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

SECTION 1. Tennessee Code Annotated, Section 39-13-303, is amended by deleting subsection (b) and substituting instead the following:

(b)

(1) Kidnapping where the victim is falsely imprisoned for less than fourteen (14) days is a Class C felony.

(2) Kidnapping where the victim is falsely imprisoned for fourteen (14) days or more is a Class B felony.

SECTION 2. Tennessee Code Annotated, Section 39-13-304, is amended by deleting subsection (b) and substituting instead the following:

(b)

(1) Aggravated kidnapping where the victim is falsely imprisoned for less than fourteen (14) days is a Class B felony.

(2) Aggravated kidnapping where the victim is falsely imprisoned for fourteen (14) days or more is a Class a felony.

(3) If the offender voluntarily releases the victim alive or voluntarily provides information leading to the victim's safe release, such actions shall be considered by the court as a mitigating factor at the time of sentencing.

SECTION 3. Tennessee Code Annotated, Section 39-13-305, is amended by deleting subsection (b) and substituting instead the following:

(b)

(1) Especially aggravated kidnapping where the victim is falsely imprisoned for less than fourteen (14) days is a Class A felony.

(2) Especially aggravated kidnapping where the victim is falsely imprisoned for fourteen (14) days or more is punishable by life imprisonment.

(3) If the offender voluntarily releases the victim alive or voluntarily provides information leading to the victim's safe release, such actions shall be considered by the court as a mitigating factor at the time of sentencing.

SECTION 4. This act shall take effect July 1, 2010, the public welfare requiring it.