

HOUSE BILL 373

By Matheny

AN ACT to amend Tennessee Code Annotated, Title 39,  
Chapter 16, Part 6, relative to evading arrest.

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

SECTION 1. Tennessee Code Annotated, Section 39-16-603, is amended by deleting subdivision (a)(3) and substituting instead the following:

(3)

(A) Except as provided in subdivision (a)(3)(B), a violation of subsection (a) is a Class A misdemeanor.

(B) A violation of subsection (a) that results in the death of another is a Class E felony.

SECTION 2. Tennessee Code Annotated, Section 39-16-603, is further amended by deleting the language "Except as provided in subdivision (b)(3)(B)", substituting instead the language "Except as provided in subdivisions (b)(3)(B) and (b)(3)(C)", and by adding the following new subdivision (b)(3)(C):

(C) If the flight or attempt to elude results in the death of another, a violation of this subsection (b) is a Class C felony and shall be punished by confinement for not less than ninety (90) days.

SECTION 3. Tennessee Code Annotated, Section 39-16-603, is further amended by adding the following as a new subsection:

( ) Nothing in this section shall be construed to prohibit prosecution under any other law.

SECTION 4. This act shall be known and may be cited as the "Joe Moon Act".

SECTION 5. This act shall take effect July 1, 2017, the public welfare requiring it.