

SENATE BILL 1131

By Norris

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 7, Part 2 and Title 55, Chapter 8, relative to law enforcement officers.

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

SECTION 1. Tennessee Code Annotated, Section 55-8-108, is amended by designating the existing language of subsection (e) as (e)(1) and by adding the following new (e)(2):

(2) The civil immunity conferred by this subsection (e) shall not apply to a law enforcement officer or the employing governmental entity if the law enforcement officer:

(A) In fresh pursuit of an actual or suspected violator is employed by a government entity outside the state of Tennessee; and

(B) Did not comply with the pursuit policy of the jurisdiction in which the injury occurred and the injury resulted from the officer's noncompliance .

SECTION 2. Tennessee Code Annotated, Title 40, Chapter 7, Part 2, is amended by adding the following as a new § 40-7-205, and by redesignating accordingly:

Section 40-7-205. The provisions of this part conferring upon peace officers from another state the power to arrest in this state upon apprehending a suspect following a fresh pursuit into this state shall not apply unless the pursuing officer is in compliance with the pursuit policy of the jurisdiction in which the pursuit occurs.

SECTION 3. This act shall take effect on July 1, 2009, the public welfare requiring it.