

SENATE BILL 3584

By Marrero

AN ACT to amend Tennessee Code Annotated, Title 36;
Title 37; Title 39 and Title 40, relative to criminal
acts.

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

SECTION 1. Tennessee Code Annotated, Section 39-15-401, is amended by adding
the following as a new, appropriately designated subsection thereto:

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(1) Any person who, while pregnant, knowingly or intentionally injects,
ingests, inhales or otherwise introduces into her body cocaine, marijuana, heroin,
or a hallucinogenic substance, as defined in 39-17-406, and the child born of the
pregnancy tests positive at the time of birth for those substances or their
metabolites, shall be guilty of a Class E felony.

(2) Should the child born of the pregnancy die as a result of the person's,
injection, ingestion, or inhalation of the cocaine, marijuana, heroin, or
hallucinogenic, the offense shall be a Class D felony.

SECTION 2. This act shall take effect July 1, 2012, the public welfare requiring it.