



State of Tennessee
PUBLIC CHAPTER NO. 725

SENATE BILL NO. 2252

By Norris, Kyle, Finney, Beavers, Berke, Burks, Herron, Johnson, Tate, Watson, Yager, Crowe

Substituted for: House Bill No. 2390

By McCormick, Rich, Moore, Hardaway, Parkinson, McManus, Kevin Brooks, Shaw, Evans, Wirgau, Fitzhugh, Pody, Dean, Dennis, Lollar, White, Shipley, Todd, Gotto, Eldridge, Hensley, Haynes, Maggart, Weaver, Coley, Harry Brooks, Don Miller, Sanderson, Faison, Hurley, Ryan Williams, Elam, Halford, Curtis Johnson, Sexton

AN ACT to amend Tennessee Code Annotated, Title 39 and Title 40, relative to criminal penalties and procedures.

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

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 12, is amended by adding Sections 2 and 3 of this act as a new part.

SECTION 2. As used in this part, unless the context otherwise requires:

(1) "Acting in concert", as used in this section, means such conduct that would make one criminally responsible pursuant to § 39-11-401, § 39-11-402, or § 39-11-403; and

(2) "Crime of force or violence" means any of the following felony offenses:

(A) Aggravated assault as defined in § 39-13-102(a)(1);

(B) Robbery as defined in § 39-13-401; and

(C) Aggravated burglary as defined in § 39-14-403.

SECTION 3. (a) A crime of force or violence committed while acting in concert with two (2) or more other persons shall be classified one (1) classification higher than if it was committed alone.

(b) The indictment shall charge that the offense was committed while acting in concert with two (2) or more other persons.

SECTION 4. If any provision of this act or the application thereof to any person or circumstances are held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end, the provisions of this act are declared to be severable.

SECTION 5. This act shall take effect July 1, 2012, the public welfare requiring it.

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PASSED: March 26, 2012



RON RAMSEY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 14th day of April 2012



BILL HASLAM, GOVERNOR