

HOUSE BILL 849

By Hardaway

AN ACT to amend Tennessee Code Annotated, Section 39-13-111 and Title 40, Chapter 11, relative to conditions of bail for certain offenders.

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

SECTION 1. Tennessee Code Annotated, Section 39-13-111(c)(5), is amended by deleting the language "purpose of funding family violence shelters and shelter services" and substituting instead the language "purposes of funding family violence shelters and shelter services and the use of global positioning monitoring systems for offenders accused of domestic assault crimes or stalking, pursuant to § 40-11-152".

SECTION 2. Tennessee Code Annotated, Section 40-11-152(h), is amended by deleting the subsection and substituting instead the following:

(h) If a defendant is found to be indigent, the cost of the global positioning monitoring system shall be paid from funds collected from the domestic assault fines imposed pursuant to § 39-13-111(c)(5).

SECTION 3. Tennessee Code Annotated, Section 40-11-152, is amended by adding the following as a new, appropriately designated subsection:

() All forms used by magistrates in granting bail for domestic abuse and stalking cases shall provide a space for the magistrate to indicate that use of a global positioning monitoring system was considered as a condition of bail and whether the condition was imposed. Existing forms that do not comply with this subsection may be used until current supplies are exhausted and new forms are prepared.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.