

HOUSE BILL 1933

By Gillespie

AN ACT to amend Tennessee Code Annotated, Title 40,
relative to bail for certain offenses.

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

SECTION 1. Tennessee Code Annotated, Section 40-11-115(d), is amended by deleting subdivisions (1) and (2).

SECTION 2. Tennessee Code Annotated, Section 40-11-115, is amended by adding the following new subsection:

(f) Notwithstanding subsection (a), a person charged with a Class A or B felony shall not be released on their own recognizance.

SECTION 3. Tennessee Code Annotated, Section 40-11-116(c), is amended by deleting subdivisions (1) and (2).

SECTION 4. Tennessee Code Annotated, Section 40-11-116(b)(3), is amended by adding the following language to the end of the subdivision:

The magistrate shall require bail to be given for a person charged with a Class A or B felony, as provided in § 40-11-118(a)(3).

SECTION 5. Tennessee Code Annotated, Section 40-11-118(a)(2), is amended by deleting the subdivision and substituting instead:

(2) Upon depositing this sum, the defendant shall be released from custody subject to the conditions of the bail bond. Bail shall be set as low as the court determines is necessary to reasonably assure the appearance of the defendant as required, subject to the minimum amounts set in subdivision (a)(3).

(3) The magistrate shall set bail at or above the following minimum amounts:

(A) For a person charged with a Class A felony, twenty thousand dollars (\$20,000); and

(B) For a person charged with a Class B felony, ten thousand dollars (\$10,000).

SECTION 6. This act takes effect July 1, 2024, the public welfare requiring it, and applies to offenses committed on or after that date.