

SENATE BILL 973

By McNally

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

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

SECTION 1. Tennessee Code Annotated, Title 40, Chapter 6, Part 1, is amended by adding the following as a new, appropriately designated section:

(a) Law enforcement shall be deemed to have probable cause to stop and search:

(1) Any known member of a criminal gang, if any member of the criminal gang has been implicated in the death of a law enforcement officer within the United States who was killed in the line of duty; or

(2) Any person who is wearing clothing or an insignia that indicates the person is affiliated with a criminal gang, if any member of the criminal gang to which he may be affiliated has been implicated in the death of a law enforcement officer within the United States who was killed in the line of duty.

(b) For the purposes of this section, "criminal gang" shall have the same meaning given in Section 40-35-121.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to searches taking place on and after such date.