

HOUSE BILL 1023

By Dean

AN ACT to amend Tennessee Code Annotated, Section 8-21-901 and Title 40, Chapter 11, Part 1, relative to bonds.

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

SECTION 1. Tennessee Code Annotated, Section 40-11-139, is amended by adding the following new subsection (c):

No execution shall issue upon a final forfeit, nor shall proceedings be taken for its enforcement until the expiration of thirty (30) days after its entry.

SECTION 2. Tennessee Code Annotated, Section 40-11-138, is amended by deleting the following language and punctuation at the end of subsection (b):

; provided, that where the disposition is a conviction or plea of guilty, the surety, unless relieved by the court, shall remain liable on the criminal appearance bond until the court renders the defendant's sentence

SECTION 3. Tennessee Code Annotated, Section 40-11-130, is amended by adding the following as new subsection (a)(3):

(3) If, after the date of posting bond, there has not been a disposition of the case within two (2) years in the case of felonies and one (1) year in the case of misdemeanors, then the surety shall be relieved. No surety shall be relieved of an existing order of forfeiture based solely upon this section.

SECTION 4. Tennessee Code Annotated, Section 8-21-901(a)(3), is amended by deleting subdivision (C) in its entirety and by substituting the following:

(C) For every bail bond to be paid as cost at the time there is a disposition of the case:..... \$10.00

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring
it.