

SENATE BILL 10

By Watson

AN ACT to amend Tennessee Code Annotated, Title 40,
relative to bail for illegal aliens.

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

SECTION 1. Tennessee Code Annotated, Section 40-11-118, is amended by inserting the following language as a new subsection immediately after subsection (b) and by appropriately redesignating subsequent subsections:

(c) After an inquiry into the citizenship status of the defendant, if it is determined that the defendant is not lawfully present in the United States, when determining the amount of bail, there shall be a presumption that the defendant is at risk of flight.

SECTION 2. If any provision of this act or the application thereof to any person or circumstance is 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 3. This act shall take effect July 1, 2009, the public welfare requiring it.