

Amendment No. 1 to SB9008

Bell
Signature of Sponsor

AMEND Senate Bill No. 9008

House Bill No. 9071*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 8-7-106(a), is amended by designating the current language as subdivision (a)(1) and adding the following new subdivision:

(2) If a district attorney general peremptorily and categorically refuses to prosecute all instances of a criminal offense without regard to facts or circumstances, then the attorney general and reporter may petition the supreme court for appointment of a district attorney general pro tem. If the supreme court finds that the district attorney general has refused to attend and prosecute according to law, then the supreme court shall appoint some other attorney as district attorney general pro tem in the district attorney general's place for the sole purpose of prosecuting persons accused of committing that offense. The acts of such district attorney general pro tem are valid as if done by the regular officer, and the district attorney general pro tem is entitled to the same privileges and emoluments.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.