



State of Tennessee

PUBLIC CHAPTER NO. 152

SENATE BILL NO. 1195

By Norris, Tracy, Bowling, Bailey, Jackson, Yarbrow

Substituted for: House Bill No. 307

By Hawk, Casada, Mark White, Love, Miller, Cooper, Jernigan, Favors, Staples, Hardaway, Clemmons

AN ACT to amend Tennessee Code Annotated, Title 37, Chapter 5, Part 1; Title 37, Chapter 5, Part 5 and Title 49, Chapter 6, Part 30, relative to the education of students in juvenile detention centers.

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

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, Part 30, is amended by adding the following language as a new, appropriately designated section:

(a) The department of education shall develop rules to be adopted by the state board of education to ensure students incarcerated in detention centers licensed by the department of children's services under § 37-5-502 are provided educational services by an LEA serving the county in which the detention center is located.

(b) The rules developed under this section shall be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, and shall include, at a minimum, procedures for:

(1) The funding in an amount equal to the per pupil state and local funds received by the LEA in which the student was enrolled at the time of incarceration on a prorated daily basis for the length of the student's incarceration to be used for the student's education; and

(2) The prompt transfer of the incarcerated student's educational records, including transcripts, from the LEA in which the student was enrolled at the time of incarceration to the LEA in which the detention center is located.

(c) The department of education shall monitor the educational services provided to students incarcerated in detention centers.

(d) The department of children's services shall ensure that detention centers licensed under § 37-5-502 comply with any rules adopted by the state board of education pursuant to this section.

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

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PASSED: April 3, 2017

Randy McNally
RANDY McNALLY
SPEAKER OF THE SENATE

Beth Harwell
BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 17th day of April 2017

Bill Haslam
BILL HASLAM, GOVERNOR