

PUBLIC CHAPTER NO. 870

SENATE BILL NO. 2198

By Burks, Gresham, Marrero, Ford, Harper

Substituted for: House Bill No. 2341

By Sherry Jones, Gilmore, Pitts, Favors, Camper, Brown, Stewart, Coley

AN ACT to amend Tennessee Code Annotated, Title 33; Title 37; Title 41 and Title 49, relative to education of juveniles in detention.

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

SECTION 1. (a) This section shall apply to the following facilities:

(1) Juvenile detention facilities approved, certified or licensed by the Department of Children's Services; and

(2) Facilities for children who are not in the custody of the Department of Children's Services that provide community-based alternative educational programs whose purposes are prevention of delinquency, rehabilitation of delinquent youth or otherwise addressing unruly behavior that places youth at risk educationally or at risk of coming into state custody.

(b) Each facility shall report no later than August 31, 2010, to the Department of Education the number of youth detained or served, as well as relevant demographic and service delivery information as specified by the Department of Education, including, but not limited to, date of entry and date of exit from the facility for the time period of July 1, 2008 through June 30, 2010.

(c) On or before January 15, 2011, the Department of Education shall provide a report containing a compilation of the data and a detailed analysis of the findings to the chair of the Select Committee on Children and Youth, the executive director of the Commission on Children and Youth, the chairs of the Education Committees of the Senate and the House of Representatives and the Commissioner of the Department of Children's Services. Such report shall include, but not be limited to, the following recommendations:

(1) A process to properly determine and direct the allocation of BEP funding for the purpose of education of youth in these facilities; and

(2) A process to ensure grades and attendance records are transferable between local education agencies and these facilities.

SECTION 2. The State Board of Education, in consultation with the Department of Children's Services and the Department of Education, shall develop or modify

curriculum-based standards, as necessary, for the education of children in these facilities consistent with those applicable to all other school systems.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: April 19, 2010



RON RAMSEY
SPEAKER OF THE SENATE



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 3rd day of May 2010



PHIL BREDESEN, GOVERNOR