PUBLIC CHAPTER NO. 1031

SENATE BILL NO. 852

By Black

Substituted for: House Bill No. 830

By Sherry Jones, Hardaway

AN ACT to amend Tennessee Code Annotated, Title 33, Chapter 8 and Title 37, Chapter 5, relative to children.

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

SECTION 1. Tennessee Code Annotated, Section 37-5-124, is amended by deleting the section in its entirety and substituting instead the following:

§ 37-5-124.

(a) The Commissioner of Children's Services shall provide a report of the fatality or near fatality of:

(1) Any child in the custody of the department;

(2) Any child who is the subject of an ongoing investigation by child protective services or has been the subject of an investigation by child protective services within the forty-five (45) days immediately preceding the child's fatality or near fatality; or

(3) Any child whose fatality or near fatality resulted in an investigation of the safety and well-being of another child in the home;

within ten (10) business days of the fatality or near fatality of such child to the members of the Senate and House of Representatives representing the child and the Select Committee on Children and Youth.

(b) The legislators representing the child shall be determined by the home address of the child. If the child was not a resident of Tennessee prior to being placed in the custody of the department, the legislators representing the child shall be determined by the address of the residence or facility in which the child was located at the time of the child's fatality or near fatality.

(c) For the purposes of this section, "near fatality" shall have the same meaning as in § 37-5-107.

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

PASSED: June 4, 2010

RON RAMSEY
SPEAKER OF THE SENATE

KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 11th day of June 2010

PHIL BREDESEN, GOVERNOR