

HOUSE BILL 11

By Kelsey

AN ACT to amend Tennessee Code Annotated, Title 38, Chapter 8, Part 1, relative to the qualifications for police officers.

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

SECTION 1. Tennessee Code Annotated, Section 38-8-106, is amended by designating the existing language as subsection (a) and by adding the following new subsection (b):

(b)

(1) Notwithstanding any other provision of law, rule or ordinance to the contrary, there is no residency requirement to be or become a full-time or part-time law enforcement officer for any law enforcement agency employing at least two thousand (2,000) full-time law enforcement officers. Neither the law enforcement agency nor the governmental entity served by such law enforcement agency shall attempt to enforce a residency requirement, discriminate against, or otherwise use the place of residence of a law enforcement officer, or an applicant for the position of law enforcement officer, whether full-time or part-time, as a reason to or justification for adversely affecting the employment, promotion, retention, compensation, duty assignments or other job status of such officer or applicant.

(2) If a law enforcement agency, or governmental entity served by such law enforcement agency, adopts, establishes or maintains, whether officially or in practice, a policy in violation of this subsection, the department of safety, through its hearing officers, shall order that all revenue derived from seized, forfeited or confiscated property to which the law enforcement agency in violation of this

subsection would otherwise be entitled pursuant to § 40-33-211, be deposited in the state general fund. The department shall continue to deposit such funds in the same manner until such policy is rescinded officially and in practice.

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