

HOUSE BILL 88

By Litz

AN ACT to amend Tennessee Code Annotated, Title 41, Chapter 4, relative to requirements for local jails housing primarily adults.

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

SECTION 1. Tennessee Code Annotated, Title 41, Chapter 4, Part 1, is amended by adding the following new section:

Section 41-4-145.

(a) As used in this section:

(1) "Existing facility" means a detention facility constructed prior to or during the month of June, 2000;

(2) "New facility" means a detention facility constructed after June, 2000;

(3) "Type I jail or workhouse" means a facility that primarily house adult inmates for over seventy-two (72) hours; and

(4) "Type II jail or workhouse means a facility that primarily house adult inmates for no more than seventy-two (72) hours.

(b) Notwithstanding any other provision of law or rule to the contrary:

(1) A Type I or Type II new facility single-occupancy cell shall have a minimum size of twenty-five square feet (25 sq. ft.) of clear floor space with a ceiling height of not less than eight feet (8');

(2) A Type I or Type II existing facility single-occupancy cell shall have a minimum size of thirteen square feet (13 sq. ft.) of clear floor space with a ceiling height of not less than eight feet (8').

(3) A Type I or Type II new facility multiple-occupancy cell shall have a minimum of twenty square feet (20 sq. ft.) of clear floor space for each occupant in the sleeping areas, with a ceiling elevation of not less than eight feet (8'); and

(4) A Type I or Type II existing facility multiple-occupancy cell shall have a minimum of thirteen square feet (13 sq. ft.) of clear floor space for each occupant in the sleeping areas, with a ceiling elevation of not less than eight feet (8').

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