

HOUSE BILL 1239

By Camper

AN ACT to amend Tennessee Code Annotated, Title 8;
Title 9; Title 12 and Title 41, relative to private
prison contractors.

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

SECTION 1. Tennessee Code Annotated, Section 41-24-103, is amended by deleting the section and substituting:

(a) The commissioner or a state or local governmental entity shall not enter into, modify, or renew a contract with a prison contractor for correctional services or for housing inmates on or after the effective date of this act.

(b) Upon the expiration of each contract with a prison contractor, inmates housed within the facility previously operated by the prison contractor must be transferred by the department or local governmental entity, as applicable, to a suitable correctional facility or jail.

(c) The commissioner shall prescribe rules in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, to facilitate the winding down of this chapter, including rules regarding:

(1) The transfer of inmates and prisoners;

(2) The transfer of records; and

(3) The manner in which to utilize funds that may become available as the result of the termination of contracts pursuant to this section to improve the correctional system at both the state and local levels.

SECTION 2. Upon the expiration of the last contract with a prison contractor, as that term is defined in § 41-24-102, title 41, chapter 24 is repealed. The commissioner of correction

shall inform the executive secretary of the Tennessee Code Commission of the expiration of the last contract.

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