



## State of Tennessee

### PUBLIC CHAPTER NO. 635

HOUSE BILL NO. 2126

By Representatives Grills, Hill, Todd, Capley, Moody, Cochran, Keisling, Littleton, Lamberth, Davis, Fritts, Sherrell, Zachary, Richey, Gillespie, White, Russell, Leatherwood, Barrett, Alexander, Rudd, McCalmon, Burkhardt, Bricken, Haston, Brock Martin, Hurt, Howell, Doggett, Warner, Darby

Substituted for: Senate Bill No. 2569

By Senators Taylor, Bowling, Jackson, Rose

AN ACT to amend Tennessee Code Annotated, Title 37 and Title 39, relative to acts committed by juveniles.

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

SECTION 1. Tennessee Code Annotated, Section 37-1-134, is amended by adding the following as a new subdivision (a)(1)(A)(iii) and redesignating the existing subdivision (a)(1)(A)(iii) and subsequent subdivision accordingly:

(iii) Fifteen (15) years of age or older at the time of the alleged conduct and charged with the offense of organized retail crime, as defined in § 39-14-113; theft of a firearm, as defined in § 39-11-106; or attempt to commit such an offense;

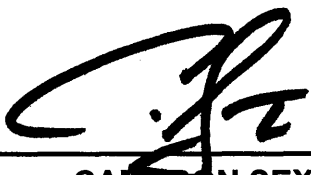
SECTION 2. Tennessee Code Annotated, Section 37-1-134, is amended by deleting subsection (i) and substituting:

(i) When a child transferred under this section is detained, the juvenile court shall order confinement in a local juvenile detention facility or a juvenile detention facility with which it contracts, except that the juvenile court may order confinement in an adult detention facility separate and removed from adult detainees if the sheriff affirms to the court that the adult detention facility has the ability to comply with the requirements of § 37-1-116, and that the population of the adult detention facility does not exceed the capacity of the facility. The court having adult criminal jurisdiction may thereafter order detention in an adult detention facility separate and removed from adult detainees; provided, however, that during the period while such child is detained separately from adult detainees, the child must otherwise abide by the same regulations and policies governing conditions of imprisonment that apply to adult detainees who are charged with similar offenses. Similar regulations and policies governing educational opportunities for adults must be implemented for a child so detained, but such regulations and policies do not affect or alter the manner in which a local education agency is required to provide educational services to a child under the federal Individuals with Disabilities Education Act, compiled in 20 U.S.C. § 1471 et seq.

SECTION 3. This act takes effect July 1, 2024, the public welfare requiring it, and applies to acts committed on or after that date.

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PASSED: March 18, 2024



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CAMERON SEXTON, SPEAKER  
HOUSE OF REPRESENTATIVES



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RANDY MCNALLY  
SPEAKER OF THE SENATE

APPROVED this 2nd day of April 2024



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BILL LEE, GOVERNOR