

SENATE BILL 1788

By Reeves

AN ACT to amend Tennessee Code Annotated, Title 5; Title 6; Title 7 and Title 71, Chapter 5, relative to the relocation of homeless persons.

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

SECTION 1. Tennessee Code Annotated, Title 7, Chapter 51, is amended by adding the following as a new part:

7-51-2801.

A local governmental entity shall not relocate a homeless individual to another jurisdiction, unless the local governmental entity receives written consent for such relocation from the receiving jurisdiction.

7-51-2802.

A local governmental entity shall not use public funds to relocate homeless individuals to other jurisdictions, unless the local governmental entity verifies that housing and other necessary services are available for the homeless individuals in the receiving jurisdiction.

7-51-2803.

(a) The attorney general and reporter may seek civil penalties of up to ten thousand dollars (\$10,000) from a local governmental entity for each violation of § 7-51-2801 or § 7-51-2802.

(b) A jurisdiction that is affected by a violation of § 7-51-2801 or § 7-51-2802 may seek damages and injunctive relief against the local governmental entity.

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

Amendment No. 2 to SB1788

Reeves
Signature of Sponsor

AMEND Senate Bill No. 1788

House Bill No. 1671*

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Title 7, Chapter 51, is amended by adding the following as a new part:

7-51-2801.

(a) A local governmental entity shall not relocate a homeless individual to another jurisdiction unless:

(1) The local governmental entity receives written consent for such relocation from the receiving jurisdiction; or

(2) The relocation is made through a program established by the local governmental entity for the purpose of reuniting homeless individuals with their place of origin when proof of substantial ties to the place of origin exists.

(b) This section does not apply to a local law enforcement agency.

7-51-2802.

(a) A local governmental entity shall not use public funds to relocate homeless individuals to other jurisdictions unless:

(1) The local governmental entity verifies that housing and other necessary services are available for the homeless individuals in the receiving jurisdiction; or

(2) The relocation is made through a program established by the local governmental entity for the purpose of reuniting homeless individuals with their place of origin when proof of substantial ties to the place of origin exists.

(b) This section does not apply to a local law enforcement agency.

7-51-2803.

A jurisdiction that is affected by a violation of § 7-51-2801 or § 7-51-2802 may seek damages and injunctive relief against the local governmental entity.

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

Amendment No. 2 to HB1671

Rudd
Signature of Sponsor

AMEND Senate Bill No. 1788

House Bill No. 1671*

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Title 7, Chapter 51, is amended by adding the following as a new part:

7-51-2801.

(a) A local governmental entity shall not relocate a homeless individual to another jurisdiction unless:

(1) The local governmental entity receives written consent for such relocation from the receiving jurisdiction; and

(2) The relocation is made through a program established by the local governmental entity for the purpose of reuniting homeless individuals with their place of origin when proof of substantial ties to the place of origin exists.

(b) This section does not apply to a local law enforcement agency.

7-51-2802.

(a) A local governmental entity shall not use public funds to relocate homeless individuals to other jurisdictions unless:

(1) The local governmental entity verifies that housing and other necessary services are available for the homeless individuals in the receiving jurisdiction; or

(2) The relocation is made through a program established by the local governmental entity for the purpose of reuniting homeless individuals with their place of origin when proof of substantial ties to the place of origin exists.

(b) This section does not apply to a local law enforcement agency.

7-51-2803.

A jurisdiction that is affected by a violation of § 7-51-2801 or § 7-51-2802 may seek damages and injunctive relief against the local governmental entity.

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