

HOUSE BILL 3907

By Lynn

AN ACT to amend Tennessee Code Annotated, Title 3, Chapter 15; Title 40, Chapter 34, Part 1 and Title 41, relative to the select oversight committee on corrections.

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

SECTION 1. Tennessee Code Annotated, Section 41-22-406(a)(1), is amended by deleting subdivision (E) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 41-22-408(e), is amended by deleting the language “the select oversight committee on corrections and”.

SECTION 3. Tennessee Code Annotated, Section 41-22-408(f)(3)(A), is amended by deleting the language “ratified by the subcommittee on TRICOR of the select oversight committee on corrections and”.

SECTION 4. Tennessee Code Annotated, Section 41-22-408(f)(3)(B), is amended by deleting the language “the subcommittee on TRICOR of the select oversight committee on corrections and”.

SECTION 5. Tennessee Code Annotated, Section 41-1-507(a), is amended by deleting the language “each member of the select oversight committee on corrections, created by title 3, chapter 15, and”.

SECTION 6. Tennessee Code Annotated, Section 41-1-507(a), is amended by deleting subdivision (6) in its entirety.

SECTION 7. Tennessee Code Annotated, Section 41-1-507, is amended by deleting subsection (c) in its entirety.

SECTION 8. Tennessee Code Annotated, Section 41-1-503(b), is amended by deleting the language “each member of the select oversight committee on corrections, created by title 3, chapter 15, and”.

SECTION 9. Tennessee Code Annotated, Section 41-21-227(h), is amended by deleting subdivision (2) in its entirety.

SECTION 10. Tennessee Code Annotated, Section 41-21-243, is amended by deleting subsection (g) in its entirety.

SECTION 11. Tennessee Code Annotated, Section 41-21-238(b), is amended by deleting the language “both the select oversight committee on corrections and”.

SECTION 12. Tennessee Code Annotated, Section 41-21-238(d), is amended by deleting the language “the select oversight committee on corrections and”.

SECTION 13. Tennessee Code Annotated, Section 41-22-116(f), is amended by deleting the fourth sentence in its entirety.

SECTION 14. Tennessee Code Annotated, Section 41-22-405(a)(1), is amended by deleting the language “through the select oversight committee on corrections”.

SECTION 15. Tennessee Code Annotated, Section 41-22-411, is amended by deleting the language “through the select oversight committee on corrections”.

SECTION 16. Tennessee Code Annotated, Section 41-24-104(a)(2), is amended by deleting subdivision (A) in its entirety and by substituting instead the following:

(A) The fiscal review committee shall review any request for proposals, any original contract, and any proposed contract renewal and may submit comments to the authorities listed in subdivision (a)(1). Any comment shall be submitted to such authorities no later than thirty (30) days after receipt of the request for proposals, original contract, or proposed contract renewal by the committee. The authorities listed in

subdivision (a)(1) shall withhold their final action until they have received the committee's comments as submitted in accordance with this section.

SECTION 17. Tennessee Code Annotated, Section 41-24-105(d), is amended by deleting the language "the select oversight committee on corrections, or, in the absence of that committee,".

SECTION 18. Tennessee Code Annotated, Section 41-24-106, is amended by deleting the language "the select oversight committee on corrections and the oversight committee" wherever it may be found and by substituting instead the language "the state and local government committees of the senate and house of representatives".

SECTION 19. Tennessee Code Annotated, Section 41-24-106, is amended by deleting the language "the select oversight committee on corrections" wherever it may be found and by substituting instead the language "the state and local government committees of the senate and house of representatives".

SECTION 20. Tennessee Code Annotated, Section 41-24-109, is amended by deleting the section in its entirety and by substituting instead the following:

Section 41-24-109. In addition to other powers and duties prescribed by law, the commissioner shall monitor any contracts with prison contractors providing correctional services and shall report at least annually, or as requested, to the state and local government committees of the senate and the house of representatives regarding the performance of the contractor. The comptroller of the treasury shall audit the performance of the department of correction and the private contractor to ensure that the state is receiving the quality and level of services as described in the contract based upon the performance criteria, the monitoring process, and any applicable sanctions that might be incurred. The comptroller of the treasury shall report annually or as requested

to the state and local government committees of the senate and the house of representatives.

SECTION 21. Tennessee Code Annotated, Section 40-34-107, is amended by deleting such section in its entirety.

SECTION 22. Tennessee Code Annotated, Title 3, Chapter 15, is amended by deleting Part 1 in its entirety.

SECTION 23. This act shall take effect July 1, 2010, the public welfare requiring it.