

HOUSE BILL 2869

By Coley

AN ACT to amend Tennessee Code Annotated, Title 49,
Chapter 1; Title 49, Chapter 2 and Title 49,
Chapter 6, relative to open enrollment.

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

SECTION 1. Tennessee Code Annotated, Section 49-6-3104, is amended by deleting subsection (a) and substituting instead:

(a) Local boards of education must:

(1) Admit students from outside the board's LEA if the receiving LEA has the available space at the building, grade, class, and program level. In determining the available space at the class level, an LEA may use the class size averages specified in § 49-1-104;

(2) Arrange for the transfer of students residing within their LEAs to schools located outside their LEAs; and

(3) Enter into agreements with other local boards of education for the admission or transfer of students from one (1) LEA to another.

SECTION 2. Tennessee Code Annotated, Section 49-6-3104, is amended by deleting subsection (d) and substituting instead:

(d) Subject to the restrictions in § 49-6-3105, a student who is eighteen (18) years of age or older or the parent or guardian of a student who is seventeen (17) years of age or younger, may transfer the student to an LEA outside the one serving the student's place of residence.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to the 2020-2021 school year and each school year thereafter.