

Filed for intro on 02/08/95
Senate Bill _____
By

House No. HB0822
By Davis

AN ACT to amend Tennessee Code Annotated, Title 20,
Chapter 1, Part 1 and Title 49, Chapter 2, Part 1,
relative to actions against school districts.

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

SECTION 1.(a) Where any school district has failed to adequately provide an appropriate educational facility or educational program for any student, the proper representative of the party aggrieved may bring suit against such school district in the circuit court located in the county where such party resides or is enrolled in school.

(b) In actions brought pursuant to subsection (a) of this section, recovery shall be limited only to the provision of appropriate educational facilities or programs or, if necessary, the transfer of the aggrieved party to an appropriate educational facility or program; necessary expenses; and reasonable attorney fees. Attorney contingency fee arrangements shall be expressly prohibited for purposes of litigation pursuant to this section.

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

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