



State of Tennessee

PUBLIC CHAPTER NO. 235

HOUSE BILL NO. 1168

By Representatives Harris, Stewart, Parkinson, Miller, Thompson, Hakeem, Mitchell, Jernigan, Lamar, Freeman, Hodges, Windle, Littleton, Mannis, Eldridge, Love, Campbell, Bricken, Chism, Hardaway, Gloria Johnson, Sparks, Camper, Warner, Towns, Carringer, Shaw, Beck, McKenzie, Moody, Clemmons, Whitson, Powell, Helton

Substituted for: Senate Bill No. 1388

By Senators Kyle, Campbell, Gilmore, Robinson, Rose

AN ACT to amend Tennessee Code Annotated, Title 36 and Title 37, relative to children.

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

SECTION 1. Tennessee Code Annotated, Section 36-6-106, is amended by deleting subsection (e) and substituting:

(e) The disability of a parent alone shall not be considered for or against awarding custody to such a party unless the disability impacts the parent's ability to meet the needs of the child.

SECTION 2. Tennessee Code Annotated, Section 36-1-113, is amended by adding the following as a new, appropriately designated subsection:

() The disability of a parent or guardian alone shall not be considered for or against termination of parental or guardian rights unless the disability impacts the parent's ability to care for the physical or psychological welfare of the child.

SECTION 3. This act takes effect July 1, 2021, the public welfare requiring it.

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PASSED: April 5, 2021



CAMERON SEXTON, SPEAKER
HOUSE OF REPRESENTATIVES



RANDY MCNALLY
SPEAKER OF THE SENATE

APPROVED this 22nd day of April 2021



BILL LEE, GOVERNOR