

**TNA Legislative Calendar
Week of February 19, 2018**

Monday, March 19, 2018 -- 4:00pm - House Floor Session

Monday, March 19, 2018 -- 4:00pm - Senate Floor Session

Tuesday, March 20, 2018

8:30am - Senate Hearing Rm I, Senate Finance, Ways & Means Committee -- The committee will hear the Governor's amendment to the Appropriations Bill. **CHAIR B. Watson (R); VICE CHAIR J. Stevens (R); 2ND VICE CHAIR J. Hensley (R); B. Massey (R); R. Tate (D); M. Norris (R); B. Ketron (R); T. Harper (D); F. Haile (R); T. Gardenhire (R); S. Dickerson (R)**

SB1797 Ketron B. **HEALTH CARE: Tennessee Public Safety Behavioral Health Act.** Requires public safety employers to provide not less than ten visits or sessions with a mental health service provider for the purpose of treating PTSD through the employee's health benefits or otherwise, in addition to any other behavioral or mental health benefits offered. Prohibits public safety employers from engaging in the retaliatory treatment of public safety employees seeking or utilizing mental health service providers or behavioral health programs. **Amendment Summary:** House Health Committee amendment 1, Senate Health & Welfare Committee amendment 1 adds language to the original bill to include occupational therapists licensed by the Board of Occupational Therapy as mental health providers for the purposes of this legislation. **HB1510 - S. Whitson - 03/15/18 - Set for House Finance, Ways & Means Subcommittee 03/21/18.**

9:00am - House Hearing Rm III, House Education Administration and Planning Committee - CHAIR H. Brooks (R); VICE CHAIR E. Smith (R); M. White (R); D. White (R); T. Weaver (R); J. Turner (D); D. Moody (R); J. Matlock (R); R. Lollar (R); R. Kane (R); C. Fitzhugh (D); J. Deberry Jr. (D); R. Akbari (D)

HJR713 Deberry Jr. J. -- **Expresses support for a minimum mandatory school nurse to student ratio.** Expresses support for a minimum mandatory school nurse to student ratio of 1:750, encourages LEAs to access grants to fund school nurses, and encourages school nurses to work in collaboration with other health care professionals. **TNA SPONSORED RESOLUTION**

10:30am - House Hearing Rm I, House Health Committee -- CHAIR C. Sexton (R); VICE CHAIR S. Kumar (R); R. Williams (R); S. Whitson (R); B. Terry (R); R. Staples (D); P. Sherrell (R); B. Ramsey (R); J. Ragan (R); S. Jones (D); D. Jernigan (D); J. Holsclaw, Jr. (R); M. Hill (R); G. Hicks (R); R. Gant (R); J. Favors (D); J. Faison (R); J. Clemmons (D); S. Butt (R)

HB2122 Williams R. -- Enacts the New Healthcare Practitioner Act -- SB1926 - R. Briggs - 03/15/18 -- **Although this bill is still on the House Health Calendar, it has been re-referred to Senate Calendar Committee, bill sponsor has requested this legislation to BE WITHDRAWN.**

HB1831 Hawk D.-- **Requirements for prescribing, dispensing, and reporting of opioids-**
- **Amendment Summary:** House Health Subcommittee amendment 3 rewrites the bill and requires

dispensers to update their software system to enable submission of ICD-10 codes by January 1, 2019. Requires healthcare practitioners to check the controlled substances database before prescribing any controlled substances. Changes the acceptable treatment period for controlled substances from seven days to three. Prohibits healthcare practitioners from treating patients with more than a three-day supply of an opioid. Lists specific procedures and rules for cases where more than a three-day supply of an opioid can be supplied. **SB2257 - M. Norris - 03/14/18 - Senate Health & Welfare Committee recommended with amendment. Sent to Senate Calendar Committee.**

HB2510 Favors J.- Prescribing of buprenorphine by certain nurse Practitioners. Amendment Summary: Senate Health & Welfare Committee amendment 1 establishes a working group to examine the potential impact of allowing nurses and physician assistants to prescribe buprenorphine containing products for the treatment of opioid abuse disorder. Lists the composition of the working group and states that all costs for the group will be paid for by the members and not by the state. House Health Subcommittee amendment 3 requires the Commissioner of the Department of Mental Health and Substance Abuse Services (DMHSAS) to convene a working group to examine the potential impact of authorizing advance practice nurses and physician assistants in Tennessee to prescribe buprenorphine containing products for the treatment of opioid use disorder and any potentially appropriate clinical settings for any such prescribing authority. Requires the working group to include a least one representative from the Department of Health (DOH), the DMHSAS, the Tennessee Bureau of Investigation (TBI), the Tennessee Association of Chiefs of Police, the Tennessee Medical Association, the Tennessee Nurses Association, the Tennessee Academy of Physician Assistants, the Tennessee Society of Addiction Medicine, the Tennessee Recovery Coalition, the Tennessee Association of Alcohol and Drug, and Other Addiction Services, the Tennessee Association of Mental Health Organizations, Neighborhood Health, Watauga Recovery Centers, and a facility licensed as a nonresidential office-based treatment facility by the DMHSAS. Requires any costs associated with participation in the working group be borne by the individual participant or their respective associations or organizations. The state will cover costs for those employed by the state. Requires the working group, no later than February 1, 2019, to submit a report regarding its findings and recommendations to the Commissioner of the DMHSAS, the Commissioner of the DOH, the Health Committees of the House and Senate, at which time the working group will cease to exist. **SB2095 - S. Dickerson - 03/07/18 - Senate Health & Welfare Committee recommended with amendment 1. Sent to Senate Calendar Committee.**

3:30pm - Senate Hearing Rm I, Senate Commerce & Labor Committee -- CHAIR J. Johnson (R); VICE CHAIR M. Green (R); 2ND VICE CHAIR K. Roberts (R); D. Gresham (R); B. Ketron (R); R. Tate (D); B. Watson (R); K. Yager (R); F. Niceley (R)

SB118 Briggs R. -- **Expansion of TennCare waiver. Amendment Summary:** House Insurance and Banking Committee amendment 1 rewrites the bill to direct the Commissioner of the Department of Finance and Administration (F&A) to submit to the federal Centers for Medicare and Medicaid Services, if determined by the Commissioner of F&A to be in the best interest of the state, a waiver amendment to the existing TennCare II waiver or to submit a new waiver in order to provide medical assistance to the TennCare II waiver population and to secure medical assistance eligibility in this state to persons meeting federal eligibility guidelines by means of a block or per capita grant, utilizing a change in applicable federal law, or other approach utilizing regulatory flexibility provided by the federal government, within 180 days of the effective date of the legislation, and if approved,

implement the waiver amendment or waiver. Requires the grant, if the waiver is by means of a block or per capita grant, to convert the federal share of all medical assistance funding for this state into an allotment that is tailored to meet the needs of this state. Senate Commerce & Labor Amendment 1 deletes all language after the enacting clause. Directs the Commissioner of the Department of Finance and Administration (F&A), within 60 days of the effective date, to assess whether submitting a waiver amendment to the existing TennCare II waiver or a new waiver that would satisfy the requirements of this subsection (b) to the federal Centers for Medicare and Medicaid Services (CMS) is in the best interest of the state. Requires the Commissioner of F&A, if it is determined that a waiver satisfying the requirements of this subsection (b) is in the best interest of the state, within 120 days of making the determination, to submit an amendment to the existing TennCare II waiver or a new waiver that satisfies the requirements of this subsection (b) to the federal CMS. Requires the amendment or waiver to provide medical assistance to the TennCare II waiver population and secure medical assistance eligibility to persons in this state who meet federal eligibility guidelines; and serve eligible persons pursuant to a block or per capita grant, either by utilizing a change in applicable federal law or by other approach utilizing regulatory flexibility provided by the federal government that is tailored to meet the needs of this state. Requires the Commissioner of F&A, if the amendment or waiver is submitted pursuant to subdivision (b)(1) and is subsequently approved by the federal CMS to proceed pursuant to subsection -- **HB69 - E. Smith - 03/15/18 - Set for House Finance, Ways & Means Subcommittee 03/21/18.**

Wednesday, March 21, 2018

9:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee -- CHAIR G. McCormick (R); R. Williams (R); C. Sargent (R); S. McDaniel (R); H. Love Jr. (D); G. Hicks (R); P. Hazlewood (R); D. Hawk (R); C. Fitzhugh (D); J. Coley (R); K. Camper (D); K. Brooks (R)

HB69 Smith E. -- **Amendment Summary:** Same as on Senate Bill House 118

11:00pm - House Hearing Rm III, House Government Operations Committee -- CHAIR J. Faison (R); VICE CHAIR J. Ragan (R); R. Williams (R); M. Stewart (D); B. Mitchell (D); C. Johnson (R); D. Howell (R); C. Halford (R); C. Fitzhugh (D); G. Casada (R); K. Calfee (R)

HB2288 Ramsey B. -- **Changes in veterinary licensing classifications.** Changes veterinary licensing classification from veterinary technician to veterinary nurse. Authorizes the board of veterinary medical examiners to adapt rules in accordance with the UAPA related the practice, application process, license renewal, license fee, and penalties. Requires that licensed veterinary technicians in good standing on or before January 1, 2019 be granted a registered veterinary nurse license upon renewal. **–SB2184 – Mike Bell – 3/15/18 – TAKEN OFF NOTICE in Senate Energy, Agriculture and Natural Resources Committee. ***PLEASE NOTE*** with the senate action, no further consideration should be taken on HB2288.**

3:00pm - House Hearing Rm I, House Health Subcommittee -- CHAIR B. Terry (R); J. Clemmons (D); J. Faison (R); J. Favors (D); M. Hill (R); S. Kumar (R); C. Sexton (R); P. Sherrell (R); J. Ragan (R)

HB2267 Hicks G. -- Increases the civil penalty from \$500 per day to \$1,000 per day that any person performs, offers to perform, or holds such person out as performing an activity without possessing

the valid certification needed to perform that health care activity. **SB2642 - B. Watson - 03/14/18 - Taken off notice in Senate Health & Welfare Committee.**

HB2159 Keisling K. -- **Elderly and Vulnerable Adult Protection Act of 2018.** Creates a Class E felony offense for abuse of an elderly adult and creates a Class D felony offense for abuse of a vulnerable adult. Also creates the offense of aggravated abuse of an elderly or vulnerable adult and specifies that a violation is a Class C felony if the act results in serious psychological injury or serious physical harm. Also specifies that a violation is a Class B felony if a deadly weapon is used to accomplish the act, the abuse is committed by two or more persons, or the abuse results in serious bodily injury. Creates a Class E felony offense for a caregiver to knowingly neglect an elderly or vulnerable adult, so as to adversely affect the person's health or welfare. Establishes other felony offenses in regard to elderly and vulnerable adults. (10 pp.) **SB2621 - M. Norris - 02/05/18 - Referred to Senate Judiciary Committee.**

HB2473 Love Jr. H. -- **Physician ownership interests in pharmacies.** Permits a physician to write a prescription for a drug that is not a Schedule II controlled substance that may be referred to and filled by a pharmacy in which the physician has an ownership interest. **SB2322 - S. Kyle - 03/07/18 - Taken off notice in Senate Health & Welfare Committee.**

HB2379 Sexton J. -- **Use of oxycodone by enrollees in medical assistance.** Prohibits medical assistance programs from covering any drugs containing oxycodone on any preferred drug lists. Requires the bureau of TennCare to remove any drug containing oxycodone from the preferred drug list within 90 days. **Amendment Summary:** Senate Health and Welfare Committee amendment 1 prohibits TennCare from providing coverage for any drug containing oxycodone. **SB2112 - F. Niceley - 03/14/18 - Senate Health & Welfare Committee recommended with amendment 1, which prohibits TennCare from providing coverage for any drug containing oxycodone. Sent to Senate Finance.**

HB2634 Kumar S. -- **Written notice mailed or given to a patient if extremely dense breast tissue is found.** Clarifies that a physician must provide a written notice directly to the patient by either handing the written notice directly to the patient or mailing a written notice to the patient's home address if extremely dense breast is found in mammogram testing. **Amendment Summary:** Senate Health & Welfare Committee amendment 1 outlines the exact language in the notice that must be sent to a patient if a physician has determined, after a mammogram is performed, that a patient has dense breasts or extremely dense breasts, based on the imaging reporting and data system established by the American College of Radiology. **SB2704 - J. Bowling - 03/07/18 - Senate Health & Welfare Sent to Senate Calendar Committee.**

HB2440 Terry B. **PROFESSIONS & LICENSURE: Prescriptions for controlled substances - partial fill allowed.** Authorizes a prescription for an opioid to be partially filled under certain circumstances. In the case of a partial fill the pharmacy where the prescription was initially filled is required to retain the original prescription. Requires that the prescribing practitioner be notified in the case of partial fill. **Amendment Summary:** Senate Health & Welfare Committee amendment 1 deletes and rewrites all language after the enacting clause such that the only substantive change is changing the effective date from January 1, 2019, to upon becoming law. **SB2025 - F. Haile - 03/14/18 - Senate Health & Welfare Committee recommended with amendment 1. Sent to Senate Calendar Committee.**

HB2354 Terry B. -- **Costs imposed by physician certification requirements.** Requires the comptroller of the treasury to study the cost associated with maintaining physician certification requirements, along with an analysis of how the cost will affect healthcare services in the state. Requires the comptroller to devise and send a report of their findings, to select house and senate committees. **SB2376 - J. Bowling - 02/28/18 - Taken off notice in Senate Health & Welfare Committee.**

HB518 Sexton C. **HEALTH CARE: Use of technology in delivering healthcare services by means of telemedicine and telehealth.** Requires the commissioner of health to study and report on recommendations for legislation concerning telehealth and telemedicine under existing statutes to the health committee of the house of representatives and the health and welfare committee of the senate by January 15, 2018. **Amendment Summary:** Senate Commerce & Labor Committee amendment 1 requires health insurance providers to reimburse healthcare services providers for a telehealth originating site facility fee. Creates new definition for the term "remote patient monitoring telemedicine services." **SB601 - M. Green - 03/15/18 - Set for Senate Commerce & Labor Committee 03/20/18.**

HB2488 Holt A.--- **Informing patients before administering vaccinations.** Requires the prescribing practitioner or qualified healthcare provider to provide the patient with a list of the vaccine's ingredients, possible side effects, and information about the federal vaccine adverse event report system prior to administering the vaccination. **SB2482 - F. Niceley - 03/07/18 - Taken off notice in Senate Health & Welfare Committee.**