

Mon 3/18/19 1:00pm - House Hearing Rm III, Joint Council on Pensions and Insurance

MEMBERS: CHAIR B. Watson (R); VICE CHAIR S. Lynn (R); P. Hazlewood (R); B. Ogles (R); P. Bailey (R); B. Gilmore (D); T. Gardenhire (R); J. Johnson (R); J. Hensley (R); J. Stevens (R); W. Lamberth (R); A. Holt (R); G. Hicks (R); R. Staples (D)

1. **SB696** **PROFESSIONS & LICENSURE: Study on direct primary care.** Requires the department of finance and administration to study the feasibility of adding direct primary care as a covered benefit under one or more of the basic health plans approved by the state insurance committee for eligible state employees and to report its findings and recommendations no later than December 31, 2019. **Fiscal Note:** (Dated February 19, 2019) NOT SIGNIFICANT
HB894 - R. Smith - 03/14/19 - Set for House Public Service & Employee Subcommittee 03/20/19.
Roberts K.
2. **SB510** **INSURANCE HEALTH: Tennessee Right to Shop Act.** Requires a carrier offering a health plan in this state, beginning upon approval of the next health insurance rate filing on or after January 1, 2020, to implement an incentive program that provides incentives for enrollees in a health plan who elect to receive a comparable healthcare service from a network provider that is covered by the health plan and that is paid less than the average allowed amount paid by that carrier to network providers for that comparable healthcare service before and after an enrollee's out-of-pocket limit has been met. Allows incentives to be calculated as a percentage of the difference between the amount actually paid by the carrier for a given comparable healthcare service and the average allowed amount for that service, or by another reasonable methodology approved by the commissioner of commerce and insurance. Also allows incentives to be provided as a cash payment to the enrollee, a credit toward the enrollee's annual in-network deductible and out-of-pocket limit, or a credit or reduction of a premium, a copayment, cost sharing, or a deductible. Requires the incentive program to provide each enrollee with at least 50 percent of the carrier's saved costs for each comparable healthcare service resulting from shopping by the enrollee. Requires an insurance carrier to make the incentive program available as a component of all health plans offered by the carrier in this state. Establishes other requirements for incentive programs.
HB419 - R. Smith - 02/06/19 - Referred to House Life & Health Insurance Subcommittee.
Roberts K.
5. **SB1215** **INSURANCE HEALTH: Restrictions on coverage of off-label drugs by insurers.** Removes that some insurers will deny payment for drugs approved by the FDA when used for off-label use, while other insurers do pay for off-label use. Deletes clause of coverage of off-label drugs will not apply to a governmentally funded health care program, if the program requires the provision of medically necessary services. Deletes definitions of medical literature and standard reference compendia, in regards to insurance coverage on off-label drugs. Deletes clause on an insurer excluding coverage on an FDA non-approved drug if the drug is recognized for treatment of the indication in one of the standard reference compendia, or in the medical literature. Deletes clause that coverage for off-label uses of approved drugs shall not be constructed to alter existing law with regard to provisions limiting the coverage of drugs that have not been approved by the FDA. **Fiscal Note:** (Dated March 9, 2019) Increase State Expenditures - \$15,685,400 Increase Federal Expenditures - \$101,300 Increase Local Expenditures Exceeds \$2,462,900*
HB1010 - M. Hill - 03/13/19 - Taken off notice in House Life & Health Insurance Subcommittee.
Crowe R.

Mon 3/18/19 2:00pm - House Hearing Rm I, House Government Operations Committee

MEMBERS: CHAIR M. Daniel (R); VICE CHAIR I. Rudder (R); R. Williams (R); M. Stewart (D); C. Sexton (R); J. Reedy (R); J. Ragan (R); W. Lamberth (R); J. Lafferty (R); D. Howell (R); G. Hardaway (D); C. Halford (R); B. Dunn (R); K. Camper (D); K. Calfee (R)

1. **HB37** **HEALTH CARE: Creates the Alzheimer's disease and related dementia advisory council.** Creates the state Alzheimer's disease and related dementia advisory council and specifies membership of council and terms of members. Specifies that the council is attached to the commission on aging and disability for administrative purposes. Requires the council to develop and submit an Alzheimer's disease state plan to the general assembly that identifies barriers to Alzheimer's disease care, analyzes service utilization data, and includes recommendations, metrics, and best practices to address gaps in service no later than January 15, 2020. **Amendment Summary:** House Health Committee amendment 1 (004088) adds the Tennessee Association for Home Care and the Tennessee Nurses Association to the list of groups who may submit qualified nominees to be appointed to the Council. Deletes language of the printed bill that authorized private citizen members of the Council be reimbursed for travel expenses incurred for attending meetings. Deletes requirement that members of the Council attend at least 50 percent of all meetings. Specifies the legislative committees to which the annual report must be submitted. **Fiscal Note:** (Dated February 2, 2019) Increase State Expenditures - \$6,100
SB28 - R. Crowe - 03/13/19 - Senate Government Operations Committee recommended with amendment 1 (005741). Sent to Senate Health and Welfare Committee.
Whitson S.
3. **HB1315** **HEALTH CARE: Training program for certified nurse practitioners in treating victim of sexual offense.** Requires the health department seek a grant from the federal health and human services' health resources department and services administration, or any other applicable entity, to develop a training program for nurse practitioners in treating and processing a minor who is a victim of certain sexual offenses. Requires the training program to be free of charge for participants. Broadly captioned. **Fiscal Note:** (Dated February 22, 2019) Other Fiscal Impact To the extent the Department of Health is awarded a federal grant, any such funding would be expended to develop the proposed program. The extent and timing of any such grant and subsequent expenditures for the program is unknown.
SB1468 - P. Bailey - 03/14/19 - Set for Senate Health & Welfare Committee 03/20/19.
Windle J.

4. **HB1275** **EDUCATION: LEA per-pupil funding - certain residential mental health facilities.** Requires an LEA to allocate prorated daily per pupil state and local funding to an out-of-state residential mental health facility if a student of the LEA is admitted to the facility, faculty are in regulation with the laws of the state, all teachers at the facility are licensed, and at least one teacher is licensed or similarly certified in special education. Defines the requirements of a student to be admitted into the facility. **Amendment Summary:** House Education Committee amendment 1 (005888) requires a student to have an individualized education program (IEP) and a referral from a physician based upon medical necessity and the most appropriate services for the child in order for an LEA to allocate funding in an amount equal to the per pupil state and local funds received by the LEA to an out-of-state residential mental health facility on a prorated daily basis for the student's length of stay. Adds language to the bill making it only applicable if the student is not in the custody of the Department of Children Services. **Fiscal Note:** (Dated February 18, 2019) Increase State Expenditures \$86,700 Decrease Local Revenue \$138,000
SB1098 - S. Dickerson - 03/14/19 - Set for Senate Education Committee 03/20/19.

Mon 3/18/19 4:30pm - Senate Chamber, Senate Consent 2

6. **SB204** **PROFESSIONS & LICENSURE: Suicide prevention training program required for social workers, therapists.** Requires social workers, marriage and family therapists, professional counselors, pastoral counselors, alcohol and drug abuse counselors, and occupational therapists to complete an approved suicide prevention training program once every four years. Current law requires the completion of the training program every five years. **Fiscal Note:** (Dated January 11, 2019) NOT SIGNIFICANT
HB36 - S. Whitson - 03/14/19 - House passed.
7. **SB232** **COMMERCIAL LAW: Registration exemptions for charitable organizations.** Increases from over \$30,000 to over \$50,000 the amount of gross contributions that must be raised or received from the public by a charitable organization in order to trigger registration and reporting requirements with the secretary of state. **Fiscal Note:** (Dated February 9, 2019) Decrease State Revenue - \$46,000/Secretary of State
HB57 - B. Hulsey - 03/14/19 - House passed.
21. **SB1214** **HEALTH CARE: Post-Traumatic Stress Injury Awareness Day.** Designates June 27 of each year as "Post-Traumatic Stress Injury Awareness Day," a day of special observance. **Fiscal Note:** (Dated February 8, 2019) NOT SIGNIFICANT
HB1148 - J. Ragan - 02/25/19 - House passed.
23. **SJR113** **MISCELLANEOUS: Creation of bust to honor Admiral William Porter Lawrence.** Requests the State Capitol Commission to initiate the creation and placement of a monument to honor and commemorate Vice Admiral William Porter Lawrence of Tennessee. **Fiscal Note:** (Dated March 7, 2019) Increase State Expenditures Up to \$25,000/One-Time
24. **SJR199** **ENVIRONMENT & NATURE: Confirmation of appointment - Thomas L. "Tommy" Woods, Tennessee Fish and Wildlife Commission.** Confirms the appointment of Thomas L. "Tommy" Woods of Piney Flats to the Tennessee Fish and Wildlife Commission.
25. **SJR200** **ENVIRONMENT & NATURE: Confirmation of appointment - James W. "Jimmy" Granbery, Tennessee Fish and Wildlife Commission.** Confirms the appointment of James W. "Jimmy" Granbery of Nashville to the Tennessee Fish and Wildlife Commission.
26. **SJR201** **ENVIRONMENT & NATURE: Confirmation of appointment - Dr. David "Hank" Wright, Tennessee Fish and Wildlife Commission.** Confirms the appointment of Dr. David "Hank" Wright of Memphis to the Tennessee Fish and Wildlife Commission.
27. **SJR205** **EDUCATION: Confirms the appointment of persons to University of Tennessee at Knoxville advisory board.** Confirms the appointment of persons to the University of Tennessee, Knoxville, advisory board.
30. **HJR63** **FAMILY LAW: Child Abuse Prevention Month.** Designates April 2019 as "Child Abuse Prevention Month" in Tennessee. **Fiscal Note:** (Dated February 17, 2019) NOT SIGNIFICANT
Williams R.

Mon 3/18/19 4:30pm - Senate Chamber, Senate Floor

1. **SJR159** **JUDICIARY: Constitutional amendment - prohibit slavery and involuntary servitude.** Proposes an amendment to Article I, Section 33 of the Constitution of Tennessee, to prohibit slavery and involuntary servitude. **Fiscal Note:** (Dated March 8, 2019) Increase State Expenditures \$10,000/One-Time
7. **SB481** **CRIMINAL LAW: Aggravated assault of utility employees as Class A misdemeanor.** Designates offense of knowingly committing aggravated assault of a utility employee as a Class A misdemeanor and sets an enhanced maximum fine of \$15,000. **Amendment Summary:** Senate Judiciary Committee amendment 1 (005098) enhances the maximum fine for an aggravated assault offense committed against an identifiable employee or contractor of a utility who is discharging or attempting to discharge their official duties to \$15,000. **Fiscal Note:** (Dated February 28, 2019) NOT SIGNIFICANT
HB901 - D. Jernigan - 03/14/19 - Set for House Criminal Justice Subcommittee 03/20/19.

10. **SB633** **PUBLIC EMPLOYEES: TCRS - revisions to optional retirement program.** Specifies that an individual participating in the optional retirement program whose position is reclassified from exempt to non-exempt after at least one year of service in the exempt position shall maintain participation in the optional retirement program. Deletes language that specifies that employer contributions are to be credited to the optional retirement fund to provide retirement and death benefits for members and are not refundable in a lump sum for any reason, except death. Prohibits a current early service retiree from changing to disability retirement. Makes other changes to provisions governing TCRS. **Amendment Summary:** Senate Finance, Ways & Means Committee amendment 1, Joint Council on Pensions and Insurance amendment 1 (005138) removes language allowing the TCRS to permit public charter schools to report and submit funds directly to the retirement system; provided, however, that in the event a public charter school does not report and submit funds, the associated local board of education shall provide the required report and funds to the retirement system. **Fiscal Note:** (Dated February 19, 2019) NOT SIGNIFICANT
 Watson B. HB1022 - S. Lynn - 02/13/19 - Referred to House Public Service & Employee Subcommittee.
13. **SB810** **CRIMINAL LAW: Prescription of certain Scheduled controlled substances.** Requires all pharmacy dispensing software vendors operating in the state, by January 1, 2020, to update their dispensing software systems to allow for partial filling of controlled substances and to submit documentation of compliance to the board of pharmacy. Allows the board of pharmacy to take disciplinary action against pharmacy dispensing vendors for non-compliance, but immunity is given for a pharmacist acting in good faith in the partial filling of controlled substances even if the pharmacy is non-compliant. **Amendment Summary:** Senate Health & Welfare Committee amendment 1 (005777) requires any subsequent fill to be filled within six months from issuance of the original prescription instead of 30 days unless federal law requires it to be filled within a shorter time frame. Orders all pharmacy dispensing software vendors to update their dispensing software systems by January 1, 2021 instead of January 1, 2020 and deletes requirement for documentation of compliance be submitted to the board of pharmacy. Allows a healthcare practitioner may treat a patient with up to a 30 day supply of an opioid with a dosage not exceeding a total of a 1,200 morphine milligram equivalent dose replacing the previous 20 day supply and 850 morphine milligram equivalent dose. Clarifies the definitions of "severe burn" and "major physical trauma". Specifies a healthcare practitioner must not treat a patient with more than a 14 day supply of an opioid to treat upper respiratory symptoms or cough. House Health Committee amendment 1 (005142) moves date requirement for pharmacy dispensing software vendors from January 1, 2020 to January 1, 2021. Deletes section removing chronic pain guidelines. **Fiscal Note:** (Dated February 15, 2019) NOT SIGNIFICANT
 Reeves S. HB843 - C. Sexton - 03/14/19 - House deferred to 03/25/19.
18. **SB1166** **CRIMINAL LAW: Offense of female genital mutilation.** Declares it to be a Class D felony to knowingly mutilate a female, facilitate the mutilation of a female, or transport or facilitate the transportation of a female for the purpose of mutilation. Specifies that it cannot be a defense to prosecution for female genital mutilation if the act was required as a matter of belief, custom, or ritual, consented to by the minor on whom the procedure is performed, or consented to by the parent or legal guardian of the minor on whom the procedure is performed. Declares that the act is not a violation if necessary to the physical health of the person or due to medical concerns in the event of child labor or birth. Establishes what is awarded to a victim of female genital mutilation after ruling by court. **Amendment Summary:** Senate Judiciary Committee amendment 1 (005324) requires any medical who performs, participates, or facilitates a female genital mutilation procedure , not subject to an exception to be subject to disciplinary action by the appropriate licensing board. Senate Judiciary Committee amendment 2 (005348) clarifies that cosmetic rejuvenation and reconstruction in accordance with the standards of the American College of Obstetrics and Gynecology is an exception to the offense of female genital mutilation. Senate Judiciary Committee amendment 3 (005712) specifies that body piercing is not female genital mutilation when performed on a consenting adult. **Fiscal Note:** (Dated March 1, 2019) NOT SIGNIFICANT
 Hensley J. HB1364 - T. Weaver - 03/14/19 - Set for House Criminal Justice Subcommittee 03/20/19.

Mon 3/18/19 5:00pm - House Chamber, House Floor

4. **HB775** **HEALTH CARE: Civil liability - entity that provides access to an automated external defibrillator.** Specifies that the entity responsible for the AED program is not subject to any civil liability for any personal injury that results from an act or omission relative to the use of an AED by any person. **Amendment Summary:** Senate amendment 1 (004922) specifies that an entity providing AED access is immune from civil liability if an act or omission related to AED use does not amount to willful or wanton misconduct or gross negligence. Adds "and maintenance" after "to the use." House Judiciary Committee amendment 1 (004653) specifies that an entity providing access to an AED is immune from civil liability if an act or omission related to the use of the AED does not amount to willful or wanton misconduct or gross negligence. **Fiscal Note:** (Dated February 9, 2019) NOT SIGNIFICANT
 Ramsey B. SB314 - B. Watson - 03/04/19 - Senate passed with amendment 1 (004922).
9. **HB127** **CRIMINAL LAW: Expands the offense of indecent exposure in a penal institution.** Expands the offense of indecent exposure by those confined in a penal institution to include offenses against staff members employed by the institution, including clergy, educators, and medical professionals. **Fiscal Note:** (Dated February 7, 2019) NOT SIGNIFICANT
 Hodges J. SB80 - R. Kurita - 02/21/19 - Senate passed.
19. **HB104** **PROFESSIONS & LICENSURE: Notification of vacancy - division of health related boards.** Expands the number of legislative committees to which health-related boards must submit reports on board vacancies to include the health committee of the house and the health and welfare committee of the senate. Broadly captioned. **Amendment Summary:** House Health Committee amendment 1 (004108) rewrites the bill and deletes a law that put regulation on any person practicing ultrasound sonography in a nonclinical 3D/4D ultrasound boutique setting. **Fiscal Note:** (Dated January 25, 2019) NOT SIGNIFICANT
 Todd C. SB266 - S. Reeves - 03/14/19 - Set for Senate Health & Welfare Committee 03/20/19.
20. **HB348** **INSURANCE GENERAL: Insurance company determining its obligations under an insurance policy.** Declares that an insurance company may determine its obligations under a policy of insurance as to any and all parties or claimants through a declaratory judgment action, an interpleader claim or action, or both, under a good faith clause. **Fiscal Note:** (Dated February 14, 2019) NOT SIGNIFICANT
 Cepicky S. SB413 - J. Stevens - 02/25/19 - Senate passed.

Tue 3/19/19 9:00am - House Hearing Rm I, House Health Committee

The committee will have budget presentations by the Department of Health and the Bureau of TennCare. MEMBERS: CHAIR B. Terry (R); VICE CHAIR E. Helton (R); S. Whitson (R); K. Vaughan (R); J. VanHuss (R); R. Smith (R); P. Sherrell (R); J. Sexton (R); C. Sexton (R); L. Miller (D); T. Leatherwood (R); S. Kumar (R); D. Jernigan (D); M. Hill (R); M. Hall (R); R. Gant (R); V. Dixie (D); B. Cooper (D); D. Byrd (R)

1. **HB496** **PROFESSIONS & LICENSURE: Exemptions to licensure and certification requirements for participation in federal Innovative Readiness Training programs.** Creates exemptions to licensure and certification requirements for various health professionals who are participating in federal Innovative Readiness Training programs, including chiropractors, dentists, physicians, and nurses. (17pp.) **Amendment Summary:** House Facilities, Licensure & Regulations Subcommittee amendment 1, Senate amendment 3 (004270) deletes all language after the enacting clause such that the only substantive change is exempting any military health professional licensed to practice in another state, as opposed to various military health professionals, from licensure and certification requirements in Tennessee while participating in an IRT Civil-Military partnership program. **Fiscal Note:** (Dated February 2, 2019) NOT SIGNIFICANT
SB53 - B. Kelsey - 02/14/19 - Senate passed with amendment 3 (004270).
5. **HB1462** **HEALTH CARE: Timeframe for notification of an applicant for the need of a nonresidential substitution-based treatment center for opiate addiction.** Changes the period within which an applicant for a certificate of need for a nonresidential substitution-based treatment center for opiate addiction must notify the chief executive officer of the county or municipality of the filing of the application if it involves a healthcare facility in which the county or municipality is the lessor of the facility or real property on which it sits from 10 days to 10 business days. **Amendment Summary:** House Facilities, Licensure & Regulations Subcommittee amendment 1 (005505) rewrites the bill and declares a certificate of need is not required for a hospital to operate an opioid treatment program if the program is located on the same campus as the hospital and the hospital is licensed and operates 100 or more psychiatric beds. **Fiscal Note:** (Dated February 27, 2019) NOT SIGNIFICANT
SB637 - J. Johnson - 02/07/19 - Referred to Senate Health & Welfare Committee.
6. **HB296** **PROFESSIONS & LICENSURE: Exempts certain medical professionals from massage licensure requirements when employing licensed massage therapists.** Exempts certain medical professionals from massage licensure requirements when massages are performed in their office by licensed massage therapists. **Fiscal Note:** (Dated March 6, 2019) Decrease State Revenue \$16,900/Massage Licensure Board Other Fiscal Impact Pursuant to Tenn. Code Ann. 4-29-121, all health related boards are required to be self-supporting over a two-year period. The Massage Licensure Board had an annual deficit of \$118,594 in FY16-17, an annual deficit of \$52,294 in FY17-18, and a cumulative reserve balance of \$912,043 on June 30, 2018.
SB467 - K. Roberts - 03/14/19 - Set for Senate Health & Welfare Committee 03/20/19.
7. **HB657** **HEALTH CARE: Permits dental hygienists prescribe certain oral health agents under certain conditions.** Permits dental hygienists to prescribe fluoride agents, topical oral anesthetic agents, and nonsystemic oral antimicrobials if they are not controlled substances, do not require a license from the FDA, and if the prescriptive authority is exercised under general supervision from a dentist or authorized public health program. Requires the board of dentistry to set educational and training requirements by rule. Requires board determine allowable percentages of certain active ingredients in medications that may be prescribed by dental hygienists. **Amendment Summary:** House Facilities, Licensure & Regulations Subcommittee amendment 1 (004967) rewrites the bill and authorizes a dental hygienist to have prescriptive authority for fluoride agents, topical oral anesthetic agents, and nonsystemic oral antimicrobials that are not controlled substances and do not require a license from the FDA to prescribe. The prescriptive authority of a dental hygienist must be exercised under the general supervision of a licensed dentist. Requires a prescription written by a dental hygienist to be reviewed by a licensed dentist within 30 days. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT
SB609 - B. Massey - 02/07/19 - Referred to Senate Health & Welfare Committee.
8. **HB656** **PROFESSIONS & LICENSURE: Adds a timeline for each board to post guidelines and standards.** Adds that within ten days of the nonresidential buprenorphine guidelines and standards being received, each board must post them on the licensing board's website. Broadly captioned. **Amendment Summary:** House Mental Health & Substance Abuse Subcommittee amendment 1 (005261) rewrites the bill and allows buprenorphine product for treatment of opioid use disorder to be prescribed by certain nurse practitioners and assistant physicians. **Fiscal Note:** (Dated February 9, 2019) NOT SIGNIFICANT
SB1060 - S. Dickerson - 02/11/19 - Referred to Senate Health & Welfare Committee.

Tue 3/19/19 9:30am - Senate Hearing Rm I, Senate Finance Revenue Subcommittee

MEMBERS: CHAIR J. Hensley (R); VICE CHAIR T. Gardenhire (R); B. Gilmore (D); F. Haile (R); K. Yager (R)

35. **SB988** **PUBLIC FINANCE: Notification regarding estimate of board fees.** Requires each board to notify the commissioner of finance and administration when the estimate of board fees for a fiscal year is more than the certified amount of board fees required by the board for that fiscal year. **Fiscal Note:** (Dated February 8, 2019) NOT SIGNIFICANT
HB1024 - S. Lynn - 02/11/19 - Caption bill held on House clerk's desk.

Tue 3/19/19 10:30am - House Hearing Rm IV, House Higher Education Subcommittee

The subcommittee will have budget hearings by Executive Director Mike Krause with the TN Higher Education Commission, President Randy Boyd with the University of TN and Chancellor Flora Tydings with the TN Board of Regents. MEMBERS: CHAIR J. Coley (R); M. Cochran (R); C. Hurt (R); A. Parkinson (D); K. Vaughan (R); M. White (R)

5. **HB1000** **EDUCATION: Homeless-student liaison to assist homeless students.** Designates a staff member who is employed in the financial aid office to serve as a homeless-student liaison. Defines responsibilities as studying the provisions of financial aid eligibility of homeless students and identifying services available and appropriate to these students. Requires the liaison to help these students in applying for aid and to develop plans to provide homeless students access to housing resources offered by the institution. **Amendment Summary:** Senate amendment 1 (005242) specifies that only educational institutions with housing resources are required to develop a plan to provide homeless students access to housing resources. **Fiscal Note:** (Dated March 3, 2019) NOT SIGNIFICANT SB763 - J. Yarbro - 03/11/19 - Senate passed with amendment 1 (005242).
7. **HJR56** **EDUCATION: Urges review of adjunct faculty compensation at public institutions of higher education.** Urges review of adjunct faculty compensation at public institutions of higher education.
Sparks M.

Tue 3/19/19 10:30am - House Hearing Rm II, House State Committee

The committee will hear a budget presentation by Commissioner Juan Williams with the Tennessee Department of Human Resources. MEMBERS: CHAIR K. Keisling (R); VICE CHAIR R. Eldridge (R); C. Todd (R); R. Tillis (R); R. Staples (D); J. Shaw (D); B. Sanderson (R); B. Ramsey (R); J. Powell (D); H. Love Jr. (D); M. Littleton (R); J. Lafferty (R); B. Hulseley (R); G. Hicks (R); D. Hawk (R); C. Halford (R); A. Farmer (R); R. Bricken (R); B. Beck (D)

1. **HJR122** **JUDICIARY: Constitutional Amendment - powers and duties of the governor during disability.** Proposes an amendment to Article II and Article III of the Constitution of Tennessee, relative to the exercise of the powers and duties of the governor during disability. **Amendment Summary:** House Employee Affairs Subcommittee amendment 1 (005571) deletes and rewrites the first resolving clause such that there are no substantive changes to the resolution. **Fiscal Note:** (Dated March 9, 2019) Increase State Expenditures -- \$10,000/One-Time
Lamberth W.
6. **SJR58** **MISCELLANEOUS: Expresses support for the Nation of Israel.** Expresses support for the Nation of Israel. **Amendment Summary:** Senate amendment 1 (004156) transmits a copy of the resolution to each member of the Tennessee congressional delegation. **Fiscal Note:** (Dated February 7, 2019) NOT SIGNIFICANT
Pody M.
13. **HJR151** **JUDICIARY: Constitutional amendment - prohibits slavery and involuntary servitude.** Proposes an amendment to Article I, Section 33 of the Constitution of Tennessee, to prohibit slavery and involuntary servitude. **Fiscal Note:** (Dated March 8, 2019) Increase State Expenditures -- \$10,000/One-Time
Towns Jr. J.

Tue 3/19/19 10:30am - Senate Hearing Rm I, Senate State & Local Government Committee

The committee will have budget hearings by the Veterans Services and TACIR. MEMBERS: CHAIR S. Dickerson (R); VICE CHAIR R. Briggs (R); 2ND VICE CHAIR T. Gardenhire (R); E. Jackson (R); B. Kelsey (R); S. Reeves (R); D. White (R); K. Yager (R); J. Yarbro (D)

29. **SJR213** **ALCOHOLIC BEVERAGES: Formation of a statewide wine trail.** Encourages the Department of Agriculture and representatives of vineyard owners and the retail wine industry in Tennessee to discuss the formation of a statewide wine trail. **Fiscal Note:** (Dated March 7, 2019) NOT SIGNIFICANT
Yager K.
44. **SB379** **LABOR LAW: Harassment of government employee.** Permits an attorney for a county, municipal, or metropolitan government to seek an injunction against a person who commits harassment against an employee of the county, municipal, or metropolitan government. Specifies that the injunction may be sought in any court of competent jurisdiction having the power to grant injunctions. **Fiscal Note:** (Dated February 4, 2019) NOT SIGNIFICANT
Yarbro J.
HB108 - D. Jernigan - 02/20/19 - House Local Committee recommended. Sent to House Calendar & Rules.
46. **SB196** **PROFESSIONS & LICENSURE: Expands the Right to Earn a Living Act.** Requires entry regulations, public service restrictions, and statutes to be clearly apparent and shaped to fulfill a legitimate public health or safety objective. Allows individuals to bring civil action on relevant licensing authorities that failed to meet standards. **Amendment Summary:** House Business Subcommittee amendment 1 (005450) removes language defining "carefully tailored" and "demonstrably necessary," adds language defining "entry regulation," and "license," "licensee," and "licensing authority." Requires licensing boards to provide reasons for entry rules and regulations upfront and permits. Permits affected persons to petition licensing authorities to repeal or modify an entry regulation. Creates a cause of action for those challenging entry regulations and places the burden of proof on the licensing agency to prove that the entry requirements fulfill a legitimate public health or safety objective. Clarifies that the persons should not be subject to a local restriction by a local governmental entity if it fails to fulfill a legitimate public health or safety objective that cannot be effectively served by restrictions that allow greater private participation. Permits a person to likewise petition a local government entity, and places the burden of proof on the party defending the license. **Fiscal Note:** (Dated February 15, 2019) Other Fiscal Impact Due to multiple unknown factors, the exact impact of the proposed legislation cannot be determined with reasonable certainty.
Kelsey B.
HB261 - M. Daniel - 03/14/19 - Set for House Commerce Committee 03/19/19.

Tue 3/19/19 12:00pm - House Hearing Rm II, House Agriculture & Natural Resources Subcommittee

MEMBERS: CHAIR J. Reedy (R); J. Chism (D); J. Clemmons (D); C. Halford (R); A. Holt (R); B. Hulseley (R); C. Todd (R)

5. **HB1129** **HEALTH CARE: Written list of TANF and medicaid options.** Changes the annual date by which the departments of health and human services must jointly provide to the appropriate committees of the senate and the house of representatives a written list of available state and federal options under medicaid and temporary assistance for needy families from December 31 to December 15. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT
Hazlewood P.
SB1123 - R. Briggs - 03/14/19 - Set for Senate Health & Welfare Committee 03/20/19.

Tue 3/19/19 12:00pm - House Hearing Rm IV, House Education Curriculum, Testing & Innovation Subcommittee

MEMBERS: CHAIR D. Moody (R); C. Baum (R); J. Deberry Jr. (D); V. Dixie (D); B. Dunn (R); T. Leatherwood (R); M. White (R)

3. **HB267 EDUCATION: Seizure education programs.** Encourages LEAs to provide an age-appropriate seizure education program in each public school to teach students about seizures and seizure disorders. Also encourages LEAs to follow the guidelines published by an organization dedicated to overcoming the challenges of living with epilepsy and finding cures for epilepsy, such as the Epilepsy Foundation of America, in creating a seizure education program. Encourages the state board of education to promulgate rules for the development and implementation of seizure education programs. **Fiscal Note:** (Dated February 13, 2019) NOT SIGNIFICANT
SB273 - B. Massey - 02/01/19 - Referred to Senate Education Committee.

Tue 3/19/19 12:00pm - House Hearing Rm I, House Insurance Committee

MEMBERS: CHAIR R. Travis (R); VICE CHAIR M. Hall (R); J. Zachary (R); D. Thompson (D); B. Terry (R); R. Smith (R); M. Sparks (R); C. Sexton (R); T. Rudd (R); D. Powers (R); L. Miller (D); J. Lafferty (R); D. Jernigan (D); J. Hodges (D); T. Hill (R); M. Hill (R); J. Garrett (R); R. Gant (R); S. Cepicky (R)

5. **HB184 INSURANCE HEALTH: Proton Therapy Access Act.** Enacts the "Proton Therapy Access Act," which requires health insurance coverage to cover hypofractionated proton therapy in the same manner as it covers intensity modulated radiation therapy under certain conditions, including patients being a part of a clinical trial or registry. **Amendment Summary:** Joint Council on Pensions and Insurance amendment 1 (005282) requires the state group insurance program to cover a physician prescribed hypofractionated proton therapy protocol to deliver a biological effective dose by paying the same aggregate amount as would be paid for the delivery of the same biological effective dose with a standard radiation therapy treatment protocol delivered with IMRT for the same indications, upon the following conditions being satisfied: coverage is provided to an eligible patient who is being treated as part of a clinical trial or registry, is diagnosed with a cancer type or indication that can be treated with a hypofractionated proton therapy protocol, the radiation oncologist prescribing the hypofractionated proton therapy protocol is board certified or board eligible in the specialty of radiation oncology, and the hypofractionated proton therapy protocol is administered in a facility in this state. If these conditions are met, a course of hypofractionated proton therapy may be provided; however, the aggregate cost to provide such therapy must be equal to the average cost actually paid by the state group insurance program for standard IMRT treatment radiation therapy protocol required to deliver the prescribed biological effective dose for the particular indication. Requires that aggregate amounts be established by reference to the amount paid for a course of IMRT treatment under a standard IMRT radiation therapy protocol for the indication under the state group insurance program. Subjects such coverage to annual deductible and co-insurance payments; however, such payments may not exceed the annual deductible and co-insurance established for all other similar benefits within a policy or contract of insurance. Prohibits the aggregate amount chargeable to or payable by an eligible patient for a covered course of hypofractionated proton therapy by an out-of-network provider from exceeding the aggregate amount that would otherwise be chargeable to or payable by the eligible patient for a course of treatment under a standard IMRT radiation therapy protocol that is covered by the state group insurance program for the delivery of the same biological dose by an out-of-network provider. States the patient is not responsible for amounts above the allowable maximum charge. The provisions of this legislation shall only apply to the state group insurance program. **Fiscal Note:** (Dated February 14, 2019) NOT SIGNIFICANT Potential Impact on Health Insurance Premiums (required by Tenn. Code Ann. 3-2-111): Such legislation could result in an increase in the cost of health insurance premiums for hypofractionated proton therapy treatment being provided by the state group insurance plan. It is estimated that the increase in premiums could be less than one percent. A one percent increase in premium rates could range between \$50 (single coverage) and \$140 (family coverage) depending on the type of plan. HB 184 - SB 195
SB195 - B. Massey - 03/14/19 - Set for Senate Commerce & Labor Committee 03/19/19.

Tue 3/19/19 1:00pm - Senate Hearing Rm I, Senate Commerce & Labor Committee

The committee will have a budget hearing by the TN Dept of Labor & Workforce Development. MEMBERS: CHAIR P. Bailey (R); VICE CHAIR A. Swann (R); 2ND VICE CHAIR J. Lundberg (R); R. Akbari (D); D. Gresham (R); J. Johnson (R); F. Niceley (R); S. Southerland (R); B. Watson (R)

2. **SB195** **INSURANCE HEALTH: Proton Therapy Access Act.** Enacts the "Proton Therapy Access Act," which requires health insurance coverage to cover hypofractionated proton therapy in the same manner as it covers intensity modulated radiation therapy under certain conditions, including patients being a part of a clinical trial or registry. **Amendment Summary:** Joint Council on Pensions and Insurance amendment 1 (005282) requires the state group insurance program to cover a physician prescribed hypofractionated proton therapy protocol to deliver a biological effective dose by paying the same aggregate amount as would be paid for the delivery of the same biological effective dose with a standard radiation therapy treatment protocol delivered with IMRT for the same indications, upon the following conditions being satisfied: coverage is provided to an eligible patient who is being treated as part of a clinical trial or registry, is diagnosed with a cancer type or indication that can be treated with a hypofractionated proton therapy protocol, the radiation oncologist prescribing the hypofractionated proton therapy protocol is board certified or board eligible in the specialty of radiation oncology, and the hypofractionated proton therapy protocol is administered in a facility in this state. If these conditions are met, a course of hypofractionated proton therapy may be provided; however, the aggregate cost to provide such therapy must be equal to the average cost actually paid by the state group insurance program for standard IMRT treatment radiation therapy protocol required to deliver the prescribed biological effective dose for the particular indication. Requires that aggregate amounts be established by reference to the amount paid for a course of IMRT treatment under a standard IMRT radiation therapy protocol for the indication under the state group insurance program. Subjects such coverage to annual deductible and co-insurance payments; however, such payments may not exceed the annual deductible and co-insurance established for all other similar benefits within a policy or contract of insurance. Prohibits the aggregate amount chargeable to or payable by an eligible patient for a covered course of hypofractionated proton therapy by an out-of-network provider from exceeding the aggregate amount that would otherwise be chargeable to or payable by the eligible patient for a course of treatment under a standard IMRT radiation therapy protocol that is covered by the state group insurance program for the delivery of the same biological dose by an out-of-network provider. States the patient is not responsible for amounts above the allowable maximum charge. The provisions of this legislation shall only apply to the state group insurance program. **Fiscal Note:** (Dated February 14, 2019) NOT SIGNIFICANT Potential Impact on Health Insurance Premiums (required by Tenn. Code Ann. 3-2-111): Such legislation could result in an increase in the cost of health insurance premiums for hypofractionated proton therapy treatment being provided by the state group insurance plan. It is estimated that the increase in premiums could be less than one percent. A one percent increase in premium rates could range between \$50 (single coverage) and \$140 (family coverage) depending on the type of plan. HB 184 - SB 195
HB184 - R. Smith - 03/14/19 - Set for House Insurance Committee 03/19/19.
5. **SB384** **PROFESSIONS & LICENSURE: Exempts armed forces members and their spouses from licensure requirements.** Exempts armed forces members stationed within this state and their spouses from licensure requirements to practice professions and occupations regulated by the department of commerce and insurance and the department of health, subject to meeting certain requirements to practice. **Amendment Summary:** House Business Subcommittee amendment 1 (004867) requires a person who holds a valid license that practices an occupation or profession in another state to apply for renewal of the license either prior to its expiration in the other state or within one year of the date the person began practicing in this state, whichever occurs first. Requires the emergency medical board, the commissioner, and each health-related board upon application for certification to accept military education, training, or experience completed by a person toward qualifications to receive a license if substantially equivalent to the standards of this state. **Fiscal Note:** (Dated February 28, 2019) Decrease State Revenue Exceeds \$1,000/Health Regulatory Boards Exceeds \$1,000/Commerce Regulatory Boards
HB304 - R. Bricken - 03/14/19 - Set for House Commerce Committee 03/19/19.
9. **SB937** **PROFESSIONS & LICENSURE: Issuance of temporary occupational licenses to spouses of members of the armed forces.** Directs the department of health and the department of commerce and insurance to promulgate rules for the issuance of temporary occupational licenses to spouses of members of the armed forces of the United States who have been transferred by the military to Tennessee. **Fiscal Note:** (Dated February 22, 2019) NOT SIGNIFICANT
HB1219 - J. Potts - 02/26/19 - Taken off notice in House Business Subcommittee.
12. **SB999** **PROFESSIONS & LICENSURE: Reinstatement of professional and occupational licenses under certain circumstances.** Allows the reinstatement of a professional or occupational license if there is submission of an application acceptable to the licensing entity, payment of the full renewal fee for an active license, and payment of any reinstatement penalty that may be required by the licensing entity. **Fiscal Note:** (Dated February 22, 2019) NOT SIGNIFICANT
HB1218 - J. Potts - 02/26/19 - Failed in House Business Subcommittee due to lack of second.

Tue 3/19/19 1:30pm - House Hearing Rm III, House Commerce Committee

MEMBERS: CHAIR T. Hill (R); VICE CHAIR C. Doggett (R); D. Wright (R); R. Staples (D); D. Powers (R); J. Powell (D); J. Moon (R); P. Marsh (R); C. Johnson (R); C. Hurt (R); J. Holsclaw, Jr. (R); P. Hazlewood (R); K. Haston (R); Y. Hakeem (D); J. Chism (D); K. Camper (D); K. Calfee (R); C. Boyd (R)

1. **HB353** **EDUCATION: School credits relative to occupational training.** Establishes a person who receives certified comprehensive career and technical training in high school and post high school are eligible to receive equivalent credit towards the occupational license related to training. **Fiscal Note:** (Dated February 24, 2019) NOT SIGNIFICANT
SB571 - J. Bowling - 02/07/19 - Referred to Senate Commerce & Labor Committee.
2. **HB304** **PROFESSIONS & LICENSURE: Exempts armed forces members and their spouses from licensure requirements.** Exempts armed forces members stationed within this state and their spouses from licensure requirements to practice professions and occupations regulated by the department of commerce and insurance and the department of health, subject to meeting certain requirements to practice. **Amendment Summary:** House Business Subcommittee amendment 1 (004867) requires a person who holds a valid license that practices an occupation or profession in another state to apply for renewal of the license either prior to its expiration in the other state or within one year of the date the person began practicing in this state, whichever occurs first. Requires the emergency medical board, the commissioner, and each health-related board upon application for certification to accept military education, training, or experience completed by a person toward qualifications to receive a license if substantially equivalent to the standards of this state. **Fiscal Note:** (Dated February 28, 2019) Decrease State Revenue Exceeds \$1,000/Health Regulatory Boards Exceeds \$1,000/Commerce Regulatory Boards
SB384 - J. Lundberg - 03/14/19 - Set for Senate Commerce & Labor Committee 03/19/19.

11. **HB261** **PROFESSIONS & LICENSURE: Expands the Right to Earn a Living Act.** Requires entry regulations, public service restrictions, and statutes to be clearly apparent and shaped to fulfill a legitimate public health or safety objective. Allows individuals to bring civil action on relevant licensing authorities that failed to meet standards. **Amendment Summary:** House Business Subcommittee amendment 1 (005450) removes language defining "carefully tailored" and "demonstrably necessary," adds language defining "entry regulation," and "license," "licensee," and "licensing authority." Requires licensing boards to provide reasons for entry rules and regulations upfront and permits. Permits affected persons to petition licensing authorities to repeal or modify an entry regulation. Creates a cause of action for those challenging entry regulations and places the burden of proof on the licensing agency to prove that the entry requirements fulfill a legitimate public health or safety objective. Clarifies that the persons should not be subject to a local restriction by a local governmental entity if it fails to fulfill a legitimate public health or safety objective that cannot be effectively served by restrictions that allow greater private participation. Permits a person to likewise petition a local government entity, and places the burden of proof on the party defending the license. **Fiscal Note:** (Dated February 15, 2019) Other Fiscal Impact Due to multiple unknown factors, the exact impact of the proposed legislation cannot be determined with reasonable certainty. SB196 - B. Kelsey - 03/14/19 - Set for Senate State & Local Government Committee 03/19/19.

Tue 3/19/19 1:30pm - House Hearing Rm II, House Facilities, Licensure & Regulations Subcommittee

The subcommittee will have a budget hearing by the Health Services and Development Agency. MEMBERS: CHAIR K. Vaughan (R); D. Byrd (R); B. Cooper (D); R. Gant (R); E. Helton (R); R. Smith (R); B. Terry (R)

1. **HB1135** **HEALTH CARE: Review of charts for practice site visits at a community mental health center.** Allows physicians assistants authorized to prescribe drugs and advanced practice registered nurses with a certificate of fitness to arrange for the required personal review of the advanced practice registered charts by a collaborating physician in the office, practice site, or a remote site. Authorizes HIPAA-compliant electronic means rather than at the site of the clinic as an option of collaborating physicians by both means as well. Specifies both the physicians assistant and the advanced practice registered nurse must provide services in a community mental health center to be eligible to arrange for the required personal review. **Amendment Summary:** Senate amendment 1 (004610) corrects an incorrect statutory reference from "45 C.F.R. § 64.312" to "45 C.F.R. § 164.312" without making any substantive changes to the legislation. Senate amendment 3 (005579) specifies that a physician must have the authority to make the prescriptions that the advanced practice registered nurse or physician assistant, as applicable, can make in order to be a collaborating physician for purposes of this bill's authorization for collaborating physicians to review charts in-person or via HIPAA-compliant electronic means. **Fiscal Note:** (Dated February 21, 2019) NOT SIGNIFICANT SB972 - E. Jackson - 03/11/19 - Senate passed with amendment 1 (004610) and amendment 3 (005579).

Tue 3/19/19 3:00pm - House Hearing Rm IV, House Employee Affairs Subcommittee

MEMBERS: CHAIR J. Holsclaw, Jr. (R); C. Boyd (R); R. Bricken (R); J. Coley (R); B. Freeman (D); D. Thompson (D)

5. **HB986** **LABOR LAW: Tennessee Pregnant Workers Fairness Act.** Defines reasonable accommodations in respect to employees who are pregnant. Declares that an employer is not required to construct a permanent, dedicated space for pressing milk. Establishes what an employer is not required to do unless the same accommodations are made for other employees including creating a light duty position and compensate an employee for more frequent or longer break periods. Declares it to be discriminatory based on sex for an employer to fail to make reasonable accommodations for pregnant employees, require an employee to take leave if a reasonable accommodation can be made, and take adverse action against an employee for requesting reasonable accommodations. **Fiscal Note:** (Dated February 24, 2019) NOT SIGNIFICANT SB758 - J. Yarbro - 02/07/19 - Referred to Senate Commerce & Labor Committee.
6. **HB216** **LABOR LAW: Tennessee Pay Equality Act.** Declares that an employer shall not discriminate between employees wage rates strictly on the basis of sex. Specifies that an employer cannot prohibit an employee from disclosing or discussing the employee's wages or the wages of another employee of the employer. Also specifies that an employer cannot prohibit an employee from inquiring about the employee's wages or the wages of another employee. Prohibits an employer from discharging, disciplining, or retaliating against an employee who discloses or discusses the employee's wages or the wages of another employee. Requires the commissioner of labor and workforce development to endeavor to eliminate pay practices unlawful under this part. Also requires the commissioner to develop guidelines to enable employers to evaluate job categories based on objective criteria. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT SB255 - S. Kyle - 02/01/19 - Referred to Senate Commerce & Labor Committee.
8. **HB514** **LABOR LAW: Tennessee State Family Leave Act.** Establishes that family and medical leave insurance benefits are payable to a covered individual who meets one of the requirements of birth, adoption, or placement through foster care, or a serious health concern. Establishes maximum number of weeks family and medical leave insurance benefits are payable. Defines benefit time frame and costs associated. Establishes that the state treasury shall create a fund to benefit the family and medical leave program. Establishes the application for receiving benefit and legality in cases of fraud or tampering from an employer. Declares that the act will go into effect on January 1, 2020. (pp 13) SB647 - S. Kyle - 02/07/19 - Referred to Senate Commerce & Labor Committee.
10. **HJR51** **LABOR LAW: Supports establishment of a Full Employment National Trust Fund.** Supports establishment of a Full Employment National Trust Fund. **Fiscal Note:** (Dated March 7, 2019) NOT SIGNIFICANT

Tue 3/19/19 3:00pm - House Hearing Rm I, House Finance, Ways & Means Committee

The committee will have budget hearings from the following: 1) Commissioner Brad Turner with the Department of Intellectual and Developmental Disabilities from 3:00 pm - 4:00 pm. 2) Commissioner Jeff McCord with the Department of Labor and Workforce Development from 4:00 pm - 5:00 pm. 3) Commissioner David Gerregano with the Department of Revenue from 5:00 pm - 5:40 pm. MEMBERS: CHAIR S. Lynn (R); VICE CHAIR P. Hazlewood (R); R. Tillis (R); W. Lamberth (R); B. Ogles (R); J. Reedy (R); C. Sexton (R); J. Shaw (D); R. Staples (D); J. Windle (D); J. Zachary (R); S. Kumar (R); A. Holt (R); C. Baum (R); K. Camper (D); J. Crawford (R); J. Deberry Jr. (D); R. Gant (R); G. Hicks (R); M. Hill (R)

8. **HB9 LOCAL GOVERNMENT: Smoking on the grounds of a playground.** Authorizes Knox County to prohibit smoking on the grounds of a playground owned or operated by the local government. **Amendment Summary:** House Cities & Counties Subcommittee amendment 1 (004455) includes Rutherford county and the cities within. House Cities & Counties Subcommittee amendment 2 (004152) includes Lincoln and Bedford counties. House Cities & Counties Subcommittee amendment 3 (003984) includes Knox county and the cities within. House Cities & Counties Subcommittee amendment 4 (004030) includes Sullivan county and the cities within. House Local Committee amendment 1 (005418) rewrites the bill and makes it permissive for any county or city to join in prohibiting smoking on playgrounds owned or operated by a local government with a two-thirds vote by the legislative body of the local government. **Fiscal Note:** (Dated January 31, 2019) Increase Local Expenditures Exceeds \$4,800/One-Time/Permissive
SB9 - R. Briggs - 02/11/19 - Senate passed.

Tue 3/19/19 3:00pm - House Hearing Rm II, House Infrastructure Subcommittee

MEMBERS: CHAIR S. Whitson (R); M. Daniel (R); B. Dunn (R); B. Griffey (R); G. Hardaway (D); D. Howell (R)

3. **HJR145 TRANSPORTATION GENERAL: Urges highway efficiency study.** Urges government officials and transit authorities to make efforts to study highway efficiency and to work in public-private partnerships before increasing taxes as a means of addressing heavy traffic congestion.
Hurt C.
9. **HJR48 TRANSPORTATION GENERAL: Special joint committee to study Tennessee's long-term transportation infrastructure needs and funding.** Creates a special joint committee to study Tennessee's long-term transportation infrastructure needs and funding.
Clemmons J.

Tue 3/19/19 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee

The committee will have budget hearings by the TN Attorney General and Reporter and the TN Administrative Office of the Courts. MEMBERS: CHAIR M. Bell (R); VICE CHAIR J. Lundberg (R); 2ND VICE CHAIR D. White (R); J. Bowling (R); T. Gardenhire (R); S. Kyle (D); K. Roberts (R); K. Robinson (D); J. Stevens (R)

1. **SJR178 JUDICIARY: Constitutional amendment - minister cannot hold seat in general assembly.** Proposes an amendment to remove Article IX, Section 1 of the Constitution of Tennessee, which provides that no minister of the gospel, or priest of any denomination whatever, shall be eligible to a seat in either house of the legislature.
Pody M.
2. **SJR179 JUDICIARY: Constitutional amendment - popular election of the attorney general.** Proposes amendment of Article VI, Section 5 to provide for popular election of the attorney general and reporter for a regular term of six years.
Pody M.
4. **SB1274 JUDICIARY: Excusing a physician from jury service.** Requires a judge or jury coordinator upon request to excuse any practicing physician from jury service upon request. A physician making a request to be excused from jury service must provide the court with documentation verifying that the person is a physician licensed to practice medicine.
HB1237 - B. Griffey - 02/13/19 - Referred to House Civil Justice Subcommittee.

Tue 3/19/19 4:30pm - House Hearing Rm III, House Education Administration Subcommittee

MEMBERS: CHAIR D. Byrd (R); S. Cepicky (R); J. Hodges (D); H. Love Jr. (D); J. Sexton (R); M. White (R); R. Williams (R)

1. **HB952 EDUCATION: Administration of federal funds for promoting public education.** Transfers responsibility for the accepting and administering of federal funds to promote public education from the state board of education to the department of education. Designates the department of education as the state board for career and technical education. Grants the department of education the authority to administer annual appropriations made for career and technical education. **Fiscal Note:** (Dated March 9, 2019) NOT SIGNIFICANT
SB808 - J. Johnson - 03/14/19 - Set for Senate Education Committee 03/20/19.
Lamberth W.

Tue 3/19/19 4:30pm - House Hearing Rm II, House Civil Justice Subcommittee

MEMBERS: CHAIR M. Carter (R); B. Beck (D); M. Curcio (R); M. Daniel (R); J. Garrett (R); D. Howell (R); J. Towns Jr. (D)

7. **HB995 JUDICIARY: Civil liability for treatment of mental health disorders by unlicensed persons.** Defines "mental health disorder" to mean a serious psychological condition, including, but not limited to, major depressive disorder, anxiety disorder, bipolar disorder, personality disorder, and post-traumatic stress disorder. Requires an unlicensed person who provides mental health psychotherapy services to provide to the client for the client's review and signature, a statement acknowledging the unlicensed status of the provider. Creates civil liability for an unlicensed person providing mental health psychotherapy services for treatment of a mental health disorder. **Fiscal Note:** (Dated February 5, 2019) NOT SIGNIFICANT
SB540 - J. Lundberg - 02/07/19 - Referred to Senate Health & Welfare Committee.
Beck B.

Tue 3/19/19 4:30pm - House Hearing Rm V, House Cities & Counties Subcommittee

MEMBERS: CHAIR J. Moon (R); K. Calfee (R); J. Crawford (R); L. Lamar (D); R. Travis (R); D. Wright (R)

5. **HB1335 CRIMINAL LAW: Local regulation of products containing nicotine.** Authorizes any municipality, county, airport authority, or certain utility districts to regulate the use of tobacco products in public places, places of employment, and parks. Specifies that a regulation implemented pursuant to this bill by a local government entity shall not be less restrictive than that required by state law. **Amendment Summary:** Senate Commerce and Labor Committee amendment 1 (004924) deletes all language after the enacting clause and rewrites the bill such that the substantive changes: (1) limit the applicable locations to only buildings and on property owned or leased by the entity; (2) authorizes municipalities, counties, airport authorities, and utility districts to prohibit the use of tobacco products; (3) requires the entity to pass a resolution or ordinance if opting to prohibit such products; and (4) expands the provisions of prohibition to include vapor products. **Fiscal Note:** (Dated February 20, 2019) Increase Local Expenditures Exceeds \$30,000/One-Time/Permissive SB932 - J. Lundberg - 03/07/19 - Re-referred to Senate Commerce & Labor Committee.

Wed 3/20/19 8:30am - House Hearing Rm I, House Education Committee

MEMBERS: CHAIR M. White (R); VICE CHAIR K. Haston (R); C. Baum (R); D. Moody (R); A. Parkinson (D); J. Ragan (R); I. Rudder (R); J. Sexton (R); K. Vaughan (R); T. Weaver (R); R. Williams (R); J. Windle (D); H. Love Jr. (D); T. Leatherwood (R); D. Byrd (R); S. Cepicky (R); M. Cochran (R); J. Coley (R); J. Deberry Jr. (D); V. Dixie (D); B. Dunn (R); J. Hodges (D); C. Hurt (R)

1. **HB934 EDUCATION: Revises special education laws.** Redefines "special education" and child with disability" or "children with disabilities." Specifies that every child with a disability is entitled to free appropriate public education (FAPE). Specifies that each LEA is responsible for ensuring that every child with a disability receives special education and related services designed to meet the child's unique needs. Defines "related services" to include transportation and developmental, corrective, and other supportive services, school health services, social work services in schools, parent counseling and training, in addition to other services that may be approved by the state board of education. Requires a child with a disability to be educated in the least restrictive environment. Clarifies that special classes, separate schooling, or other removals of a child with a disability from the regular educational environment must occur only when the student's IEP determines that the nature of the child's disability is such that education in a regular classroom setting with the use of supplementary aids and services cannot be achieved. Requires the department of education to enforce the IDEA and the state's special education laws. Requires the state board of education, in consultation with the department of education, to take necessary action to: (1) adopt standards for teachers and other personnel providing instruction or educational services to children with disabilities; (2) adopt the evaluation procedures and eligibility criteria for children with disabilities; and (3) cooperate with other state agencies, organizations, and institutions that are concerned with the health, education, and welfare of children with disabilities. Allows LEAs to contract with other LEAs to provide services for children with disabilities. In such instances, clarifies that the LEA in which the child is enrolled shall continue to be responsible for ensuring that the child receives the special education and related services in accordance with the IDEA. Requires agreements or contracts pursuant to this section to be in writing and specifies that such agreements may include the provision of special education and related services, payment of reasonable costs associated with the services, or other related costs. Allows a parent or legal guardian to request the LEA to conduct a full or individualized evaluation of the child to determine if the child has a disability and is eligible for special education services. Requires the identification, location, and evaluation of children with disabilities to be conducted in accordance with the IDEA, the state's special education laws, and the state board of education's rules. Revises language regarding denial of BEP funding for noncompliance with the special education statutes. Make various other changes regarding special education. (22 pp.) **Amendment Summary:** Senate amendment 3 (005275) restores present law language, which the bill deletes, expressing that it is state policy to provide services to maximize the capabilities of children with disabilities. This amendment restores and expands upon a list of disabilities that appears in the present law definition of a "child with a disability" for purposes of special education. Under this amendment, "child with a disability" means a child between three and 21 years of age, both inclusive, who has been evaluated and determined as having a state-identified disability in accordance with the rules and regulations of the state board of education or as having one or more of the following disabilities, as defined in federal regulations: an intellectual disability; a hearing impairment; a speech or language impairment; a visual impairment; emotional disturbance; an orthopedic impairment; autism; traumatic brain injury; other health impairment; a specific learning disability; developmental delay; deaf-blindness; or multiple disabilities, and who, by reason thereof, needs special education and related services. This amendment expands the definition of "related services", as described in section (13) of the Bill Summary, to include rehabilitation counseling with a focus on career development, employment preparation, achieving independence, and integration in the workplace and community of a child with a disability. This amendment specifies that, to the maximum extent appropriate, a child with a disability must be educated alongside the child's typically developing peers. This amendment removes a provision of this bill that prohibits an LEA attorney or a parent attorney from being a member of an IEP team. This amendment specifies that there must be a branch school of the school for the deaf located in Davidson County, but removes the language of this bill that would require such school be connected to the Tennessee School for the Blind. **Fiscal Note:** (Dated February 17, 2019) NOT SIGNIFICANT
SB790 - J. Johnson - 03/07/19 - Senate passed with amendment 3 (005275).
13. **HJR205 EDUCATION: Confirmation of appointment - Lynne Bowman, State Textbook and Instructional Materials Quality Commission.** Confirms the appointment of Lynne "Michelle" Bowman of Knoxville to the State Textbook and Instructional Materials Quality Commission.
17. **HJR54 EDUCATION: Opportunities for mentorships and apprenticeships for students.** Encourages schools, nonprofit organizations, and faith-based organizations to increase opportunities for mentorships and apprenticeships for students. **Fiscal Note:** (Dated February 21, 2019) NOT SIGNIFICANT
18. **HJR55 EDUCATION: LEAs to raise awareness regarding positive male role models.** Urges local education agencies to raise awareness of importance of positive male role models in schools. **Fiscal Note:** (Dated February 21, 2019) NOT SIGNIFICANT

24. **HB215** **EDUCATION: Bleed control kit training for LEA employees.** Requires each LEA, beginning with the 2019-2020 school year, to develop and implement a "Stop the Bleed" program in consultation with local law enforcement. Requires the department of education to develop a training program for LEA employees to instruct the employees on how to use the items contained in a bleeding control kit. Specifies requirements for training program. **Amendment Summary:** House Education K-12 Subcommittee amendment 1 (004599) deletes all language after the enacting clause. authorizes, rather than requires, each LEA to develop and implement a "Stop the Bleed" program, and removes the requirement for DOE to develop a training program for LEA employees to instruct the employees on how to use the items contained in a bleed control kit. **Fiscal Note:** (Dated February 25, 2019) Increase Local Expenditures Exceeds \$117,700/FY19-20* Exceeds \$11,800/FY20-21 and Subsequent Years*
SB259 - S. Kyle - 03/06/19 - Senate Education Committee recommended with amendment 1 (004459). Sent to Senate Finance.

Wed 3/20/19 8:45am - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee

MEMBERS: CHAIR J. VanHuss (R); M. Curcio (R); R. Eldridge (R); B. Griffey (R); B. Mitchell (D); B. Sanderson (R); P. Sherrell (R)

7. **HJR47** **MISCELLANEOUS: Commends the initiative of President Trump to re-establish the original intent, purpose, and limits of the 14th Amendment.** Commends the initiative of President Donald J. Trump to re-establish the original intent, purpose, and limits of the 14th Amendment to the United States Constitution as it pertains to the citizenship of persons born within the United States and subject to the jurisdiction thereof. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT

Wed 3/20/19 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee

HB947 was added to the calendar by suspension of the rules on the House Floor on 03/14/19. MEMBERS: CHAIR A. Holt (R); J. Deberry Jr. (D); P. Hazlewood (R); G. Hicks (R); M. Hill (R); S. Lynn (R); B. Ogles (R); C. Sexton (R); J. Shaw (D)

7. **HB1280** **TENNCARE: TennCare II funding by means of a block grant indexed for inflation and population growth.** Requires the governor acting through the commissioner of finance and administration to submit to the federal centers for medicare and medicaid services 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 by means of a block grant no later than 120 days after the effective date of this act. Orders the block grant to convert the federal share of all medical assistance funding into an allotment that is tailored to meet the needs of the state and that is indexed for inflation and population growth. Broadly captioned. **Amendment Summary:** House Insurance Committee amendment 1 (004786) requires any negotiated agreement between the federal government and the finance and administration commissioner be approved by a general assembly joint resolution. **Fiscal Note:** (Dated February 25, 2019) Increase State Expenditures Not Significant Other Fiscal Impact - If approved by the federal government, the level of federal funding that would be approved for the Medicaid program is unknown. The current federal funding level for FY18-19 is approximately \$7,544,537,000.
SB1428 - P. Bailey - 02/11/19 - Referred to Senate Commerce & Labor Committee.
15. **HB787** **VETERANS & MILITARY AFFAIRS: Department employee training for those assisting veterans with mental health issues.** Requires veteran services department provide training in mental health crisis management to the employees who assist veterans with mental health issues. **Fiscal Note:** (Dated February 25, 2019) Increase State Expenditures \$1,700/One-Time \$88,800/Recurring
SB673 - S. Kyle - 02/07/19 - Referred to Senate State & Local Government Committee.

23. **HB947 EDUCATION: Funding programs that address school safety.** This bill revises various provisions regarding the Tennessee school safety center, as discussed below. (1) Under present law, the Tennessee school safety center develops and evaluates training materials and guidelines on school safety issues, including behavior, discipline and violence prevention. The center is responsible for the collection and analysis of data related to school safety, including alleged violent or assaultive acts against school employees and students. Present law requires that analysis of data must include the number of arrests, the charges and whether civil damages were pursued by the injured party or school system; this bill removes this specification of what analysis of data must include. (2) Present law authorizes the center, within the limit of appropriations for the center, to establish grants to LEAs for the development of innovative violence prevention programs, conflict resolution, disruptive or assaultive behavior management, improved school security, peer mediation and training for employees on the identification of possible perpetrators of school related violence. This bill revises this provision to require, instead of authorize, school safety grants. This bill requires the center to develop a grant application and specifies that in the application an LEA must describe how the grant funds: (A) Will be used to improve and support school safety; (B) Align with the needs identified in a school safety assessment; and (C) Will be used to support the LEA's authorized charter schools, if applicable. (3) This bill requires the center to reserve monies to fund school safety grants based on applications received from LEAs with schools that did not have a full-time school resource officer during the 2018-2019 school year and that describe the LEA's intent to utilize the grant for school resource officers, and to that end, the center must prioritize school safety grants based on such applications. Any reserved funding awarded pursuant to provisions must be allocated as set out in present law, and must be available for school safety grants awarded for the 2019-2020 and 2020-2021 school years. Any reserved funds that are not awarded pursuant to this provision must be reallocated in accordance with present law. The allocation provided in present law is as follows: (A) Funding is available to each LEA in the same percentage that the LEA's share of basic education program (BEP) funding bears to statewide BEP funding; (B) Funding is subject to a 25 percent match by the LEA, adjusted for the LEA's fiscal capacity under the BEP formula. The match requirement may be satisfied by local or contributed funds or by personnel or other in-kind expenses assumed by the LEA; and (C) State funding is also subject to submission by the LEA to the school safety center of a proposed plan of expenditures to accomplish one or more of the provisions described above in (2) and approval of that plan by the center. The center is prohibited from unreasonably withholding funding, but should allow LEAs adequate flexibility to experiment so long as the basic requirements of present law are satisfied. This bill deletes this provision, but similar information will be required in the application process. Part of Administration Package. **Amendment Summary:** House Education Committee amendment 1 (005556) rewrites the bill and requires the TN School Safety Center within the Department of Education to establish a grant program to award funds to LEAs to address school safety measures. The center must create a grant application that assesses how LEAs plan to use grant funds to improve school security, how the application addresses needs identified in school security assessments, and how LEA funding will be used to support charter schools, if applicable. Requires LEAs to be in compliance with all state laws, rules and regulations regarding safety to be eligible for the grants. Funding is available to LEAs in the same percentage of BEP funding that each LEA receives. Funding is subject to a match, which can be fulfilled by using in-kind services from personnel or other expenses assumed by the LEA. LEAs may also use a local tax levy to raise funds if this is identified in their grant application as a source of funds. All funds appropriated to the center for this purpose are to stay in the fund and not revert to the General Fund. Requires the center to set aside funding for grants and prioritize approval for LEAs that had schools where a School Resource Officer (SRO) is not employed. This priority status must remain in effect for the 2019-2020 and 2020-2021 Fiscal Years. The Department of Safety and Homeland Security in conjunction with the Department of Education must create a safety assessment and must provide training on use of the assessment to local law enforcement to identify vulnerabilities. **Fiscal Note:** (Dated March 6, 2019) Increase State Expenditures \$20,000,000/FY19-20 \$10,000,000/FY20-21 and Subsequent Years Increase Local Expenditures \$6,666,700/FY19-20/Permissive \$3,333,300/FY20-21 and Subsequent Years/Permissive The Governors proposed budget document for FY19-20 (page A-37) includes one-time funding of \$20,000,000 and recurring funding of \$10,000,000.
SB803 - J. Johnson - 03/14/19 - Set for Senate Education Committee 03/20/19.

Wed 3/20/19 12:30pm - House Hearing Rm I, House Judiciary Committee

The committee will hear a budget presentation from the TN Office of the Post-Conviction Defender and from the TN District Public Defenders Conference.

MEMBERS: CHAIR M. Curcio (R); VICE CHAIR J. Garrett (R); A. Farmer (R); M. Littleton (R); B. Mitchell (D); B. Ogles (R); A. Parkinson (D); J. Potts (D); I. Rudder (R); B. Sanderson (R); P. Sherrell (R); J. Towns Jr. (D); J. VanHuss (R); W. Lamberth (R); C. Johnson (R); B. Hulse (R); B. Beck (D); K. Camper (D); M. Carter (R); M. Daniel (R); C. Doggett (R); R. Eldridge (R); J. Faison (R); B. Griffey (R); D. Howell (R)

5. **HB1455 CRIMINAL LAW: First degree murder sentencing if defendant had severe mental illness.** Prohibits a court from sentencing a defendant convicted of first degree murder to death if the defendant proves by a preponderance of the evidence that, at the time of the offense, the defendant had a severe mental illness. Defines "severe mental illness" to mean symptoms of psychosis shown by hallucinations, extremely disorganized thinking, or other significant disruptions of consciousness, memory, and perception that are not attributable solely to repeated criminal conduct or the acute effects of the intentional use of alcohol or other drugs and a documented medical history of one or more of the following mental disorders: schizophrenia; schizoaffective disorder; bipolar disorder with psychosis; major depressive disorder with psychosis; or delusional disorder.
SB1124 - R. Briggs - 02/11/19 - Referred to Senate Judiciary Committee.
20. **HB677 CRIMINAL LAW: Reporting of person judicially committed for mental illness to determine eligibility to purchase firearm.** Requires clerks to report the race, sex, and social security number of a person judicially committed for mental illness to the FBI-NCIS index and department of safety to determine eligibility for person to purchase firearms. Requires such information to be confidential. **Fiscal Note:** (Dated February 19, 2019) NOT SIGNIFICANT
SB472 - F. Haile - 03/11/19 - Senate passed.

21. **HB761** **TRANSPORTATION VEHICLES: Revises provisions for blood and breath tests - DUI.** Declares the circumstances required for a breath test and a blood test to be administered at a traffic stop. Establishes when an officer can administer a breath test, blood test, or both, without the consent of the operator, including the event of a collision or a violation committed with a minor in the vehicle. Specifies that a breath or blood test may only be administered with consent by an operator or when an officer has probable cause for one or more violations. Specifies who is classified as a qualified practitioner to draw blood and the penalties for negligence during withdrawal of blood. Declares that an unconscious operator will not be subjected to a blood test unless a search warrant or exigent circumstance exceptions apply. Establishes that in the event of violation of driving under the influence or alcohol or drugs, a license will be suspended for one year if there is no prior conviction, two years if there is a prior conviction or was involved in a collision, resulting in one person seriously injured, and five years if there was a collision where a person was killed. Specifies that an offense is considered a repeat offense if occurring less than 10 years of the previous conviction, and an offense occurring more than 20 years after the previous offense is never considered a prior offense for that purpose. **Fiscal Note:** (Dated February 28, 2019) NOT SIGNIFICANT
SB1342 - B. Massey - 03/14/19 - Senate passed.
30. **SJR1** **JUDICIARY: Constitutional amendment - selection of attorney general.** Proposes an amendment to Article VI, Section 5 of the state constitution to provide for the selection of the attorney general and reporter for the state with nomination by the supreme court and confirmation by the general assembly. **Fiscal Note:** (Dated January 31, 2019) Increase State Expenditures \$10,000/One-Time
Yager K.

Wed 3/20/19 12:30pm - House Hearing Rm IV, House Public Service & Employee Subcommittee

MEMBERS: CHAIR B. Ramsey (R); R. Bricken (R); D. Hawk (R); G. Hicks (R); K. Keisling (R); H. Love Jr. (D); J. Shaw (D)

8. **HB894** **PROFESSIONS & LICENSURE: Study on direct primary care.** Requires the department of finance and administration to study the feasibility of adding direct primary care as a covered benefit under one or more of the basic health plans approved by the state insurance committee for eligible state employees and to report its findings and recommendations no later than December 31, 2019. **Fiscal Note:** (Dated February 19, 2019) NOT SIGNIFICANT
Smith R.
SB696 - K. Roberts - 02/07/19 - Referred to Senate State & Local Government Committee.

Wed 3/20/19 1:00pm - Senate Hearing Rm I, Senate Health & Welfare Committee

The committee will have budget hearings by the TN Commission on Children and Youth and by the TN Dept of Children's Services. MEMBERS: CHAIR R. Crowe (R); VICE CHAIR F. Haile (R); 2ND VICE CHAIR S. Reeves (R); J. Hensley (R); E. Jackson (R); B. Massey (R); A. Swann (R); B. Watson (R); J. Yarbro (D)

2. **SB179** **HEALTH CARE: Board of trustees of hospital authority - employment of former board member.** Prohibits members or former members of a hospital authority board of trustees from entering into an arrangement for employment or the provision of labor or services with the authority until at least 12 months following the trustee or former trustee's service on the board. **Fiscal Note:** (Dated February 11, 2019) NOT SIGNIFICANT
Gardenhire T.
HB416 - E. Helton - 03/05/19 - Taken off notice in House Facilities, Licensure & Regulations Subcommittee.
3. **SB1465** **HEALTH CARE: Extends Suicide Prevention Act.** Extends the Suicide Prevention Act of 2018. Requires the department of health to compile data on the medications that were prescribed to persons who died from suicide. Requires that a report recommending any necessary programs or policies to prevent suicide deaths in this state be made to the health committee of the house of representatives and the health and welfare committee of the senate no later than June 30, 2020, and by June 30 every two years thereafter. **Fiscal Note:** (Dated February 20, 2019) Increase State Expenditures \$12,900/One-Time \$321,400/Recurring
Bailey P.
HB159 - C. Sexton - 03/12/19 - House Health Committee deferred to 03/26/19.
4. **SB1468** **HEALTH CARE: Training program for certified nurse practitioners in treating victim of sexual offense.** Requires the health department seek a grant from the federal health and human services' health resources department and services administration, or any other applicable entity, to develop a training program for nurse practitioners in treating and processing a minor who is a victim of certain sexual offenses. Requires the training program to be free of charge for participants. Broadly captioned. **Fiscal Note:** (Dated February 22, 2019) Other Fiscal Impact To the extent the Department of Health is awarded a federal grant, any such funding would be expended to develop the proposed program. The extent and timing of any such grant and subsequent expenditures for the program is unknown.
Bailey P.
HB1315 - J. Windle - 03/14/19 - Set for House Government Operations Committee 03/18/19.
5. **SB266** **PROFESSIONS & LICENSURE: Notification of vacancy - division of health related boards.** Expands the number of legislative committees to which health-related boards must submit reports on board vacancies to include the health committee of the house and the health and welfare committee of the senate. Broadly captioned. **Amendment Summary:** House Health Committee amendment 1 (004108) rewrites the bill and deletes a law that put regulation on any person practicing ultrasound sonography in a nonclinical 3D/4D ultrasound boutique setting. **Fiscal Note:** (Dated January 25, 2019) NOT SIGNIFICANT
Reeves S.
HB104 - C. Todd - 03/15/19 - Set for House Floor 03/18/19.
6. **SB467** **PROFESSIONS & LICENSURE: Exempts certain medical professionals from massage licensure requirements when employing licensed massage therapists.** Exempts certain medical professionals from massage licensure requirements when massages are performed in their office by licensed massage therapists. **Fiscal Note:** (Dated March 6, 2019) Decrease State Revenue \$16,900/Massage Licensure Board
Roberts K.
Other Fiscal Impact Pursuant to Tenn. Code Ann. 4-29-121, all health related boards are required to be self-supporting over a two-year period. The Massage Licensure Board had an annual deficit of \$118,594 in FY16-17, an annual deficit of \$52,294 in FY17-18, and a cumulative reserve balance of \$912,043 on June 30, 2018.
HB296 - M. Hill - 03/14/19 - Set for House Health Committee 03/19/19.

7. **SB743 PROFESSIONS & LICENSURE: Practice of nursing - references to human patients.** Changes references of patients to human patients. Hensley J. Determines exclusive eligibility for the licensed practice of nursing to persons licensed by the board of nursing. **Amendment Summary:** House amendment 1 (004830) rewrites this bill and: (1) Prohibits a person from using the title "nurse" or any other title, abbreviation, or designation in connection with the person's name, occupation, or profession to indicate or imply that the person is a practicing nurse unless the person is actively licensed or certified by the board of nursing; and (2) Revises the present law provisions governing the board of nursing enjoining violations of practicing nursing without a license. Under present law, the board is authorized to petition any circuit or chancery court having jurisdiction to enjoin from practicing any person who is practicing or attempting to practice as a professional or registered nurse or as a licensed practical nurse without possessing a valid license or to enjoin any licensee from practicing who has been found guilty of the acts enumerated in present law as grounds for denial, revocation, or suspension of a license. Present law provides that no injunction bond is required of the board. This amendment adds that the board may petition the court to enjoin a person from using the title "nurse" or from using any other title, abbreviation, or designation in connection with the person's name, occupation, or profession that indicates or implies that the person is a practicing nurse, but who does not possess a valid license or certificate from the board of nursing. This amendment also removes the provision whereby no injunction bond is required of the board. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT
HB422 - R. Smith - 03/14/19 - House passed with amendment 1 (004830).
8. **SB1123 HEALTH CARE: Written list of TANF and medicaid options.** Changes the annual date by which the departments of health and human services must jointly provide to the appropriate committees of the senate and the house of representatives a written list of available state and federal options under medicaid and temporary assistance for needy families from December 31 to December 15. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT
HB1129 - P. Hazlewood - 03/14/19 - Set for House Agriculture & Natural Resources Subcommittee 03/19/19.

Wed 3/20/19 2:00pm - House Hearing Rm II, House Public Health Subcommittee

The subcommittee will have a budget hearing by the Department of Human Services. MEMBERS: CHAIR J. Sexton (R); V. Dixie (D); M. Hill (R); L. Miller (D); B. Terry (R); J. VanHuss (R); S. Whitson (R)

1. **HB97 CRIMINAL LAW: Limitations on usage of vape products.** Adds products that can be used to produce or emit a visible or non-visible vapor to the definition of "vapor product" under the "Prevention of Youth Access to Tobacco and Vapor Products Act." Limits the places in which one may use vapor products under the "Children's Act for Clean Indoor Air" to those places where smoking is currently prohibited, including child care centers, group care homes, and public schools. **Fiscal Note:** (Dated January 29, 2019) NOT SIGNIFICANT
SB26 - T. Gardenhire - 03/04/19 - Senate passed.
5. **HB1388 HEALTH CARE: Adds neonatal care to department of health's plan.** Obligates the department of health in developing their plan to consider the feasibility of assisting in the regional development, expansion, and maintenance of specialty level II birthing centers in every health region with certified obstetricians and pediatricians available who are trained in the prevention, early diagnoses, treatment, and stabilization of complications of pregnancy and childbirth. Requires the bureau of TennCare, in consultation with the perinatal advisory committee and with the assistance of relevant state agencies, to report on quality and outcomes in perinatal care for the last two available fiscal years or calendar years to the health committee of the house of representatives and the health and welfare committee of the senate on or before March 1 of each year. Specifies the report must include a description of any initiatives by the managed care organizations to improve key performance indicators of perinatal care outcomes and a determination of the effectiveness of organizations' initiatives toward improving perinatal care outcomes to residents in each health region.
SB1470 - P. Bailey - 02/11/19 - Referred to Senate Health & Welfare Committee.
6. **HB1490 HEALTH CARE: Life Appropriation Act.** Enacts the "Life Appropriation Act," which prohibits an agency or instrumentality of the state from awarding a grant to pay the direct or indirect costs of performing, inducing, referring, or counseling in favor of abortions. Specifies that these costs include, but not limited to, administrative costs and expenses, overhead costs, employee salaries, rent and mortgage payments, and telephone and other utility payments. Prohibits an agency or instrumentality of the state from granting, appropriating, or distributing a grant to an individual or entity that performs convenience abortions. Defines "convenience abortion." **Fiscal Note:** (Dated March 8, 2019) Other Fiscal Impact Passage of this legislation could jeopardize federal funding received from Title X Family Planning to provide preventive health care and family planning services for low-income, under-insured and uninsured individuals.
SB1418 - E. Jackson - 02/11/19 - Referred to Senate Judiciary Committee.

Wed 3/20/19 2:00pm - House Hearing Rm I, House Local Committee

MEMBERS: CHAIR J. Crawford (R); VICE CHAIR D. Wright (R); M. Carter (R); R. Travis (R); R. Tillis (R); T. Rudd (R); B. Ramsey (R); J. Moon (R); L. Lamar (D); G. Johnson (D); E. Helton (R); Y. Hakeem (D); B. Freeman (D); J. Faison (R); D. Carr (R); K. Calfee (R)

3. **HB543 TAXES PROPERTY: Requirement of notice from the delinquent tax attorney relative to property tax.** Requires the delinquent tax attorney to pose a copy of the proceeding and send a copy by first-class mail addressed to "occupant" at the last known municipal address of the parcel. Declares that all notices to all owners and interested parties must be detailed by the delinquent tax attorney. **Fiscal Note:** (Dated March 9, 2019) Other Fiscal Impact A precise fiscal impact to local government revenue cannot reasonably be determined due to multiple unknown factors.
SB321 - E. Jackson - 02/04/19 - Referred to Senate State & Local Government Committee.

Wed 3/20/19 2:30pm - Senate Hearing Rm I, Senate Education Committee

The committee will have the following budget hearings: 1) TN Higher Education Commission/TN Student Assistance Corp. 2) University of TN System 3) TN Board of Regents 4) TN Lottery Corporation MEMBERS: CHAIR D. Gresham (R); VICE CHAIR B. Kelsey (R); 2ND VICE CHAIR R. Akbari (D); M. Bell (R); R. Crowe (R); S. Dickerson (R); F. Haile (R); J. Hensley (R); J. Lundberg (R)

11. **SB803** **EDUCATION: Funding programs that address school safety.** This bill revises various provisions regarding the Tennessee school safety center, as discussed below. (1) Under present law, the Tennessee school safety center develops and evaluates training materials and guidelines on school safety issues, including behavior, discipline and violence prevention. The center is responsible for the collection and analysis of data related to school safety, including alleged violent or assaultive acts against school employees and students. Present law requires that analysis of data must include the number of arrests, the charges and whether civil damages were pursued by the injured party or school system; this bill removes this specification of what analysis of data must include. (2) Present law authorizes the center, within the limit of appropriations for the center, to establish grants to LEAs for the development of innovative violence prevention programs, conflict resolution, disruptive or assaultive behavior management, improved school security, peer mediation and training for employees on the identification of possible perpetrators of school related violence. This bill revises this provision to require, instead of authorize, school safety grants. This bill requires the center to develop a grant application and specifies that in the application an LEA must describe how the grant funds: (A) Will be used to improve and support school safety; (B) Align with the needs identified in a school safety assessment; and (C) Will be used to support the LEA's authorized charter schools, if applicable. (3) This bill requires the center to reserve monies to fund school safety grants based on applications received from LEAs with schools that did not have a full-time school resource officer during the 2018-2019 school year and that describe the LEA's intent to utilize the grant for school resource officers, and to that end, the center must prioritize school safety grants based on such applications. Any reserved funding awarded pursuant to provisions must be allocated as set out in present law, and must be available for school safety grants awarded for the 2019-2020 and 2020-2021 school years. Any reserved funds that are not awarded pursuant to this provision must be reallocated in accordance with present law. The allocation provided in present law is as follows: (A) Funding is available to each LEA in the same percentage that the LEA's share of basic education program (BEP) funding bears to statewide BEP funding; (B) Funding is subject to a 25 percent match by the LEA, adjusted for the LEA's fiscal capacity under the BEP formula. The match requirement may be satisfied by local or contributed funds or by personnel or other in-kind expenses assumed by the LEA; and (C) State funding is also subject to submission by the LEA to the school safety center of a proposed plan of expenditures to accomplish one or more of the provisions described above in (2) and approval of that plan by the center. The center is prohibited from unreasonably withholding funding, but should allow LEAs adequate flexibility to experiment so long as the basic requirements of present law are satisfied. This bill deletes this provision, but similar information will be required in the application process. Part of Administration Package. **Amendment Summary:** House Education Committee amendment 1 (005556) rewrites the bill and requires the TN School Safety Center within the Department of Education to establish a grant program to award funds to LEAs to address school safety measures. The center must create a grant application that assesses how LEAs plan to use grant funds to improve school security, how the application addresses needs identified in school security assessments, and how LEA funding will be used to support charter schools, if applicable. Requires LEAs to be in compliance with all state laws, rules and regulations regarding safety to be eligible for the grants. Funding is available to LEAs in the same percentage of BEP funding that each LEA receives. Funding is subject to a match, which can be fulfilled by using in-kind services from personnel or other expenses assumed by the LEA. LEAs may also use a local tax levy to raise funds if this is identified in their grant application as a source of funds. All funds appropriated to the center for this purpose are to stay in the fund and not revert to the General Fund. Requires the center to set aside funding for grants and prioritize approval for LEAs that had schools where a School Resource Officer (SRO) is not employed. This priority status must remain in effect for the 2019-2020 and 2020-2021 Fiscal Years. The Department of Safety and Homeland Security in conjunction with the Department of Education must create a safety assessment and must provide training on use of the assessment to local law enforcement to identify vulnerabilities. **Fiscal Note:** (Dated March 6, 2019) Increase State Expenditures \$20,000,000/FY19-20 \$10,000,000/FY20-21 and Subsequent Years Increase Local Expenditures \$6,666,700/FY19-20/Permissive \$3,333,300/FY20-21 and Subsequent Years/Permissive The Governors proposed budget document for FY19-20 (page A-37) includes one-time funding of \$20,000,000 and recurring funding of \$10,000,000.
HB947 - W. Lamberth - 03/14/19 - Set for House Finance, Ways & Means Subcommittee 03/20/19.
13. **SB808** **EDUCATION: Administration of federal funds for promoting public education.** Transfers responsibility for the accepting and administering of federal funds to promote public education from the state board of education to the department of education. Designates the department of education as the state board for career and technical education. Grants the department of education the authority to administer annual appropriations made for career and technical education. **Fiscal Note:** (Dated March 9, 2019) NOT SIGNIFICANT
HB952 - W. Lamberth - 03/14/19 - Set for House Education Administration Subcommittee 03/19/19.
18. **SB1098** **EDUCATION: LEA per-pupil funding - certain residential mental health facilities.** Requires an LEA to allocate prorated daily per pupil state and local funding to an out-of-state residential mental health facility if a student of the LEA is admitted to the facility, faculty are in regulation with the laws of the state, all teachers at the facility are licensed, and at least one teacher is licensed or similarly certified in special education. Defines the requirements of a student to be admitted into the facility. **Amendment Summary:** House Education Committee amendment 1 (005888) requires a student to have an individualized education program (IEP) and a referral from a physician based upon medical necessity and the most appropriate services for the child in order for an LEA to allocate funding in an amount equal to the per pupil state and local funds received by the LEA to an out-of-state residential mental health facility on a prorated daily basis for the student's length of stay. Adds language to the bill making it only applicable if the student is not in the custody of the Department of Children Services. **Fiscal Note:** (Dated February 18, 2019) Increase State Expenditures \$86,700 Decrease Local Revenue \$138,000
HB1275 - A. Holt - 03/14/19 - Set for House Government Operations Committee 03/18/19.
22. **SB1238** **EDUCATION: Authorizes LEAs to establish a threat assessment team.** Allows LEAs to adopt a policy to establish a threat assessment team within each LEA. Specifies that the purpose of the threat assessment team is to develop comprehensive intervention-based approaches to prevent violence, manage reports of potential threats, and create a system that fosters a safe, supportive, and effective school environment. Requires the threat assessment team to include LEA personnel and law enforcement personnel. Specifies that an LEA's threat assessment team may include juvenile services personnel, a representative of the local district attorney's office, a representative of the department of children's services, and mental health service providers. **Fiscal Note:** (Dated March 3, 2019) NOT SIGNIFICANT
HB1158 - B. Ogles - 03/06/19 - House Education K-12 Subcommittee deferred to last calendar.

MEMBERS: CHAIR J. Ragan (R); K. Haston (R); I. Rudder (R); T. Weaver (R); M. White (R); J. Windle (D)

1. **HB653** **EDUCATION: BEP funded school nurse positions.** Increases the number of BEP funded full-time public school nurse positions from one for every 3,000 students to one for every 700 students. Increases the number of full-time public school nurses considered sufficient for the public school nurse program to adequately provide services from one nurse for every 3,000 students to one nurse for every 700 students.
Hawk D. SB909 - S. Southerland - 02/11/19 - Referred to Senate Education Committee.

Wed 3/20/19 3:30pm - House Hearing Rm II, House Criminal Justice Subcommittee

HB565 was added to the calendar by suspension of the rules on the House Floor on 03/14/19. MEMBERS: CHAIR A. Farmer (R); K. Camper (D); M. Curcio (R); C. Doggett (R); W. Lamberth (R); B. Ogles (R); A. Parkinson (D)

1. **HB1001** **CRIMINAL LAW: Medical amnesty - person seeking aid for someone experiencing a drug overdose.** Exempts any person who seeks medical assistance for a person experiencing a drug or alcohol overdose from arrest, charge, or prosecution for a drug or alcohol violation unless the person has a restraining order or violates probation.
Beck B. SB465 - J. Yarbro - 02/06/19 - Referred to Senate Judiciary Committee.
4. **HB1364** **CRIMINAL LAW: Offense of female genital mutilation.** Declares it to be a Class D felony to knowingly mutilate a female, facilitate the mutilation of a female, or transport or facilitate the transportation of a female for the purpose of mutilation. Specifies that it cannot be a defense to prosecution for female genital mutilation if the act was required as a matter of belief, custom, or ritual, consented to by the minor on whom the procedure is performed, or consented to by the parent or legal guardian of the minor on whom the procedure is performed. Declares that the act is not a violation if necessary to the physical health of the person or due to medical concerns in the event of child labor or birth. Establishes what is awarded to a victim of female genital mutilation after ruling by court. **Amendment Summary:** Senate Judiciary Committee amendment 1 (005324) requires any medical who performs, participates, or facilitates a female genital mutilation procedure , not subject to an exception to be subject to disciplinary action by the appropriate licensing board. Senate Judiciary Committee amendment 2 (005348) clarifies that cosmetic rejuvenation and reconstruction in accordance with the standards of the American College of Obstetrics and Gynecology is an exception to the offense of female genital mutilation. Senate Judiciary Committee amendment 3 (005712) specifies that body piercing is not female genital mutilation when performed on a consenting adult. **Fiscal Note:** (Dated March 1, 2019) NOT SIGNIFICANT
Weaver T. SB1166 - J. Hensley - 03/15/19 - Set for Senate Floor 03/18/19.
6. **HB901** **CRIMINAL LAW: Aggravated assault of utility employees as Class A misdemeanor.** Designates offense of knowingly committing aggravated assault of a utility employee as a Class A misdemeanor and sets an enhanced maximum fine of \$15,000. **Amendment Summary:** Senate Judiciary Committee amendment 1 (005098) enhances the maximum fine for an aggravated assault offense committed against an identifiable employee or contractor of a utility who is discharging or attempting to discharge their official duties to \$15,000. **Fiscal Note:** (Dated February 28, 2019) NOT SIGNIFICANT
Jernigan D. SB481 - T. Gardenhire - 03/15/19 - Set for Senate Floor 03/18/19.
12. **HB574** **CRIMINAL LAW: Reporting sexual abuse of a minor.** Changes the age that triggers the requirement that a physician report suspected sexual abuse of a minor who is seeking an abortion from under 13 years of age to under 18 years of age. **Fiscal Note:** (Dated February 28, 2019) NOT SIGNIFICANT
Faison J. SB487 - J. Bowling - 02/07/19 - Referred to Senate Judiciary Committee.

Wed 3/20/19 3:30pm - House Hearing Rm III, House Department & Agencies Subcommittee

MEMBERS: CHAIR B. Sanderson (R); B. Beck (D); C. Halford (R); K. Keisling (R); M. Littleton (R); R. Staples (D); R. Tillis (R)

9. **HB1120** **GOVERNMENT ORGANIZATION: Creates the state government advisory task force on community resilience.** Creates the state government advisory task force on extreme weather and community resilience consisting of 24 members. Requires the task force to assess the historical, present, and projected occurrence of natural catastrophes and extreme weather events in this state and to examine present and projected losses associated with the occurrence of extreme weather events and other natural catastrophes in this state. Also requires the task force to develop recommendations to address vulnerabilities and adverse impacts associated with the occurrence of extreme weather events and other natural catastrophes in this state. Requires the task force to develop recommendations to increase resilience to extreme weather events and other natural catastrophes in this state.
Freeman B. SB1114 - J. Yarbro - 02/11/19 - Referred to Senate Government Operations Committee.
10. **HB252** **GOVERNMENT REGULATION: Requires accommodations for dyslexic applicants for certain licenses.** Requires reasonable accommodations to be made for a person applying for a license to engage in an occupation, trade, or profession who is diagnosed with dyslexia.
Freeman B. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT
SB759 - J. Yarbro - 03/12/19 - Senate State & Local Government Committee deferred to 03/19/19.