

TNA's Legislative Interests Week of April 1, 2019

Mon 4/1/19 2:00pm - House Hearing Rm I, House Government Operations Committee

HEADER: HB518 has been added to the calendar by suspension of the rules on the House Floor on 03/28/19. 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. 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:** Senate amendment 1, House Commerce Committee amendment 1 (005769) deletes and rewrites all language after the enacting clause such that the substantive changes are as follows: (1) a qualifying person must register with the state agency administering the profession and subject themselves in writing to the jurisdiction of such agency in respect to harms or violations of statutes and rules; (2) a qualifying individual must apply for licensure if such license expires in the state of issuance, or within one year of practicing in Tennessee, whichever comes first; (3) regulatory boards under the Department of Health (DOH) are not required to provide license exemption under this legislation; and (4) deletes prerequisite that a person must have left employment to accompany a spouse to this state in order to qualify for an expedited full license under a DOH regulatory board. **Fiscal Note:** (Dated February 28, 2019) Decrease State Revenue Exceeds \$1,000/Health Regulatory Boards Exceeds \$1,000/Commerce Regulatory Boards
SB384 - J. Lundberg - 03/25/19 - Senate passed with amendment 1 (005769), which deletes and rewrites all language after the enacting clause such that the substantive changes are as follows: (1) a qualifying person must register with the state agency administering the profession and subject themselves in writing to the jurisdiction of such agency in respect to harms or violations of statutes and rules; (2) a qualifying individual must apply for licensure if such license expires in the state of issuance, or within one year of practicing in Tennessee, whichever comes first; (3) regulatory boards under the Department of Health (DOH) are not required to provide license exemption under this legislation; and (4) deletes prerequisite that a person must have left employment to accompany a spouse to this state in order to qualify for an expedited full license under a DOH regulatory board.
7. 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. **Amendment Summary:** House Commerce Committee amendment 1 (006603) specifies application to all professions and occupations regulated except for certified public accountants, architects and engineers. Requires any kind of training be consistent with the requirements for licensure by licensing authorities in order for persons to be eligible for equivalent credit. Allows any person aggrieved by the decision of a licensing authority concerning eligibility for equivalent credit to appeal to the commissioner and insurance or the commissioner's designee for a determination of whether the training meets the requirements for licensure. Orders commissioner of commerce and insurance, state board of education and various departments charged with supervision of licensing authorities to promulgate rules. **Fiscal Note:** (Dated February 24, 2019) NOT SIGNIFICANT
SB571 - J. Bowling - 02/07/19 - Referred to Senate Commerce & Labor Committee.
8. 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 Commerce Committee amendment 1 (006605), which deletes and rewrites all language after the enacting clause. Makes various changes to the Right to Earn a Living Act. Authorizes an affected person to petition a licensing authority to repeal or modify an entry regulation within its jurisdiction, including entry regulations promulgated relative to statute. Exempts any state agency, regulatory board, commission, council, or committee that regulates a person under certain circumstances. **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 - 03/28/19 - Set for Senate State & Local Government Committee 04/02/19.

Mon 4/1/19 4:30pm - Senate Chamber, Senate Consent 2

2. SB467 **PROFESSIONS & LICENSURE: Exempts certain medical professionals from massage licensure**

Roberts K. **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. HB296 - M. Hill - 03/26/19 - House Health Committee recommended. Sent to House Finance.

Mon 4/1/19 4:30pm - Senate Chamber, Senate Floor

1. SB28 Crowe R. **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. Senate Government Operations Committee amendment 1, House Government Operations Committee amendment 1 (005741) deletes and replaces all language after the enacting clause such that the only substantive changes are: (1) to add 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; (2) to delete language of the original bill that authorized private citizen members of the council be reimbursed for travel expenses incurred for attending meetings; (3) to delete the requirement that members of the Council attend at least 50 percent of all meetings; and (4) to specify the legislative committees to which the annual report must be submitted. **Fiscal Note:** (Dated February 2, 2019) Increase State Expenditures - \$6,100 HB37 - S. Whitson - 03/27/19 - House Finance Subcommittee placed behind the budget.
5. SB179 Gardenhire T. **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. **Amendment Summary:** Senate Health & Welfare Committee amendment 1 (006428) adds requirement that hospital authority publish on their website any public employment arrangements or provision of labor of services between a trustee or former trustees and the authority within three business days of finalizing arrangements. **Fiscal Note:** (Dated February 11, 2019) NOT SIGNIFICANT HB416 - E. Helton - 03/28/19 - Set for House Facilities, Licensure & Regulations Subcommittee 04/02/19.

Tue 4/2/19 8:30am - Senate Hearing Rm I, Senate Finance, Ways & Means Committee

HEADER: The committee will have a budget hearing by the Dept of Finance & Administration. MEMBERS: CHAIR B. Watson (R); VICE CHAIR J. Stevens (R); 2ND VICE CHAIR J. Hensley (R); J. Yarbro (D); K. Yager (R); B. Kelsey (R); J. Johnson (R); F. Haile (R); B. Gilmore (D); T. Gardenhire (R); R. Briggs (R)

3. SB259 Kyle S. **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* HB215 - J. Clemmons - 03/28/19 - Set for House Education Committee 04/03/19.
6. SB803 Johnson J. **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:** Senate Education Committee amendment 1, 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. House Finance, Way & Means Committee amendment 1, Senate Education Committee amendment 2 (006077) requires that reserve funding appropriated for SROs, to LEAs that did not have a full-time SRO during the 2018-2019 school year, is subject to a 25 percent match by the LEA adjusted for the LEA's fiscal capacity under the BEP formula. **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 - 03/28/19 - Set for House Floor for 04/04/19.

7. SB808 Johnson J. **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. **Amendment Summary:** Senate Education Committee amendment 1, Education Committee amendment 1 (006167) clarifies that the Tennessee Board of Regents is empowered to administer career and technical programs at colleges administered by the board. Requires, subject to available funding, the Dept. of Education to administer an occupational educator scholarship program for potential career and technical program educators. To be eligible, an applicant must be a Tennessee resident for at least one year, apply for the scholarship, be admitted to an eligible educator preparation program, agree to teach career and technical education for a set period of time, and agree to repay the scholarship if they do not teach for this set period of time. The State Board of Education must promulgate rules for scholarship amount and eligibility. Deletes an obsolete pilot program dating to 1981. **Fiscal Note:** (Dated March 9, 2019) NOT SIGNIFICANT HB952 - W. Lamberth - 03/28/19 - Set for House Finance, Ways & Means Subcommittee 04/03/19.

Tue 4/2/19 9:00am - House Hearing Rm I, House Health Committee

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)

2. HB1367 Tillis R. **HEALTH CARE: Joint report regarding current status of emergency medical services for children.** Authorizes the joint report regarding the current status of emergency medical services for children prepared by the board for licensing health care facilities and the emergency medical services board to be submitted electronically. Broadly captioned. **Amendment Summary:** House Facilities, Licensure & Regulations Subcommittee amendment 1 (005272) specifies that a person who is licensed, registered, or certified to provide emergency medical services in this state and who is required by rule to keep proof of their license, registration, or certification are the individuals that can satisfy that requirement by providing proof by electronic means. **Fiscal Note:** (Dated February 8, 2019) NOT SIGNIFICANT SB1022 - S. Reeves - 02/11/19 - Referred to Senate Health & Welfare Committee.
4. HB1490 Ragan J. **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." **Amendment Summary:** House Public Health Subcommittee amendment 1 (006229) clarifies that the law shall only become operative to the extent that federal law permits the denial of family planning funds. **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.

6. HB1284 Mitchell B. **CRIMINAL LAW: Use of hemp products by minors.** Expands the Prevention of Youth Access to Tobacco and Vapor Products Act to apply to hemp for smoking. **Amendment Summary:** Senate amendment 1 (004554) removes specific reference to hemp-derived products in a topical or ingestible consumer product from the definition of "hemp" for purposes of this bill. **Fiscal Note:** (Dated February 23, 2019) NOT SIGNIFICANT
SB360 - S. Southerland - 03/14/19 - Senate passed with amendment 1 (004554).
7. HB364 Hill M. **HEALTH CARE: Dispensing of certain controlled substances in a lockable vial.** Requires a Schedule II opioid, Schedule II stimulant, or Schedule IV benzodiazepine that is prescribed or dispensed with more than three days of medication to be dispensed in a lockable vial. Specifies when the prescription is dispensed in an institutional healthcare setting or long-term care setting, or the drug will be administered to the ultimate user by a healthcare professional that such drug does not have to be dispensed in a lockable vial. **Amendment Summary:** House Mental Health & Substance Abuse Subcommittee amendment 1 (005787) which clarifies that a pharmacist or other healthcare professional dispensing a drug shall offer to dispense the prescription in a lockable vial. Makes technical changes. **Fiscal Note:** (Dated February 17, 2019) NOT SIGNIFICANT
SB475 - R. Briggs - 02/07/19 - Referred to Senate Health & Welfare Committee.

Tue 4/2/19 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)

13. SB988 Stevens J. **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 4/2/19 10:30am - House Hearing Rm IV, House Higher Education Subcommittee

HEADER: HB1100 has been added to the calendar by suspension of the rules on the House Floor on 03/28/19. The subcommittee will have budget hearings by East TN State University, Austin Peay State University, TN Technological University and TN Education Lottery Corporation . MEMBERS: CHAIR J. Coley (R); M. Cochran (R); C. Hurt (R); A. Parkinson (D); K. Vaughan (R); M. White (R)

5. HB111 Cepicky S. **EDUCATION: Funding of dual enrollment grant program.** Declares it is the intent of the general assembly that the dual enrollment grant program be fully funded before any funds in the lottery for education account are transferred to the Tennessee Promise scholarship endowment fund.
SB319 - J. Hensley - 02/04/19 - Referred to Senate Education Committee.
9. HB269 Vaughan K. **EDUCATION: Reduces time comptroller has to determine if medical schools are compliant with certain guidelines.** Reduces to 10 the number of days the comptroller has to determine whether certain financing agreements to fund a medical school under the Medical School Authorities Act is compliant with the state funding board guidelines. **Fiscal Note:** (Dated February 2, 2019) NOT SIGNIFICANT
SB346 - R. Briggs - 02/04/19 - Referred to Senate Health & Welfare Committee.
11. HB783 Hicks G. **HEALTH CARE: Requires in-state medical students receive priority when scheduling rotations at healthcare facilities receiving state funding.** Requires medical students in good academic standing at accredited in state medical colleges receive priority consideration over medical students out of state attending medical colleges when assigning clinical rotations to a healthcare facility accepting state funding. **Fiscal Note:** (Dated March 21, 2019) NOT SIGNIFICANT
SB508 - B. Massey - 02/07/19 - Referred to Senate Health & Welfare Committee.

Tue 4/2/19 10:30am - House Hearing Rm II, House State Committee

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)

13. HB894 Smith R. **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
SB696 - K. Roberts - 02/07/19 - Referred to Senate State & Local Government Committee.
14. HB252 Freeman **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

- B. occupation, trade, or profession who is diagnosed with dyslexia. **Amendment Summary:** House Departments & Agencies Subcommittee amendment 1 (006297) moves the effective date from July 1, 2019 to July 1, 2020 and makes technical changes. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT
SB759 - J. Yarbro - 03/28/19 - Set for Senate State & Local Government Committee 04/02/19.
15. 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. **Amendment Summary:** Senate Government Operations Committee amendment 1 (006755) makes technical changes, clarifies requirements for memberships, staggering, and term limits, and establishes and end date of July 1, 2020. **Fiscal Note:** (Dated March 19, 2019) Increase State Expenditures \$2,100
SB1114 - J. Yarbro - 03/27/19 - Senate Government Operations Committee positive recommendation with amendment 1. Sent to State & Local Government Committee.
19. HB129 **CORRECTIONS: Providing of feminine hygiene products to women prisoners.** Requires custodians to make healthcare products available to women incarcerated in a correctional facility at no cost and in a quantity that is appropriate to the needs of the woman without a medical permit. Defines "healthcare products" to include feminine hygiene products, moisturizing soap that is not lye-based, toothbrushes, toothpaste, and any other healthcare product a custodian deems appropriate. **Fiscal Note:** (Dated February 26, 2019) NOT SIGNIFICANT
SB75 - K. Robinson - 01/30/19 - Referred to Senate State & Local Government Committee.

Tue 4/2/19 10:30am - Senate Hearing Rm I, Senate State & Local Government Committee

HEADER: The committee will have budget hearings from the following: TN Dept of Correction, TN Dept of Human Resources, TN Dept of General Services and TN Human Rights Commission. 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)

20. SB1150 **CORRECTIONS: Restricts physical restraints on pregnant inmates.** Requires a penal institution, correctional facility, or jail, to use the least restrictive restraints on a pregnant inmate. Declares that, unless directed by physician, no restraints will be used in transportation, during any stage of labor, and while recovering from child labor unless deemed a threat. Defines types of restraints. Prohibits solitary confinement for a pregnant inmate. **Fiscal Note:** (Dated March 22, 2019) Increase State Expenditures \$7,500/One-Time \$259,000/Recurring* Increase Local Expenditures \$237,500/One-Time* \$95,000/Recurring*
HB1240 - K. Camper - 03/28/19 - Set for House Corrections Subcommittee 04/02/19.
29. SB321 **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. **Amendment Summary:** House Local Committee amendment 1 (006265) deletes and rewrites all language after the enacting clause such that the only substantive changes (1) establish exact wording for notice which is to be furnished by the delinquent tax attorney; and (2) specify how certain charges and costs incurred by the delinquent tax attorney should be treated on a tax lien. **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.
HB543 - M. White - 03/27/19 - House Finance, Ways & Means Subcommittee deferred to 04/10/19.
34. SB759 **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. **Amendment Summary:** House Departments & Agencies Subcommittee amendment 1 (006297) moves the effective date from July 1, 2019 to July 1, 2020 and makes technical changes. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT
HB252 - B. Freeman - 03/28/19 - Set for House State Committee 04/02/19.
39. 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
HB108 - D. Jernigan - 02/20/19 - House Local Committee recommended. Sent to House Calendar & Rules.
41. 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 Commerce Committee amendment 1 (006605), which deletes and rewrites all language after the enacting clause. Makes various changes to the Right to Earn a Living Act. Authorizes an affected person to petition a licensing authority to repeal or modify an entry regulation within its jurisdiction, including entry regulations promulgated relative to statute. Exempts any state agency, regulatory board, commission, council, or committee that regulates a person under certain circumstances. **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.
HB261 - M. Daniel - 03/28/19 - Set for House Government Operations Committee 04/01/19.
49. SB673 **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
Kyle S.

employees who assist veterans with mental health issues. **Fiscal Note:** (Dated February 25, 2019) Increase State Expenditures \$1,700/One-Time \$88,800/Recurring
HB787 - M. Hall - 03/20/19 - House Finance Subcommittee placed behind the budget.

Tue 4/2/19 12:00pm - House Hearing Rm IV, House Education Curriculum, Testing & Innovation Subcommittee

HEADER: Final Calendar. HB1384 has been added to the calendar by suspension of the rules on the House Floor on 03/28/19.
MEMBERS: CHAIR D. Moody (R); C. Baum (R); J. Deberry Jr. (D); V. Dixie (D); B. Dunn (R); T. Leatherwood (R); M. White (R)

13. HB866 Deberry Jr. J. **EDUCATION: Expands career and technical education programs to middle school students.** Expands career and technical education to grades six through twelve. Program must be available to all students in grades six through twelve, with the program serving at least 50 percent of those students. Requires board of career and technical education to plan facilities for comprehensive career and technical training for middle school students. **Fiscal Note:** (Dated February 22, 2019) Increase State Expenditures \$50,000/One-Time Other Fiscal Impact To the extent local education agencies (LEAs) utilize (BEP) funding for career and technical education expenditures as a result of this legislation, there would be an equivalent reduction of BEP funding available for other LEA expenditures. The extent and timing of any such shifts cannot be reasonably determined.
SB63 - K. Robinson - 03/28/19 - Set for Senate Education Committee 04/03/19.

Tue 4/2/19 12:00pm - House Hearing Rm I, House Insurance Committee

HEADER: The committee will hear a budget presentation by the Dept of Commerce & Insurance. 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)

2. HB771 Hazlewood P. **TENNCARE: Enacts Annual Coverage Assessment Act.** Enacts "Annual Coverage Assessment Act," which requires each covered hospital carry out an annual coverage assessment of four and fifty-two hundredths percent of a covered hospital's annual coverage assessment base. **Amendment Summary:** House TennCare Subcommittee amendment 1 (006210) deletes all language after the enacting clause. Enacts the Annual Coverage Assessment Act of 2019, which establishes an annual coverage assessment on hospitals of 4.87 percent of a covered hospital's annual coverage assessment base. **Fiscal Note:** (Dated February 20, 2019) Increase State Revenue - \$446,771,000/FY19-20/ Maintenance Coverage Trust Fund Increase State Expenditures - \$446,771,000/FY19-20/ Maintenance Coverage Trust Fund Increase Federal Expenditures - \$843,542,400/FY19-20/ Maintenance Coverage Trust Fund
SB474 - F. Haile - 02/07/19 - Referred to Senate Health & Welfare Committee.
4. HB1342 Zachary J. **INSURANCE HEALTH: Notice to an insured concerning the potential out-of-network status of physicians.** Requires that notice to an insured person concerning the potential out-of-network status of physicians who will be treating the insured at a facility for purposes of determining billing be given at least three days before first receiving services. Broadly captioned. **Amendment Summary:** Joint Council on Pensions and Insurance amendment 1 (004800) requires a healthcare facility to provide written notice to an insured or their representative that agrees to receive medical services by an out-of-network provider that includes a bill for 100 percent of billed charges for the amount unpaid by the insurer. The written notice is to include the estimated amount of copay, deductible, or coinsurance, or range of estimates that the facility will charge the insured for scheduled items or services provided by the facility in accordance with the insured's health benefit coverage for the items and services or as estimated by the insurance company on its website for its insured or through the available information to the facility at the time of prior authorization, and a listing of anesthesiologists, radiologists, emergency room physicians, and pathologists or the groups of such healthcare providers with which the facility has contracted, including the healthcare provider or group name, phone number, and website. House Life & Health Insurance Subcommittee amendment 1 (006212) removes the provision that requires an insurer, if a property and casualty insurance policy includes a specified medical expense benefit payable without regard to fault, but does not permit assignment of benefit, to establish a process to disburse funds in the names of the insured and the healthcare provider as joint payees. Clarifies that balance billing must be in excess of the cost sharing amount required in accordance with the insured's health benefits coverage for the times and services provided in order for the healthcare facility that contractually prohibits all facility-based physicians from balance billing patients to be exempt from providing notice. **Fiscal Note:** (Dated February 14, 2019) NOT SIGNIFICANT
SB1120 - J. Lundberg - 03/28/19 - Set for Senate Commerce & Labor Committee 04/02/19.
7. HB419 Smith R. **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. **Amendment Summary:** House Life & Health Insurance Subcommittee amendment 1 (006708) deletes and replaces language without making any substantive changes to the legislation. Joint Council on Pensions amendment 1 (006205) deletes all language after the enacting clause. Establishes the Tennessee Right to Shop Act to require health insurance carriers, on or after January 1, 2020, to implement a shopping and decision support program that provides shopping capabilities and decision support services for enrollees in a health plan. Requires, on or after January 1, 2021, a health insurance carrier to provide incentives, not to exceed \$600 in any year, 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 is paid less than the average allowed amount paid by that carrier to network providers for comparable healthcare services. Exempts any group insurance plan offered under Title 8, Chapter 27, any managed care organization (MCO) contracting with the state to provide insurance through the TennCare program or the CoverKids program, or any plan described in Section 1251 of the federal Patient Protection and Affordable Care Act and Section 2301 of the federal Health Care and Education Reconciliation Act. **Fiscal Note:** (Dated March 17, 2019) On March 15, 2019, a fiscal note was issued for this legislation estimating a fiscal impact as follows: Increase State Expenditures - \$401,200/FY19-20 \$802,400/FY20-21 and Subsequent Years Increase Federal Expenditures - \$2,600/FY19-20 \$5,200/FY20-21 and Subsequent Years Increase Local Expenditures Exceeds \$63,000/FY19-20* Exceeds \$126,000/FY20-21 and Subsequent Years*Due to an incorrect SB510 - K. Roberts - 03/28/19 - Set for Senate Commerce & Labor Committee 04/02/19.

Tue 4/2/19 1:00pm - Senate Hearing Rm I, Senate Commerce & Labor Committee

HEADER: The committee will have a budget hearing by the TN Dept of Economic & Community 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)

5. SB322
Jackson E. **INSURANCE HEALTH: Requires drafting of a memorandum of understanding on a comprehensive online healthcare information system.** Requires commerce and insurance department draft a memorandum of understanding on development of comprehensive online healthcare information system. **Fiscal Note:** (Dated March 24, 2019) Increase State Expenditures - \$433,200/FY19-20 \$866,400/FY20-21 and Subsequent Years Other Fiscal Impact To the extent individual departments are required to provide healthcare information to the system, existing databases will require modifications. The increases in state expenditures associated with such modifications cannot be quantified with reasonable certainty.
HB278 - M. Daniel - 03/28/19 - Set for House Life & Health Insurance Subcommittee 04/03/19.
9. SB987
Reeves S. **TENNCARE: Removes the use of state-funded pharmacy benefits managers.** Removes the use of state-funded pharmacy benefits managers. **Fiscal Note:** (Dated March 2, 2019) Increase State Expenditures \$44,580,700 Increase Federal Expenditures \$3,533,600 Increase Local Expenditures \$6,750,000*
HB1179 - B. Terry - 03/28/19 - Set for House Life & Health Insurance Subcommittee 04/03/19.
10. SB510
Roberts K. **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. **Amendment Summary:** House Life & Health Insurance Subcommittee amendment 1 (006708) deletes and replaces language without making any substantive changes to the legislation. Joint Council on Pensions amendment 1 (006205) deletes all language after the enacting clause. Establishes the Tennessee Right to Shop Act to require health insurance carriers, on or after January 1, 2020, to implement a shopping and decision support program that provides shopping capabilities and decision support services for enrollees in a health plan. Requires, on or after January 1, 2021, a health insurance carrier to provide incentives, not to exceed \$600 in any year, 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 is paid less than the average allowed amount paid by that carrier to network providers for comparable healthcare services. Exempts any group insurance plan offered under Title 8, Chapter 27, any managed care organization (MCO) contracting with the state to provide insurance through the TennCare program or the CoverKids program, or any plan described in Section 1251 of the federal Patient Protection and Affordable Care Act and Section 2301 of the federal Health Care and Education Reconciliation Act. **Fiscal Note:** (Dated March 17, 2019) On March 15, 2019, a fiscal note was issued for this legislation estimating a fiscal impact as follows: Increase State Expenditures - \$401,200/FY19-20 \$802,400/FY20-21 and Subsequent Years Increase Federal Expenditures - \$2,600/FY19-20 \$5,200/FY20-21 and Subsequent Years Increase Local Expenditures Exceeds \$63,000/FY19-20* Exceeds \$126,000/FY20-21 and Subsequent Years*Due to an incorrect HB419 - R. Smith - 03/28/19 - Set for House Insurance Committee 04/02/19.
13. SB744
Robinson K. **TENNCARE: Actuarial study of the medical assistance program and participating managed care organizations.** Requires the treasury comptroller conduct an annual actuarial study of the medical assistance program and any participating managed care organizations, and report to the finance, ways and means committees of legislative houses, the office of legislative budget analysis, and the fiscal review committee of the

- general assembly. **Fiscal Note:** (Dated February 19, 2019) NOT SIGNIFICANT
HB857 - A. Parkinson - 03/28/19 - Set for House TennCare Subcommittee 04/03/19.
15. SB1049 **TENNCARE: Medicaid expansion for residents with opioid addictions.** Requires the TennCare bureau submit to the federal health and human services department a Section 1115 waiver that would expand medicaid eligibility to residents who suffer from an opioid addiction and earn less than 138 percent of the federal poverty level if eligibility only lasts for the duration of the person's involvement in a substance abuse treatment program. Broadly captioned. **Fiscal Note:** (Dated March 26, 2019) Increase State Expenditures - \$111,285,400/FY19-20 \$64,319,400/FY20-21 and Subsequent Years Increase Federal Expenditures - \$210,116,500/FY19-20 \$121,440,600/FY20-21 and Subsequent Years
K. Robinson
K.
21. SB1469 **TENNCARE: Reports on use of technical assistance groups of healthcare providers in developing episodes of care.** Clarifies that the bureau of TennCare and the health care finance and administration of the department of finance and administration may submit by electronic means the quarterly reports on the use of technical assistance groups of healthcare providers in developing episodes of care. Broadly captioned. **Fiscal Note:** (Dated February 8, 2019) NOT SIGNIFICANT
Bailey P.
23. SB932 **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. House Local Committee amendment 1 (005957) rewrites the bill to authorize municipalities, counties, or counties with a metropolitan government to prohibit the use of tobacco and vapor products in building and on property owned and leased by such entities including public sidewalks and in and around hospitals. Authorizes airport authorities and some utility districts to regulate tobacco on their property. **Fiscal Note:** (Dated February 20, 2019) Increase Local Expenditures Exceeds \$30,000/One-Time/Permissive
Lundberg J.
25. SB1120 **INSURANCE HEALTH: Notice to an insured concerning the potential out-of-network status of physicians.** Requires that notice to an insured person concerning the potential out-of-network status of physicians who will be treating the insured at a facility for purposes of determining billing be given at least three days before first receiving services. Broadly captioned. **Amendment Summary:** Joint Council on Pensions and Insurance amendment 1 (004800) requires a healthcare facility to provide written notice to an insured or their representative that agrees to receive medical services by an out-of-network provider that includes a bill for 100 percent of billed charges for the amount unpaid by the insurer. The written notice is to include the estimated amount of copay, deductible, or coinsurance, or range of estimates that the facility will charge the insured for scheduled items or services provided by the facility in accordance with the insured's health benefit coverage for the items and services or as estimated by the insurance company on its website for its insured or through the available information to the facility at the time of prior authorization, and a listing of anesthesiologists, radiologists, emergency room physicians, and pathologists or the groups of such healthcare providers with which the facility has contracted, including the healthcare provider or group name, phone number, and website. House Life & Health Insurance Subcommittee amendment 1 (006212) removes the provision that requires an insurer, if a property and casualty insurance policy includes a specified medical expense benefit payable without regard to fault, but does not permit assignment of benefit, to establish a process to disburse funds in the names of the insured and the healthcare provider as joint payees. Clarifies that balance billing must be in excess of the cost sharing amount required in accordance with the insured's health benefits coverage for the times and services provided in order for the healthcare facility that contractually prohibits all facility-based physicians from balance billing patients to be exempt from providing notice. **Fiscal Note:** (Dated February 14, 2019) NOT SIGNIFICANT
Lundberg J.
- HB1335 - R. Eldridge - 03/27/19 - House Local Committee deferred to summer study after adopting amendment 1 (005957).
HB1342 - J. Zachary - 03/28/19 - Set for House Insurance Committee 04/02/19.

Tue 4/2/19 1:30pm - House Hearing Rm II, House Facilities, Licensure & Regulations Subcommittee

HEADER: Final Calendar MEMBERS: CHAIR K. Vaughan (R); D. Byrd (R); B. Cooper (D); R. Gant (R); E. Helton (R); R. Smith (R); B. Terry (R)

1. HB75 **HEALTH CARE: Change in ownership of a health care institution.** Increases the amount of days given to notify the health services and development agency of the change in ownership of a health care institution from 30 days to 60 days. **Fiscal Note:** (Dated January 24, 2019) NOT SIGNIFICANT
Sexton C.
4. HB672 **HEALTH CARE: CONs for home care organizations and satellite emergency departments.** Deletes requirement for any home care organization and satellite emergency department facility to apply for and receive a certificate of need.
Daniel M.
5. HB1350 **PROFESSIONS & LICENSURE: Report on nursing training needs.** Requires the board of nursing executive director report on workforce needs for nurses in healthcare institutions and facilities and the need for any beneficial changes to the educational training of nurses in order to meet those needs to the health committees of both legislative houses. Broadly captioned. **Fiscal Note:** (Dated March 27, 2019) Increase State Expenditures \$500,000/One-Time/Board of Nursing Pursuant to Tenn. Code Ann. 4-29-121, all health related boards are required to be self-supporting over a two-year period. The Board of Nursing had an annual surplus of \$1,564,664
Deberry Jr. J.

in FY16-17, an annual surplus of \$1,674,535 in FY17-18, and a cumulative reserve balance of \$10,142,909 on June 30, 2018.

SB1128 - S. Kyle - 03/28/19 - Set for Senate Health & Welfare Committee Regular Calendar 04/03/19.

6. HB810
Kumar S. **PROFESSIONS & LICENSURE: Graduate Physicians Act.** Requires the board of medical examiners, in consultation with the board of osteopathic examination, to establish the process for licensure of graduate physicians. Define "graduate physician" and specifies that a graduate physician is considered a physician assistant for purposes of the regulations of the Centers for Medicare and Medicaid Services. Also specifies that graduate physicians are subject to the supervision requirements established in any controlling federal law and any supervision requirements established by the board of medical examiners. In order to remain licensed as a graduate physician, requires the graduate physician to successfully complete Step 3 of the United States Medical Licensing Exam (USMLE) no later than one year from the date that the graduate obtained a graduate physician license. Specifies that if the graduate physician does not successfully complete Step 3 of the USMLE, then the graduate physician's license must be revoked. Prohibits a graduate physician from practicing without a graduate physician collaborative practice arrangement. Defines "graduate physician collaborative practice arrangement" as an agreement between a licensed physician and a graduate physician that meets certain requirements. Establishes parameters for graduate physician collaborative arrangements. (12 pp.) **Amendment Summary:** House Facilities, Licensure, & Regulations Subcommittee amendment 1 (004588) redefines "graduate physician collaborative practice arrangement" establishing that this is a one-year agreement that can only be renewed for an one additional one-year period. Establishes that the supervision requirements do not apply to physicians assistants or advance practice nurses. **Fiscal Note:** (Dated February 22, 2019) Increase State Revenue - \$13,400/FY19-20/Board of Medical Examiners \$13,400/FY20-21/Board of Medical Examiners \$20,400/FY21-22 and Subsequent Years/ Board of Medical Examiners SB 672 HB 810 Increase State Expenditures Less than \$69,300/FY19-20/Board of Medical Examiners Less than \$65,000/FY20-21/Board of Medical Examiners Less than \$72,000/FY21-22 and Subsequent Years/ Board of Medical Examiners Pursuant to Tenn. Code Ann. 4-29-121, all health related boards are required to be self-supporting over a two-year period. The Board of Medical Examiners had an annual deficit of \$4,714 in FY16-17, an annual deficit of \$231,445 in FY17-18, and a cumulative reserve balance of \$2,467,326 on June 30, 2018. SB672 - J. Hensley - 02/07/19 - Referred to Senate Health & Welfare Committee.
7. HB1203
Mitchell B. **PROFESSIONS & LICENSURE: Report on number of certificates issued to practice acupuncture in state.** Requires advisory committee for acupuncture report to the medical examiners board the number of certificates issued to practice acupuncture in this state in 2019, and a 10-year plan to grow the practice in this state. Broadly captioned. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT SB1156 - E. Jackson - 02/11/19 - Referred to Senate Health & Welfare Committee.
10. HB339
Helton E. **HEALTH CARE: Penalty for those without a valid certificate of need.** Increases to \$1,000 from \$500 the maximum amount of civil penalty that may be imposed on a person who performs, offers to perform, or holds such person out as performing any activity for which a certificate of need is required without first obtaining a valid certificate of need. **Fiscal Note:** (Dated February 9, 2019) NOT SIGNIFICANT SB1211 - R. Crowe - 03/28/19 - Set for Senate Health & Welfare Committee Regular Calendar 04/03/19.
11. HB416
Helton E. **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. **Amendment Summary:** Senate Health & Welfare Committee amendment 1 (006428) adds requirement that hospital authority publish on their website any public employment arrangements or provision of labor of services between a trustee or former trustees and the authority within three business days of finalizing arrangements. **Fiscal Note:** (Dated February 11, 2019) NOT SIGNIFICANT SB179 - T. Gardenhire - 03/28/19 - Set for Senate Floor 04/01/19.

Tue 4/2/19 3:00pm - House Hearing Rm I, House Finance, Ways & Means Committee

HEADER: The committee will have budget hearings from the following: 1) Commissioner Danielle Barnes with the Dept of Human Services 2) Commissioner Clay with the Dept of Transportation 3) Executive Director Anne Pope with the TN Arts Commission 4) Executive Director Ralph Perrey with the TN Housing Development Agency 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)

19. HB1315
Windle J. **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. **Amendment Summary:** House Finance, Ways & Means Subcommittee amendment 1, Senate amendment 1 (005544) deletes and rewrites all language after the enacting clause such that the only substantive change is authorizing, as opposed to requiring, the department of health to seek a federal grant for the purpose of developing a training program for certified nurse practitioners in treating and processing a minor who is a victim of certain sexual offenses. **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 - 03/25/19 - Senate passed with amendment 1 (005544), which deletes and rewrites all language after the enacting clause such that the only substantive change is authorizing, as opposed to requiring, the department of health to seek a federal grant for the purpose of developing a training program for certified nurse practitioners in treating and processing a minor who is a victim of certain sexual offenses.

Tue 4/2/19 3:00pm - House Hearing Rm II, House Civil Justice Subcommittee

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

3. HB1274 Holt A. **PUBLIC EMPLOYEES: Attorney general duties regarding biological sex bathroom policy tribunals.** Expands the attorney general and reporter's duties to include court representation of an LEA or certain LEA employees regarding policies requiring students, faculty, and staff use of facilities that corresponds to that individual's biological sex. **Fiscal Note:** (Dated March 27, 2019) Other Fiscal Impact To the extent the Attorney General determines that a private attorney would be in the best interest of the local education agency (LEA) or the LEAs employee, there will be an increase in state expenditures for reimbursement of defense costs. The timing and extent of any such impact cannot be reasonably determined.
SB1499 - J. Hensley - 02/11/19 - Referred to Senate Judiciary Committee.
16. HB995 Beck B. **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.

Tue 4/2/19 3:00pm - House Hearing Rm IV, House Corrections Subcommittee

HEADER: Final Calendar. The subcommittee will hear a budget presentation by Commissioner Tony Parker with the TN Dept of Corrections. MEMBERS: CHAIR B. Hulseley (R); R. Eldridge (R); A. Farmer (R); K. Keisling (R); J. Lafferty (R); J. Powell (D); C. Todd (R)

1. HB1240 Camper K. **CORRECTIONS: Restricts physical restraints on pregnant inmates.** Requires a penal institution, correctional facility, or jail, to use the least restrictive restraints on a pregnant inmate. Declares that, unless directed by physician, no restraints will be used in transportation, during any stage of labor, and while recovering from child labor unless deemed a threat. Defines types of restraints. Prohibits solitary confinement for a pregnant inmate. **Fiscal Note:** (Dated March 22, 2019) Increase State Expenditures \$7,500/One-Time \$259,000/Recurring Increase Local Expenditures \$237,500/One-Time* \$95,000/Recurring*
SB1150 - R. Akbari - 03/28/19 - Set for Senate State & Local Government Committee 04/02/19.

Tue 4/2/19 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee

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. SB1257 Gresham D. **CRIMINAL LAW: Human Life Protection Act.** Declares abortion in the state of Tennessee to be an illegal act and the performance of an abortion resulting in a Class C felony. Establishes exceptions to this rule only in the event that a licensed physician determines that the abortion was necessary to prevent the death of a pregnant woman or cause substantial and irreversible damage to the pregnant woman, where neither the woman nor physician will be prosecuted. Specifies that the act would only go into effect in the case of the United States Supreme court overturning Roe v. Wade, as modified by Planned Parenthood of Southeastern Pennsylvania v. Case, or by adoption of an amendment to the United States Constitution which restores the authority to prohibit abortion to the states. **Fiscal Note:** (Dated February 19, 2019) Other Fiscal Impact Due to the unknown timing of when the newly created felony will take effect, the impact to state incarceration costs cannot be reasonably determined.
HB1029 - S. Lynn - 03/27/19 - Failed in House Public Health Subcommittee.
2. SB1236 Pody M. **CRIMINAL LAW: Prohibits abortions after detection of a fetal heartbeat.** Prohibits abortions or the procurement of miscarriages after detection of a fetal heartbeat, unless there is a medical emergency necessitating the procedure. Requires fetal heartbeat testing prior to an abortion. **Amendment Summary:** House amendment 1 (005424) deletes all language after the enacting clause. Prohibits any abortion being performed during the viability of a pregnancy. Defines viability as the presence of an intrauterine fetus with a heartbeat. Establishes that this new section governs abortion. Further establishes that Tenn. Code Ann. 39-15-201, 39-15-211, and 39-15-212 should not be enforced unless this section is temporarily or permanently restrained, enjoined, or otherwise unenforceable and only in compliance with specific criteria. Requires any conduct committed be prosecuted under the statute in effect at the time of the commission of the offense. Allows for an affirmative defense to any criminal prosecution if the abortion was performed or induced, or attempted to be performed or induced, by a licensed physician and the physician determined, in the physician's good faith medical judgment, based upon the facts known to the physician at the time that the pregnancy was not viable or the abortion was necessary to prevent the death of the pregnant woman or to prevent serious risk of substantial and irreversible impairment of a major bodily function of the pregnant women. Prohibits an abortion if performed on the basis of a claim or diagnosis that the woman will engage in conduct which would result in her death or substantial and irreversible impairment of a major bodily function or for any reason relating to her mental health. Creates certain conditions the physician must comply with for the affirmative defense to apply. Except in a medical emergency, prohibits a physician from performing or inducing, or attempting to perform or induce, an abortion upon a pregnant

woman, unless, prior to the performance or inducement of the abortion, or the attempt to perform or induce the abortion, the physician determines, in the physician's good faith medical judgement, that the pregnancy is not viable. Requires the physician to make that determination by using a test that is consistent with the physician's good faith understanding of standard medical practice and appropriate for the estimated gestational age of the unborn child and the condition of the pregnant woman and the woman's pregnancy. Requires the physician to record in the pregnant woman's medical record the estimated gestational age of the unborn child, the test used for detecting a fetal heartbeat, the date and the time of the test, and the result of the test. Restates it is a Class C felony and requires the license of the physician to be revoked if an abortion is purposely performed, induced or attempted to perform or induce upon a woman when the pregnancy is viable. Restates it is a Class A misdemeanor for violation of viability determination or failure to record the required information in the pregnant woman's medical record. **Fiscal Note:** (Dated February 15, 2019) NOT SIGNIFICANT
HB77 - J. VanHuss - 03/07/19 - House passed with amendment 1 (005424).

23. SB659 **CRIMINAL LAW: Illegal use of narcotics while pregnant.** Authorizes assault prosecution for illegal use of a narcotic drug while pregnant if the child is born addicted to or harmed by the narcotic drug. Provides addiction recovery program enrollment while pregnant and successful completion of the program as an affirmative defense.
Bowling J. HB1168 - T. Weaver - 03/28/19 - Set for House Criminal Justice Subcommittee 04/03/19.

Wed 4/3/19 8:00am - House Hearing Rm I, House Education Committee

HEADER: The following bills have been added to the calendar by suspension of the rules on the House Floor on 03/28/19: HJR85, HJR87, HJR91, HJR205. 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)

4. 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
Staples R. SB273 - B. Massey - 03/27/19 - Failed in Senate Education Committee.
7. 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, House Higher Education Subcommittee 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
Beck B. SB763 - J. Yarbrow - 03/11/19 - Senate passed with amendment 1 (005242).
9. 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*
Clemmons J. SB259 - S. Kyle - 03/28/19 - Set for Senate Finance, Ways & Means Committee 04/02/19.
17. HB808 **EDUCATION: Designation assigned to school nurses.** Requires classified, certified, or any other designations given to an employee of an LEA also be given to employed school nurses. **Fiscal Note:** (Dated February 19, 2019) Other Fiscal Impact The precise impact on BEP funding apportioned to local education agencies and any impact on expenditures for the Department of Education cannot be reasonably determined.
Kumar S. SB1242 - D. Gresham - 02/11/19 - Referred to Senate Education Committee.

Wed 4/3/19 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee

HEADER: HB605 has been added to the calendar by suspension of the rules on the House Floor on 03/28/19. 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)

31. 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. **Amendment Summary:** Senate Education Committee amendment 1, Education Committee amendment 1 (006167) clarifies that the Tennessee Board of Regents is empowered to administer career and technical programs at colleges administered by the board. Requires, subject to available
Lamberth W.

funding, the Dept. of Education to administer an occupational educator scholarship program for potential career and technical program educators. To be eligible, an applicant must be a Tennessee resident for at least one year, apply for the scholarship, be admitted to an eligible educator preparation program, agree to teach career and technical education for a set period of time, and agree to repay the scholarship if they do not teach for this set period of time. The State Board of Education must promulgate rules for scholarship amount and eligibility. Deletes an obsolete pilot program dating to 1981. **Fiscal Note:** (Dated March 9, 2019) NOT SIGNIFICANT SB808 - J. Johnson - 03/28/19 - Set for Senate Finance, Ways & Means Committee 04/02/19.

Wed 4/3/19 11:00am - House Hearing Rm II, House Mental Health & Substance Abuse Subcommittee

HEADER: Final Calendar MEMBERS: CHAIR S. Kumar (R); M. Hall (R); D. Jernigan (D); T. Leatherwood (R); P. Sherrell (R); B. Terry (R)

1. HB643 **PUBLIC EMPLOYEES: Removes law enforcement as mental health department transportation method for people with certain conditions.** Removes law enforcement as a transportation option provided by the mental health and substance abuse services department for people with developmental disabilities, mental illness, or serious emotional disturbance. **Fiscal Note:** (Dated February 8, 2019) NOT SIGNIFICANT
Carter M. SB579 - T. Gardenhire - 02/07/19 - Referred to Senate Health & Welfare Committee.
3. HB1360 **GOVERNMENT REGULATION: Requires prescription of naloxone in certain cases.** Requires a prescriber to also prescribe naloxone when prescribing opioids or benzodiazepines to a patient. **Fiscal Note:** (Dated March 26, 2019) Increase State Expenditures \$21,515,900 Increase Federal Expenditures \$26,326,900 Increase Local Expenditures Exceeds \$1,193,100
Calfee K. SB1384 - K. Yager - 02/11/19 - Referred to Senate Health & Welfare Committee.
5. HB765 **HEALTH CARE: Prescribers of buprenorphine products.** Permits a prescriber who is not a patient's obstetrical or gynecological provider to prescribe buprenorphine products to certain patients if the prescriber is a member of the same specialty practice group as the patient's obstetrical or gynecological provider. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT
Love Jr. H. SB767 - J. Yarbro - 02/07/19 - Referred to Senate Health & Welfare Committee.
6. HB1293 **HEALTH CARE: Date of reporting on the outcome of the controlled substances database program.** Changes the annual date by which the commissioner of health must file a report with the appropriate committees of the senate and house on the outcome of the controlled substances database program with respect to its effect on distribution and abuse of controlled substances from March 1 to March 15. **Fiscal Note:** (Dated February 6, 2019) NOT SIGNIFICANT
Farmer A. SB566 - J. Bowling - 02/07/19 - Referred to Senate Health & Welfare Committee.

Wed 4/3/19 12:30pm - House Hearing Rm II, House TennCare Subcommittee

HEADER: Final Calendar. The committee will hear a presentation called TennCare Benefits. MEMBERS: CHAIR M. Hill (R); R. Gant (R); L. Miller (D); B. Terry (R); D. Thompson (D); J. Zachary (R); R. Travis (R)

2. HB1175 **TENNCARE: Reports on use of technical assistance groups of healthcare providers in developing episodes of care.** Clarifies that the bureau of TennCare and the health care finance and administration of the department of finance and administration may submit by electronic means the quarterly reports on the use of technical assistance groups of healthcare providers in developing episodes of care. Broadly captioned. **Fiscal Note:** (Dated February 8, 2019) NOT SIGNIFICANT
Weaver T. SB1469 - P. Bailey - 03/28/19 - Set for Senate Commerce & Labor Committee 04/02/19.
3. HB1430 **TENNCARE: Medicaid expansion.** Authorizes the governor to expand medicaid pursuant to the Affordable Care Act. Authorizes the governor to negotiate with the centers for medicare and medicaid services to determine the terms of the expansion. **Fiscal Note:** (Dated March 20, 2019) Increase State Revenue - \$25,361,400/FY19-20 \$56,798,700/FY20-21 \$31,731,100/FY21-20 Increase State Expenditures - \$75,836,200/FY19-20 \$160,059,700/FY20-21 \$92,821,400/FY21-22 Increase Federal Expenditures - \$569,687,100/FY19-20 \$1,264,283,900/FY20-21 \$709,705,500/FY21-22
Stewart M. SB1029 - J. Yarbro - 02/11/19 - Referred to Senate Commerce & Labor Committee.
5. HB857 **TENNCARE: Actuarial study of the medical assistance program and participating managed care organizations.** Requires the treasury comptroller conduct an annual actuarial study of the medical assistance program and any participating managed care organizations, and report to the finance, ways and means committees of legislative houses, the office of legislative budget analysis, and the fiscal review committee of the general assembly. **Fiscal Note:** (Dated February 19, 2019) NOT SIGNIFICANT
Parkinson A. SB744 - K. Robinson - 03/28/19 - Set for Senate Commerce & Labor Committee 04/02/19.
6. HB1092 **TENNCARE: Medicaid expansion.** Authorizes the governor to expand medicaid pursuant to the Affordable Care Act. Also authorizes the governor to negotiate with the centers for medicare and medicaid services with respect to the terms of the expansion. **Fiscal Note:** (Dated March 20, 2019) Increase State Revenue - \$25,361,400/FY19-20 \$56,798,700/FY20-21 \$31,731,100/FY21-20 Increase State Expenditures - \$75,836,200/FY19-20 \$160,059,700/FY20-21 \$92,821,400/FY21-22 Increase Federal Expenditures - \$569,687,100/FY19-20 \$1,264,283,900/FY20-21 \$709,705,500/FY21-22
Hodges J. SB983 - B. Gilmore - 02/11/19 - Referred to Senate Commerce & Labor Committee.
8. HB1050 **TENNCARE: Expands governor's authority with medicaid.** Authorizes the governor to expand medicaid pursuant to the Affordable Care Act. Authorizes the governor to negotiate with the centers for medicare and medicaid services to determine the terms of the expansion. **Fiscal Note:** (Dated March 20, 2019) Increase State Revenue - \$25,361,400/FY19-20 \$56,798,700/FY20-21 \$31,731,100/FY21-20 Increase State Expenditures -
Johnson G.

\$75,836,200/FY19-20 \$160,059,700/FY20-21 \$92,821,400/FY21-22 Increase Federal Expenditures - \$569,687,100/FY19-20 \$1,264,283,900/FY20-21 \$709,705,500/FY21-22

SB464 - J. Yarbro - 02/06/19 - Referred to Senate Commerce & Labor Committee.

9. HB1094 Johnson G. **TENNCARE: Federal waiver to establish VolunteerCare.** Allows the commissioner of finance and administration to enter into a contract with one or more insurers to provide coverage to those who enroll in the VolunteerCare plan and to grant a person aged 55 or older, ineligible for coverage through medicare, to purchase coverage through VolunteerCare. Requires the commissioner to establish the VolunteerCare plan within TennCare. Defines coverage granted by VolunteerCare. **Fiscal Note:** (Dated February 9, 2019) Other Fiscal Impact If the waiver amendment is approved by Centers for Medicare & Medicaid Services (CMS), it is assumed the Division of TennCare would experience an increase in state expenditures to administer the program. The extent to which such expenditures will be offset with premiums and copayments from enrollees is unknown. Otherwise, any fiscal impact is considered not significant.
SB974 - J. Yarbro - 02/11/19 - Referred to Senate Commerce & Labor Committee.

Wed 4/3/19 12:30pm - House Hearing Rm I, House Judiciary Committee

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. Hulsey (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)

9. HB1364 Weaver T. **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 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 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 amendment 3 (005712) specifies that body piercing is not female genital mutilation when performed on a consenting adult. House Criminal Justice Subcommittee amendment 1 (006799) 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. 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. Specifies that body piercing is not female genital mutilation when performed on a consenting adult. **Fiscal Note:** (Dated March 1, 2019) NOT SIGNIFICANT
SB1166 - J. Hensley - 03/18/19 - Senate passed with amendment 1 (005324), amendment 2 (005348), and amendment 3 (005712).
23. HB574 Faison J. **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. **Amendment Summary:** House Criminal Justice Subcommittee amendment 1 (005642) rewrites the bill to require a physician who performs elective abortion services as part of their practice to report suspected child sexual abuse if a minor between the ages of 13 and 17 requests the physician to perform an abortion and the physician has reasonable cause to believe there is child sexual abuse involved. **Fiscal Note:** (Dated February 28, 2019) NOT SIGNIFICANT
SB487 - J. Bowling - 02/07/19 - Referred to Senate Judiciary Committee.
26. HB1162 Ogles B. **TRANSPORTATION VEHICLES: Tests for alcohol or drug content of blood.** Adds physician assistants to the list of medical practitioners who are qualified to draw blood from a motor vehicle operator for evidentiary purposes in a DUI investigation. **Fiscal Note:** (Dated February 11, 2019) NOT SIGNIFICANT
SB636 - J. Johnson - 02/07/19 - Referred to Senate Judiciary Committee.
27. HB1001 Beck B. **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. **Amendment Summary:** Criminal Justice Subcommittee amendment 1 (005602) removes the manufacture, delivery, sale, or possession of a controlled substance from the definition of a drug or alcohol violation. **Fiscal Note:** (Dated March 11, 2019) NOT SIGNIFICANT
SB465 - J. Yarbro - 02/06/19 - Referred to Senate Judiciary Committee.

Wed 4/3/19 12:30pm - House Hearing Rm IV, House Public Service & Employee Subcommittee

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

6. HB978 Cooper B. **PUBLIC EMPLOYEES: Public employment by women with pregnancy-related conditions.** Prohibits public employers from discriminating against employees with pregnancy-related conditions, defined as taking adverse action, denying employment opportunities, or requiring employees to take leave. Employers are granted exceptions if providing accommodations for these conditions would result in undue hardship. The human rights

commission is charged with developing courses to inform employers, employees, and applicants of their rights and responsibilities, and with hearing complaints from those claiming to be aggrieved by these prohibited discriminatory practices. **Fiscal Note:** (Dated January 29, 2019) NOT SIGNIFICANT
SB57 - B. Gilmore - 01/30/19 - Referred to Senate State & Local Government Committee.

Wed 4/3/19 12:30pm - Senate Hearing Rm I, Senate Health & Welfare Committee Regular Calendar

HEADER: SB281 has been added to the calendar by suspension of the rules on the Senate Floor on 03/28/19. 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)

1. SB637 Johnson J. **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 Health Committee amendment 1 (006444) rewrites the bill. Allows no certificate of need to be required for a hospital to operate a nonresidential substitution-based treatment center for opiate addiction if the treatment center is located on the same campus as the operating hospital and operates 100 or more psychiatric beds. **Fiscal Note:** (Dated February 27, 2019) NOT SIGNIFICANT
HB1462 - G. Casada - 03/26/19 - House Health Committee recommended with amendment 1 (006444), which rewrites the bill. Allows no certificate of need to be required for a hospital to operate a nonresidential substitution-based treatment center for opiate addiction if the treatment center is located on the same campus as the operating hospital and operates 100 or more psychiatric beds. Sent to House Calendar & Rules.
2. SB1123 Briggs R. **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. **Amendment Summary:** House Agriculture & Natural Resources Subcommittee amendment 1 (005583) defines "consumer", "personal consumption", "producer" and "unpasteurized milk" as used in the bill. Describes the registration requirements and rules for a dairy farm to sell unpasteurized milk or unpasteurized milk products, the process of selling unpasteurized milk or unpasteurized milk products, record keeping, the rules of the department of health and department of agriculture in accordance with the Uniform Administrative Procedures Act, and the procedures to follow in the event of contamination. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT
HB1129 - P. Hazlewood - 03/19/19 - House Agriculture & Natural Resources Subcommittee deferred to summer study after adopting amendment 1 (005583).
6. SB266 Reeves S. **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 amendment 1 (004108) rewrites this bill and deletes the requirements under present law that a person practicing ultrasound sonography in a nonclinical 3D/4D ultrasound boutique setting be at least 18 years of age and in compliance with the following requirements: (1) Earn a minimum of a technical certificate from a sonography program accredited by the Commission on Accreditation of Allied Health Education Programs (CAAHEP) or Canadian Medical Association (CMA); and (2) Be currently certified by the American Registry for Diagnostic Medical Sonography (ARDMS) in the specialty in which they are currently practicing; be currently certified by the American Registry of Radiologic Technologists (ARRT) in sonography; be in the process of applying for registration with the ARDMS, provided that the applicant satisfies the requirements for registration within 90 days of becoming employed as a sonographer; or be in the process of applying for registration with the ARRT, provided that the applicant satisfies the requirements for registration within 90 days of becoming employed as a sonographer. **Fiscal Note:** (Dated January 25, 2019) NOT SIGNIFICANT
HB104 - C. Todd - 03/18/19 - House passed with amendment 1 (004108).
7. SB743 Hensley J. **PROFESSIONS & LICENSURE: Practice of nursing - references to human patients.** Changes references of patients to human patients. 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. SB609 Massey B. **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 Health Committee 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

HB657 - M. Hill - 03/26/19 - House Health Committee recommended with amendment 1 (004967), which 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. Sent to House Government Operations.

10. SB1128
Kyle S. **PROFESSIONS & LICENSURE: Report on nursing training needs.** Requires the board of nursing executive director report on workforce needs for nurses in healthcare institutions and facilities and the need for any beneficial changes to the educational training of nurses in order to meet those needs to the health committees of both legislative houses. Broadly captioned. **Fiscal Note:** (Dated March 27, 2019) Increase State Expenditures \$500,000/One-Time/Board of Nursing Pursuant to Tenn. Code Ann. 4-29-121, all health related boards are required to be self-supporting over a two-year period. The Board of Nursing had an annual surplus of \$1,564,664 in FY16-17, an annual surplus of \$1,674,535 in FY17-18, and a cumulative reserve balance of \$10,142,909 on June 30, 2018.

11. SB1060
Dickerson S. **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 Health Committee 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

HB656 - M. Hill - 03/26/19 - House Health Committee recommended with amendment 1 (005261), which rewrites the bill and allows buprenorphine product for treatment of opioid use disorder to be prescribed by certain nurse practitioners and assistant physicians. Sent to House Calendar & Rules.

12. SB1211
Crowe R. **HEALTH CARE: Penalty for those without a valid certificate of need.** Increases to \$1,000 from \$500 the maximum amount of civil penalty that may be imposed on a person who performs, offers to perform, or holds such person out as performing any activity for which a certificate of need is required without first obtaining a valid certificate of need. **Fiscal Note:** (Dated February 9, 2019) NOT SIGNIFICANT

HB339 - E. Helton - 03/28/19 - Set for House Facilities, Licensure & Regulations Subcommittee 04/02/19.

13. SB281
Kurita R. **HEALTH CARE: Chronic Disease Prevention Act.** Requires the speaker of the senate and the speaker of the house to establish a task force to study methods on how best to prevent chronic diseases in this state and what funding is available to assist with chronic disease prevention. Specifies membership of task force and requires task force to complete its findings and make a report to the speakers by December 15, 2020. **Amendment Summary:** Senate Government Operations Committee amendment 1 (006525), which deletes all language after the enacting clause and rewrites the bill such that the only substantive change is to reconstitute the task force to consist of 11 members. Requires six legislative members, three subject matter experts, one certified medical professional, and one person who possesses experience in the subject of health to serve on the task force.

Fiscal Note: (Dated February 19, 2019) Increase State Expenditures \$6,300/FY19-20 \$4,200/FY20-21

HB774 - B. Ramsey - 03/28/19 - Set for House Public Health Subcommittee 04/03/19.

Wed 4/3/19 2:00pm - House Hearing Rm II, House Public Health Subcommittee

HEADER: Final Calendar MEMBERS: CHAIR J. Sexton (R); V. Dixie (D); M. Hill (R); L. Miller (D); B. Terry (R); J. VanHuss (R); S. Whitson (R)

1. HB1419
Townes Jr. J. **CRIMINAL LAW: Raises minimum age to purchase tobacco or vape products.** Increases the minimum age from 18 to 21 to purchase any tobacco or vapor products. Creates a Class C misdemeanor offense of selling or distributing any flavored electronic cigarettes. Creates a rebuttable presumption that an electronic cigarette is flavored if a manufacturer or any of the manufacturer's agents or employees has made a statement or claim directed to consumers or to the public that the electronic cigarette has or produces a characterizing flavor, including, but not limited to, text, color, or images on the product's labeling or packaging that are used to explicitly or implicitly communicate that the electronic cigarette has a characterizing flavor. Increases the tax rate on cigarettes by 1.25 cents per cigarette. **Fiscal Note:** (Dated February 24, 2019) Increase State Revenue Net Impact - \$85,025,900 Increase Local Revenue Net Impact - \$349,800

SB738 - S. Kyle - 02/26/19 - Senate Commerce & Labor Committee deferred to last calendar.

3. HB774
Ramsey B. **HEALTH CARE: Chronic Disease Prevention Act.** Requires the speaker of the senate and the speaker of the house to establish a task force to study methods on how best to prevent chronic diseases in this state and what funding is available to assist with chronic disease prevention. Specifies membership of task force and requires task force to complete its findings and make a report to the speakers by December 15, 2020. **Amendment Summary:** Senate Government Operations Committee amendment 1 (006525), which deletes all language after the enacting clause and rewrites the bill such that the only substantive change is to reconstitute the task force to consist of 11 members. Requires six legislative members, three subject matter experts, one certified medical professional, and one person who possesses experience in the subject of health to serve on the task force. **Fiscal Note:** (Dated February 19, 2019) Increase State Expenditures \$6,300/FY19-20 \$4,200/FY20-21

8. HB380 Lamar L. SB281 - R. Kurita - 03/28/19 - Set for Senate Health & Welfare Committee Regular Calendar 04/03/19. **HEALTH CARE: Data on asthma.** Requires the department of health to analyze certain data regarding asthma morbidity and mortality, to survey causal factors such as mold and allergens, and to assess patterns of medical care and population-based health services. Requires the department of health to develop and maintain measures to track and report asthma development and treatment rates. Requires the department to report to the health committees of the senate and the house and on its website asthma development and treatment rates. Requires the department to use the information gained pursuant to this section to guide the development of public health programs and asthma policy. **Fiscal Note:** (Dated March 3, 2019) Increase State Expenditures \$4,300/One-Time \$116,200/Recurring
10. HB78 VanHuss J. SB419 - S. Kyle - 02/06/19 - Referred to Senate Health & Welfare Committee. **CRIMINAL LAW: Increases fine for failing to report abortion requests on minors.** Increases the fine on physicians who fail to report illegal abortions on children younger than 13 from \$500 to \$1,000 for the first offense and from \$1,000 to \$1,500 for the second offense. **Fiscal Note:** (Dated February 2, 2019) NOT SIGNIFICANT
12. HJR138 VanHuss J. SB1306 - M. Pody - 02/11/19 - Referred to Senate Judiciary Committee. **HEALTH CARE: Supports the health of an unborn children.** Supports continued medical advancement to protect babies in the womb.
-- 03/28/19 - H: Set for House Public Health Subcommittee 04/03/19.

Wed 4/3/19 2:30pm - Senate Hearing Rm I, Senate Education Committee

HEADER: The committee will have budget hearings from the following: East TN State University, TN Tech University and Austin Peay University. 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)

6. SB63 Robinson K. **EDUCATION: Expands career and technical education programs to middle school students.** Expands career and technical education to grades six through twelve. Program must be available to all students in grades six through twelve, with the program serving at least 50 percent of those students. Requires board of career and technical education to plan facilities for comprehensive career and technical training for middle school students. **Fiscal Note:** (Dated February 22, 2019) Increase State Expenditures \$50,000/One-Time Other Fiscal Impact To the extent local education agencies (LEAs) utilize (BEP) funding for career and technical education expenditures as a result of this legislation, there would be an equivalent reduction of BEP funding available for other LEA expenditures. The extent and timing of any such shifts cannot be reasonably determined.
HB866 - J. Deberry Jr. - 03/28/19 - Set for House Education Curriculum, Testing & Innovation Subcommittee 04/02/19.
7. SB170 Robinson K. **EDUCATION: Requires an adverse childhood experiences (ACEs) assessment before suspending or expelling a child.** Requires each board of education to adopt a policy where an adverse childhood experiences (ACEs) assessment must be done before expelling, suspending, assigning in-school suspension, or ordering a student to attend another school. Establishes reports of suspension and expulsion must include and consider ACE assessments. The LEA is required to conduct an ACE assessment when considering disciplinary action if one has not been made within one calendar year. **Fiscal Note:** (Dated February 19, 2019) Increase State Expenditures \$197,500/FY19-20 \$107,500/FY20-21 and Subsequent Years Increase Local Expenditures Exceeds \$6,682,000/FY19-20 and Subsequent Years*
HB405 - H. Love Jr. - 03/28/19 - Set for House Education K-12 Subcommittee 04/03/19.

Wed 4/3/19 2:30pm - Senate Hearing Rm I, Senate Education Committee Consent Calendar

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)

6. SJR145 Crowe R. **EDUCATION: Athletic trainers on staff at middle schools and high schools.** Urges all middle and high schools to have an athletic trainer on staff.
-- 03/28/19 - S: Set for Senate Education Committee Consent Calendar 04/03/19.

Wed 4/3/19 3:30pm - House Hearing Rm I, House Education K-12 Subcommittee

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

1. HB619 White M. **EDUCATION: Creation of a coaching network for pre-k and kindergarten teachers.** Requires the department of education to create and administer a coaching network for pre-kindergarten and kindergarten teachers with the goals of assisting teachers and improving students' abilities. Requires department of education to ensure the availability of early childhood consultants regionally, throughout the state.
SB327 - B. Kelsey - 02/04/19 - Referred to Senate Education Committee.
8. HB405 Love Jr. H. **EDUCATION: Requires an adverse childhood experiences (ACEs) assessment before suspending or expelling a child.** Requires each board of education to adopt a policy where an adverse childhood experiences (ACEs) assessment must be done before expelling, suspending, assigning in-school suspension, or ordering a student to attend another school. Establishes reports of suspension and expulsion must include and consider ACE assessments. The LEA is required to conduct an ACE assessment when considering disciplinary action if one has not been made within one calendar year. **Fiscal Note:** (Dated February 19, 2019) Increase State Expenditures \$197,500/FY19-20 \$107,500/FY20-21 and Subsequent Years Increase Local Expenditures Exceeds

- \$6,682,000/FY19-20 and Subsequent Years*
SB170 - K. Robinson - 03/28/19 - Set for Senate Education Committee 04/03/19.
9. HB1392 Cepicky S. **EDUCATION: Private schools providing parents info regarding meningococcal and influenza diseases and vaccines.** Specifies September 1 of every school year as the date by which nonpublic schools must provide parents and guardians with information about meningococcal and influenza diseases and the effectiveness of vaccinations. **Fiscal Note:** (Dated February 13, 2019) NOT SIGNIFICANT
SB1244 - D. Gresham - 02/11/19 - Referred to Senate Education Committee.
11. HB253 Freeman B. **EDUCATION: Requires LEAs provide dyslexic students specific interventions with trained teachers.** Requires LEAs provide dyslexic students with dyslexia-specific intervention provided by a teacher trained in dyslexia intervention, requires the department of education to employ at least one dyslexia specialist beginning with the 2019-2020 fiscal year. **Fiscal Note:** (Dated March 3, 2019) Increase State Expenditures \$97,700/Recurring Increase Local Expenditures \$1,221,100/FY20-21* \$111,100/FY21-22 and Subsequent Years*
SB760 - J. Yarbro - 03/27/19 - Taken off notice in Senate Education Committee.
13. HB311 Johnson G. **EDUCATION: Requires board of education approved salary schedules reflect DEP salary and wage increases.** Requires the salary schedules approved by the state board of education to reflect certain increases to the instructional salaries and wages component of the BEP in the general appropriations act.
SB296 - R. Akbari - 02/04/19 - Referred to Senate Education Committee.
15. HB1158 Ogles B. **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
SB1238 - D. Gresham - 03/25/19 - Senate passed.

Wed 4/3/19 3:30pm - House Hearing Rm IV, House Life & Health Insurance Subcommittee

HEADER: Final Calendar. The following bills have been added to the calendar by suspension of the rules on the House Floor on 03/28/19: HB720, HB1010, HB650. MEMBERS: CHAIR R. Smith (R); T. Hill (R); J. Hodges (D); J. Lafferty (R); D. Powers (R); C. Sexton (R); R. Travis (R)

1. HB278 Daniel M. **INSURANCE HEALTH: Requires drafting of a memorandum of understanding on a comprehensive online healthcare information system.** Requires commerce and insurance department draft a memorandum of understanding on development of comprehensive online healthcare information system. **Fiscal Note:** (Dated March 24, 2019) Increase State Expenditures - \$433,200/FY19-20 \$866,400/FY20-21 and Subsequent Years Other Fiscal Impact To the extent individual departments are required to provide healthcare information to the system, existing databases will require modifications. The increases in state expenditures associated with such modifications cannot be quantified with reasonable certainty.
SB322 - E. Jackson - 03/28/19 - Set for Senate Commerce & Labor Committee 04/02/19.
2. HB610 Terry B. **INSURANCE HEALTH: Uniform claim forms.** Authorizes the commissioner of commerce and insurance to make available to healthcare providers on the department's website any prescribed claim form for reporting by healthcare providers. Broadly captioned. **Fiscal Note:** (Dated February 8, 2019) NOT SIGNIFICANT
SB348 - R. Briggs - 02/04/19 - Referred to Senate Commerce & Labor Committee.
4. HB1179 Terry B. **TENNCARE: Removes the use of state-funded pharmacy benefits managers.** Removes the use of state-funded pharmacy benefits managers. **Fiscal Note:** (Dated March 2, 2019) Increase State Expenditures \$44,580,700 Increase Federal Expenditures \$3,533,600 Increase Local Expenditures \$6,750,000*
SB987 - S. Reeves - 03/28/19 - Set for Senate Commerce & Labor Committee 04/02/19.
6. HB1429 Stewart M. **INSURANCE HEALTH: Medical Assistance Savings Act.** Enacts the "Medical Assistance Savings Act" to require health insurance policies to cover a dependent child until the child reaches 26 years of age. Current law specifies 24 years of age. **Fiscal Note:** (Dated February 12, 2019) Increase State Expenditures Not Significant Potential Impact on Health Insurance Premiums (required by Tenn. Code Ann. 3-2-111): Such legislation would not result in a significant increase in the cost of health insurance premiums because federal law requires coverage until an adult child turns 26 years of age.
SB939 - J. Yarbro - 02/11/19 - Referred to Senate Commerce & Labor Committee.
7. HB313 Johnson G. **INSURANCE HEALTH: Establishes certain minimum coverage requirements for health benefit plans.** Requires that health benefit plans issued, entered into, or renewed on or after January 1, 2020, provide at a minimum coverage for certain items or services, immunizations, preventive care, and screenings. **Fiscal Note:** (Dated February 27, 2019) NOT SIGNIFICANT
SB462 - J. Yarbro - 02/06/19 - Referred to Senate Commerce & Labor Committee.
9. HB1010 Hill M. **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*

Wed 4/3/19 3:30pm - House Hearing Rm II, House Criminal Justice Subcommittee

HEADER: Final Calendar. HB881 and HB1453 have been added to the calendar by suspension of the rules on the House Floor on 03/28/19. MEMBERS: CHAIR A. Farmer (R); K. Camper (D); M. Curcio (R); C. Doggett (R); W. Lamberth (R); B. Ogles (R); A. Parkinson (D)

2. HB1011 Terry B. **HEALTH CARE: Electronic submission of the annual report on the distribution and abuse of controlled substances.** Authorizes electronic submission of the annual report on distribution and abuse of controlled substances from the commissioner of health to the health committees of the senate and the house of representatives under the Tennessee Prescription Safety Act of 2016. Broadly captioned. **Fiscal Note:** (Dated February 6, 2019) NOT SIGNIFICANT
SB572 - J. Bowling - 02/07/19 - Referred to Senate Health & Welfare Committee.
6. HB1168 Weaver T. **CRIMINAL LAW: Illegal use of narcotics while pregnant.** Authorizes assault prosecution for illegal use of a narcotic drug while pregnant if the child is born addicted to or harmed by the narcotic drug. Provides addiction recovery program enrollment while pregnant and successful completion of the program as an affirmative defense.
SB659 - J. Bowling - 03/28/19 - Set for Senate Judiciary Committee 04/02/19.
17. HB1417 Towns Jr. J. **CRIMINAL LAW: Increases the penalty for aggravated assault and reckless endangerment.** Increases penalty for aggravated assault and reckless endangerment committed from within a motor vehicle. Requires the court revoke a defendant's license for up to one year following any period of confinement. Requires that a motor vehicle used in a second or subsequent offense be seized and forfeited. **Fiscal Note:** (Dated March 5, 2019) Increase State Expenditures \$187,600 Incarceration*
SB742 - S. Kyle - 02/07/19 - Referred to Senate Judiciary Committee.
23. HB881 Dixie V. **CRIMINAL LAW: Drug Treatment Instead of Incarceration Act.** Declares that the court will direct that a clinical assessment is performed of all persons charged with a nonviolent drug offense, with their consent. Establishes that first-time offenders will be ordered to complete a rehabilitative drug treatment program and that the offender may be prosecuted to an increased extent if a multiple time offender. Declares that prosecution of a felony or nonviolent crime will move forward in event of failure of the rehabilitation course. Creates the Substance Abuse Treatment Trust Fund to administer the provisions of the act along with a study of the effectiveness of these programs.
SB677 - B. Gilmore - 02/07/19 - Referred to Senate Judiciary Committee.