

Mon 4/22/19 5:00pm - Senate Chamber, Senate Floor

1. **SB1022** **HEALTH CARE: Joint report regarding current status of emergency medical services for children.** Authorizes the joint report regarding Reeves S. 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:** Senate Health and Welfare Committee amendment 1, House amendment 1 (005272) rewrites this bill to authorize a person who is licensed, registered, or certificated to provide emergency medical services in this state and who is required by statute or rule to keep proof of their license, registration, or certification on their person to satisfy that requirement by providing the proof by electronic means. **Fiscal Note:** (Dated February 8, 2019) NOT SIGNIFICANT
HB1367 - R. Tillis - 04/10/19 - House passed with amendment 1 (005272).

4. **SB1128** **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. **Amendment Summary:** Senate Health & Welfare Committee amendment 1, House amendment 1 (007662) rewrites this bill. Under present law, to be a "registered nurse first assistant," a person must: (1) Be licensed as a registered nurse in this state; (2) Be certified in perioperative nursing; and (3) Have successfully completed a registered nurse first assistant education program that meets the education standard of the Association of Perioperative Registered Nurses for a registered nurse first assistant. This amendment adds as an alternative to meeting the certification requirement described in (2) above, that the person is certified as an advanced practice registered nurse and is qualified by education and training to perform tasks involved in perioperative nursing, as determined by the board. This bill as amended will take effect upon becoming law for rulemaking purposes and on July 1, 2020, for all other purposes. **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.
HB1350 - J. Deberry Jr. - 04/18/19 - House passed with amendment 1 (007662), which rewrites this bill. Under present law, to be a "registered nurse first assistant," a person must: (1) Be licensed as a registered nurse in this state; (2) Be certified in perioperative nursing; and (3) Have successfully completed a registered nurse first assistant education program that meets the education standard of the Association of Perioperative Registered Nurses for a registered nurse first assistant. This amendment adds as an alternative to meeting the certification requirement described in (2) above, that the person is certified as an advanced practice registered nurse and is qualified by education and training to perform tasks involved in perioperative nursing, as determined by the board. This bill as amended will take effect upon becoming law for rulemaking purposes and on July 1, 2020, for all other purposes.

6. **SB1211** **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. **Amendment Summary:** Senate Health & Welfare Committee amendment 1, House Health Committee amendment 1 (007568) rewrites the bill. Creates a speech language pathologist provisional license. Authorizes an individual who has completed the educational requirements for licensure as a speech language pathologist and has received at least a master's degree from an approved educational institution to apply for and receive a provisional license to practice as clinical fellow while completing the required supervised clinical experience. Requires the Board of Communications Disorders and Sciences to adopt rules to establish standards and procedures to govern provisional licenses and the provisional license fee. **Fiscal Note:** (Dated February 9, 2019) NOT SIGNIFICANT
HB339 - R. Smith - 04/18/19 - Set for House Floor for 04/22/19.

8. **SB1257** **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. **Amendment Summary:** Senate Judiciary Committee amendment 1, House Health Committee amendment 1 (007965) deletes and replaces language in the bill such that the only substantive change is to require the Attorney General and Reporter to notify the Tennessee Code Commission in writing if a qualifying circumstance to enact the proposed legislation occurs and to specify the thirtieth day following such qualifying circumstance. **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 - 04/18/19 - Set for House Floor for 04/22/19.

12. **SB1384** **GOVERNMENT REGULATION: Requires prescription of naloxone in certain cases.** Requires a prescriber to also prescribe naloxone when prescribing opioids or benzodiazepines to a patient. **Amendment Summary:** Senate Health & Welfare Committee amendment 1, House amendment 1 (007915) rewrites this bill. Under present law, the commissioner of health develops recommended treatment guidelines for prescribing opioids that can be used by prescribers as a guide for caring for patients. This amendment requires the commissioner, by January 1, 2020, to: study instances when co-prescribing of naloxone with an opioid is beneficial and publish the results to each prescribing board that licenses healthcare professionals who can legally prescribe controlled substances and the board of pharmacy; and include the findings in the treatment guidelines for prescribing opioids. **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
HB1360 - K. Calfee - 04/18/19 - House passed with amendment 1 (007915), which rewrites this bill. Under present law, the commissioner of health develops recommended treatment guidelines for prescribing opioids that can be used by prescribers as a guide for caring for patients. This amendment requires the commissioner, by January 1, 2020, to: study instances when co-prescribing of naloxone with an opioid is beneficial and publish the results to each prescribing board that licenses healthcare professionals who can legally prescribe controlled substances and the board of pharmacy; and include the findings in the treatment guidelines for prescribing opioids.
16. **SB609** **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 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. Senate Health & Welfare Committee amendment 1 (006281) deletes and replaces all language after the enacting clause such that the only substantive changes are: (1) to require a prescription written by a dental hygienist be reviewed by a licensed dentist within 30 days; and (2) to change the effective date to July 1, 2020. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT
HB657 - M. Hill - 04/17/19 - House passed with amendment 1 (004967).
- Tue 4/23/19 8:30am - Senate Hearing Rm I, Senate Finance, Ways & Means Committee
- 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)
28. **SB474** **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:** Senate Health and Welfare Committee amendment 1, House Insurance Committee 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
HB771 - P. Hazlewood - 04/18/19 - Set for House Floor for 04/22/19.
43. **SB1050** **PUBLIC FINANCE: Grant payments under grant assistance program for nursing home care.** Authorizes grant payments under the grant assistance program for nursing home care to be made either monthly or quarterly. Broadly captioned. **Fiscal Note:** (Dated February 8, 2019) NOT SIGNIFICANT
HB1019 - S. Lynn - 02/13/19 - Referred to House Finance, Ways & Means Subcommittee.
48. **SB10** **CRIMINAL LAW: JaJuan Latham Act.** Enacts the "JaJuan Latham Act," which increases the penalty for any aggravated assault or homicide that occurs by a person discharging a firearm from within a motor vehicle and the victim is a minor at the time of the offense. **Fiscal Note:** (Dated February 4, 2019) Increase State Expenditures \$138,900 Incarceration*
HB2 - R. Staples - 04/18/19 - Set for House Finance, Ways & Means Subcommittee 04/23/19.

49. **SB579** **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. **Amendment Summary:** Senate Health and Welfare Committee amendment 1 (007528) requires the department of mental health and substance abuse services to identify the five counties with the greatest number of emergency mental health transports and mental health transports by law enforcement in a twelve-month period by July 1, 2020. Requires department to enter into an agreement with a transport agent to provide emergency mental health transports and mental health transports for persons not arrested or in the custody of law enforcement in the five counties. Between July 1, 2020 and July 1, 2021 law enforcement in the five identified counties is not required to provide an emergency mental health transport for a person not under arrest or in custody of law enforcement or a court if the person is covered by private health insurance or mental health transport. After July 1, 2021 law enforcement is not required to provide an emergency mental health transport or mental health transport. Exempts Davidson and Shelby counties from requirements for transportation agent to notify the hospital or treatment resource of their arrival time. Removes references to sheriffs and other law enforcement agents from mental health transport requirements. House Health Committee amendment 1 (008322) deletes all language after the enacting clause. Creates a grant program through the Department of Finance and Administration, in consultation with the Department of Mental Health and Substance Abuse Services and the Division of TennCare, to assist sheriffs required to transport persons to a hospital or treatment resource for emergency mental health transport under this section. Prohibits assistance from the grant program for emergency mental health transports where a physician, psychologist, or designated professional determines that the person can be transported by friends, neighbors, or other mental health professionals familiar with the person, relatives, or member of the clergy. Authorizes a sheriff to contract with one or more third parties or other law enforcement agencies to transport persons to a hospital or treatment resource. Sheriffs may use grant funds to pay for the services. Authorizes hospitals or treatment resources to conduct an evaluation for admission through telehealth if such services are available and offered. **Fiscal Note:** (Dated February 8, 2019) NOT SIGNIFICANT
Gardenhire T.
HB643 - M. Carter - 04/18/19 - Set for House Floor for 04/22/19.
50. **SB346** **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. **Amendment Summary:** House Education Committee amendment 1 (007121) rewrites the bill. Requires the University of Tennessee College of Medicine in cooperation with the department of health and East Tennessee State University to establish 100 residency opportunities in specified cities across Tennessee, focusing on family practice or general pediatrics, to provide medical services in distressed rural counties. The residencies must be open to all qualified candidates and filled through the existing matching process employed in graduate medical education. Orders the residencies be available two years from the effective date of this act. Senate Health & Welfare Committee amendment 1 (008069) deletes all language after the enacting clause. Requires the University of Tennessee College of Medicine (UTCM), in cooperation with the Department of Health (DOH) and East Tennessee State University (ETSU), to establish a total of 100 residency opportunities, focusing on family medicine, general pediatrics, or internal medicine and pediatrics, to provide medical services in distressed rural counties. Requires the residencies be open to all qualified candidates and filled through the existing matching process employed in graduate medical education. Requires ETSU to establish 24 of the 100 residencies. Requires the UTCM to establish 76 of the 100 residencies. Requires the residencies be available no later than July 1, 2021. Authorizes UTCM and ETSU to use any and all non-state funds to establish the required residency opportunities. **Fiscal Note:** (Dated February 2, 2019) NOT SIGNIFICANT
Briggs R.
HB269 - K. Vaughan - 04/17/19 - Taken off notice in House Finance, Ways & Means Subcommittee.
54. **SB1465** **HEALTH CARE: Extends Suicide Prevention Act.** Extends the Suicide Prevention Act of 2018. Requires the department of health to compile data on the medications that were prescribed to persons who died from suicide. Requires that a report recommending any necessary programs or policies to prevent suicide deaths in this state be made to the health committee of the house of representatives and the health and welfare committee of the senate no later than June 30, 2020, and by June 30 every two years thereafter. **Amendment Summary:** Senate Health and Welfare Committee amendment 1 (006132) deletes and rewrites all language after the enacting clause such that the only substantive change is to require healthcare professionals licensed by the health related boards (HRB) and all licensed health facilities to submit any records requested by the members of the Suicide Prevention Program that may be necessary to complete the review of a specific fatality. House Health Committee amendment 1 (006473) rewrites the bill. Specifies that the confidential information and records used by the Suicide Prevention Team in the exercise of its duties remain confidential and are not subject to discovery or introduction into evidence in any legal proceeding. Requires the team to periodically make available the aggregate findings of team reviews. Establishes that meetings of the team are not public meetings open to the public. Requires minutes of the team meetings be sealed from public inspection. **Fiscal Note:** (Dated February 20, 2019) Increase State Expenditures \$12,900/One-Time \$321,400/Recurring
Bailey P.
HB159 - C. Sexton - 04/10/19 - House Finance, Ways & Means Subcommittee deferred to 2020.
55. **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. **Amendment Summary:** House TennCare Subcommittee amendment 1 (008011) deletes all language after the enacting clause. Requires the Division of TennCare (Division) to reimburse ambulance service providers for covered services provided to TennCare at the current maximum contracted reimbursement rate for those services as of May 31, 2019. Senate Commerce & Labor Committee amendment 1 (008352) rewrites the bill. Defines ambulance service provider. Requires the bureau of TennCare to reimburse ambulance service providers for covered services provided to TennCare recipients at a rate not less than 70 percent of the federal medicare program's allowable charge for participating providers. **Fiscal Note:** (Dated February 8, 2019) NOT SIGNIFICANT
Bailey P.
HB1175 - T. Weaver - 04/15/19 - Taken off notice in House Insurance Committee.

73. **SB476** **TENNCARE: Reduces time for mailing documentation - TennCare applications.** Reduces from 30 to 15 days the time for a medical assistance applicant to mail documentation of a material change affecting their TennCare application. Broadly captioned. **Amendment Summary:** Senate Commerce & Labor Committee amendment 1, House Insurance Committee amendment 1 (006388) establishes the Katie Beckett program to provide a medicaid services eligibility pathway by waiving the parents' income and resources requirements for children under 18 years of age and with medical needs that result in severe functional limitations, would qualify for institutionalization in an acute care hospital, nursing facility, or intermediate care facility, and are likely to last at least 12 months or result in death provided they are not receiving benefits from any alternative waiver, would otherwise qualify for supplemental security income but for the income or resources of the parent, and for whom the cost of care outside of the institution does not exceed the estimated medicare cost of appropriate institutional care. Requires the Katie Beckett program to provide an integrated program which provides such children, funding permitted, respite care, care coordination, medically necessary care and supporting services. Clarifies requirements for continued enrollment. Establishes a medicaid diversion plan that offers a capped package of essential wraparound services and supports as well as premium assistance using a sliding scale based on parent income for children meeting the previous criteria. Requires this program provide services to support and sustain child health, family caregiving, and prepare the child for transition to employment and community living with as much independence as possible in the most integrated setting appropriate and cost-effective way. Requires the bureau of TennCare and intellectual and developmental disabilities department issue and annual joint report on the status of the program to the health committees of both legislative chambers. **Fiscal Note:** (Dated February 3, 2019) NOT SIGNIFICANT
HB498 - S. Whitson - 04/18/19 - Set for House Finance, Ways & Means Subcommittee 04/23/19.
89. **SB1187** **EDUCATION: Annual report on self-administered medications and healthcare procedures.** Changes from October 31 to October 1 the date by which the departments of education and health are required to jointly compile an annual report to the governor and the general assembly of self-administered medications and healthcare procedures. Broadly captioned. **Amendment Summary:** Senate Education Committee amendment 1, House Education Committee amendment 1 (006601) requires the education department create a literacy coach pilot program to begin in the 2019-2020 school year and conclude at the end of the 2022-2023 school year for the purpose of awarding grants to eligible districts for the provision of school-based coaches in literacy and math for teachers in pre-kindergarten through grade three that focus on improving instructional quality and coherence in Tennessee's lowest performing elementary schools. Requires the department develop a grant application program and requires that eligible districts match the grant, totaling \$39,000, on a dollar-for-dollar basis. Requires that the school-based coaches possess a valid license to teach and serve for 3 academic years providing in-depth coaching on high-literacy practices, and in the third year of the program, provide in-depth coaching in mathematics. Requires that school-based coaches have experience as a highly effective teacher, demonstrated knowledge of child development, and the ability to pass a foundations of reading test. Requires the department contract with a high-quality vendor with experience in coaching classroom teachers on curricula and formative assessments, using data to analyze and improve instruction, on conducting instructional reviews, classroom observations, and student work analysis, to create a training program for school-based coaches, which each school-based coach must participate in. Requires the department create a coaching network for school-based coaches which, at least twice yearly, will provide school-based coach evaluations that reflect progress for each grade level. Requires the department report their findings and recommendations to the education committees of both legislative houses by July 1, 2024. **Fiscal Note:** (Dated February 21, 2019) NOT SIGNIFICANT
HB769 - D. Moody - 04/18/19 - Set for House Finance, Ways & Means Subcommittee 04/23/19.

Tue 4/23/19 11:00am - House Hearing Rm I, House Finance, Ways & Means Subcommittee

Behind the Budget Calendar. The committee will meet immediately following house floor session. 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)

8. **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:** Senate amendment 1, House Education Committee amendment 1 (004599) deletes all language after the enacting clause. authorizes, rather than requires, each LEA to develop and implement a "Stop the Bleed" program and removes the requirement for DOE to develop a training program for LEA employees to instruct the employees on how to use the items contained in a bleed control kit. **Fiscal Note:** (Dated February 25, 2019) Increase Local Expenditures Exceeds \$117,700/FY19-20* Exceeds \$11,800/FY20-21 and Subsequent Years*
SB259 - S. Kyle - 04/17/19 - Senate passed with amendment 1 (004559).

14. **HB498** **TENNCARE: Reduces time for mailing documentation - TennCare applications.** Reduces from 30 to 15 days the time for a medical assistance applicant to mail documentation of a material change affecting their TennCare application. Broadly captioned. **Amendment Summary:** Senate Commerce & Labor Committee amendment 1, House Insurance Committee amendment 1 (006388) establishes the Katie Beckett program to provide a medicaid services eligibility pathway by waiving the parents' income and resources requirements for children under 18 years of age and with medical needs that result in severe functional limitations, would qualify for institutionalization in an acute care hospital, nursing facility, or intermediate care facility, and are likely to last at least 12 months or result in death provided they are not receiving benefits from any alternative waiver, would otherwise qualify for supplemental security income but for the income or resources of the parent, and for whom the cost of care outside of the institution does not exceed the estimated medicare cost of appropriate institutional care. Requires the Katie Beckett program to provide an integrated program which provides such children, funding permitted, respite care, care coordination, medically necessary care and supporting services. Clarifies requirements for continued enrollment. Establishes a medicaid diversion plan that offers a capped package of essential wraparound services and supports as well as premium assistance using a sliding scale based on parent income for children meeting the previous criteria. Requires this program provide services to support and sustain child health, family caregiving, and prepare the child for transition to employment and community living with as much independence as possible in the most integrated setting appropriate and cost-effective way. Requires the bureau of TennCare and intellectual and developmental disabilities department issue and annual joint report on the status of the program to the health committees of both legislative chambers. **Fiscal Note:** (Dated February 3, 2019) NOT SIGNIFICANT
SB476 - K. Roberts - 04/17/19 - Set for Senate Finance, Ways & Means Committee 04/23/19.
45. **HB787** **VETERANS & MILITARY AFFAIRS: Department employee training for those assisting veterans with mental health issues.** Requires veteran services department provide training in mental health crisis management to the employees who assist veterans with mental health issues. **Amendment Summary:** Senate amendment 1 (006589) deletes all language after the enacting clause. Requires the Department of Veterans Services (DVS) to provide training in suicide prevention to employees who directly interact with veterans. Authorizes DVS to utilize resources from nonprofit organizations to provide training. **Fiscal Note:** (Dated February 25, 2019) Increase State Expenditures \$1,700/One-Time \$88,800/Recurring
SB673 - R. Briggs - 04/17/19 - Senate passed with amendment 1 (006589), which deletes all language after the enacting clause. Requires the Department of Veterans Services (DVS) to provide training in suicide prevention to employees who directly interact with veterans. Authorizes DVS to utilize resources from nonprofit organizations to provide training.
46. **HB37** **HEALTH CARE: Creates the Alzheimer's disease and related dementia advisory council.** Creates the state Alzheimer's disease and related dementia advisory council and specifies membership of council and terms of members. Specifies that the council is attached to the commission on aging and disability for administrative purposes. Requires the council to develop and submit an Alzheimer's disease state plan to the general assembly that identifies barriers to Alzheimer's disease care, analyzes service utilization data, and includes recommendations, metrics, and best practices to address gaps in service no later than January 15, 2020. **Amendment Summary:** House Health Committee amendment 1 (004088) adds the Tennessee Association for Home Care and the Tennessee Nurses Association to the list of groups who may submit qualified nominees to be appointed to the Council. Deletes language of the printed bill that authorized private citizen members of the Council be reimbursed for travel expenses incurred for attending meetings. Deletes requirement that members of the Council attend at least 50 percent of all meetings. Specifies the legislative committees to which the annual report must be submitted. Senate 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
SB28 - R. Crowe - 04/01/19 - Senate passed with amendment 1 (005741).
48. **HB2** **CRIMINAL LAW: JaJuan Latham Act.** Enacts the "JaJuan Latham Act," which increases the penalty for any aggravated assault or homicide that occurs by a person discharging a firearm from within a motor vehicle and the victim is a minor at the time of the offense. **Fiscal Note:** (Dated February 4, 2019) Increase State Expenditures \$138,900 Incarceration*
SB10 - R. Briggs - 04/17/19 - Set for Senate Finance, Ways & Means Committee 04/23/19.
76. **HB1085** **HEALTH CARE: Requirements for certificates of need.** Eliminates the requirement of a certificate of need for healthcare facilities. Removes references to the certificate of need and terminates the Tennessee Health Services and Development Agency. Broadly captioned. **Amendment Summary:** House Government Operations Committee amendment 1 (007769) clarifies the language of the bill for technical changes. Establishes an annual fee of \$100 per license from health care institutions administered by the department of finance and administration, when a separate account is authorized. **Fiscal Note:** (Dated April 8, 2019) Increase State Revenue Exceeds \$2,564,000/FY19-20/General Fund Exceeds \$1,376,200/FY20-21 and Subsequent Years/ General Fund Decrease State Revenue Exceeds \$950,000/HSDA Fund Increase State Expenditures Net Impact - \$550,000/FY19-20/HSDA Fund Exceeds \$5,758,000/FY19-20/General Fund Exceeds \$6,746,600/FY20-21/General Fund Exceeds \$6,708,300/FY21-22 and Subsequent Years/General Fund Decrease State Expenditures \$950,000/FY20-21 and Subsequent Years/HSDA Fund Increase Federal Expenditures Exceeds \$9,053,300/FY19-20 and Subsequent Years Other Fiscal Impact The Health Services Development Agency (HSDA) revenues and expenditures vary greatly from year to year. The HSDA fund will experience a recurring decrease in revenue from fees charged and a recurring decrease in expenditures from the HSDA fund for any operational expenses. HB 1085 - SB 1291
SB1291 - M. Pody - 04/17/19 - Taken off notice in Senate Government Operations Committee.

87. **HB296** **PROFESSIONS & LICENSURE: Exempts certain medical professionals from massage licensure requirements when employing licensed massage therapists.** Exempts certain medical professionals from massage licensure requirements when massages are performed in their office by licensed massage therapists. **Fiscal Note:** (Dated March 6, 2019) Decrease State Revenue \$16,900/Massage Licensure Board Other Fiscal Impact Pursuant to Tenn. Code Ann. 4-29-121, all health related boards are required to be self-supporting over a two-year period. The Massage Licensure Board had an annual deficit of \$118,594 in FY16-17, an annual deficit of \$52,294 in FY17-18, and a cumulative reserve balance of \$912,043 on June 30, 2018.
SB467 - K. Roberts - 04/01/19 - Senate passed.
89. **HB1274** **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. **Amendment Summary:** House Judiciary Committee amendment 1 (008089) deletes and replaces all language after the enacting clause such that the only substantive change is to limit such duties to a policy, rather than a policy or practice, adopted by an LEA. **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 - 04/17/19 - Set for Senate Judiciary Committee 04/23/19.
90. **HB278** **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. **Amendment Summary:** House Insurance Committee amendment 1 (007837) deletes all language after the enacting clause. Requires the Executive Director of the Health Services and Development Agency (HSDA), no later than January 1, 2020, to establish an all payer claims database to support transparent public reporting of healthcare information that enables the Commissioner of the Department of Finance and Administration (F&A), the Director of the Division of TennCare, the Commissioner of the Department of Mental Health and Substance Abuse Services (DMHSAS), the Commissioner of the Department of Intellectual and Developmental Disabilities (DIDD), the Commissioner of the Department of Health (DOH), and the Commissioner of the Department of Labor and Workforce Development (DLWD) to carry out certain duties pertaining to healthcare. **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 - 04/09/19 - Senate Commerce & Labor Committee deferred to 2020.
92. **HB774** **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:** House Health Committee amendment 1, Senate amendment 1 (006525) 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
SB281 - R. Kurita - 04/08/19 - Senate passed with amendment 1 (006525).
100. **HB866** **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. **Amendment Summary:** Senate Education Committee amendment 1, House Education Committee amendment 1 (007438) amends the bill to require that comprehensive career and technical education be made accessible to students in Grades 6-12 and that LEAs plan to serve at least 50% of the students in those grades. Further amends the bill by rewriting Section 4 to allow middle school students to use high school CTE facilities. Adds a new section to the bill: the Department of Education (DOE) is encouraged to prepare students in middle school for a career in technical education (CTE), by introducing them to career exploration opportunities in high-skill, high-wage, or in-demand career fields. The DOE is encouraged to provide career exploration through a systemic framework in making informed plans and decisions about future education and career opportunities based on: occupational supply and demand, educational requirements, development of career plans, career guidance, and any other activity that advances knowledge of career opportunities. The DOE is also encouraged to provide professional development opportunities for teachers and faculty related to CTE for students in middle school grades. **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 - 04/17/19 - Senate Education Committee recommended with amendment 1 (007438). Sent to Senate Finance.

103. **HB769** **EDUCATION: Annual report on self-administered medications and healthcare procedures.** Changes from October 31 to October 1 the date by which the departments of education and health are required to jointly compile an annual report to the governor and the general assembly of self-administered medications and healthcare procedures. Broadly captioned. **Amendment Summary:** Senate Education Committee amendment 1, House Education Committee amendment 1 (006601) requires the education department create a literacy coach pilot program to begin in the 2019-2020 school year and conclude at the end of the 2022-2023 school year for the purpose of awarding grants to eligible districts for the provision of school-based coaches in literacy and math for teachers in pre-kindergarten through grade three that focus on improving instructional quality and coherence in Tennessee's lowest performing elementary schools. Requires the department develop a grant application program and requires that eligible districts match the grant, totaling \$39,000, on a dollar-for-dollar basis. Requires that the school-based coaches possess a valid license to teach and serve for 3 academic years providing in-depth coaching on high-literacy practices, and in the third year of the program, provide in-depth coaching in mathematics. Requires that school-based coaches have experience as a highly effective teacher, demonstrated knowledge of child development, and the ability to pass a foundations of reading test. Requires the department contract with a high-quality vendor with experience in coaching classroom teachers on curricula and formative assessments, using data to analyze and improve instruction, on conducting instructional reviews, classroom observations, and student work analysis, to create a training program for school-based coaches, which each school-based coach must participate in. Requires the department create a coaching network for school-based coaches which, at least twice yearly, will provide school-based coach evaluations that reflect progress for each grade level. Requires the department report their findings and recommendations to the education committees of both legislative houses by July 1, 2024. **Fiscal Note:** (Dated February 21, 2019) NOT SIGNIFICANT
SB1187 - B. Kelsey - 04/17/19 - Set for Senate Finance, Ways & Means Committee 04/23/19.
111. **HB716** **TRANSPORTATION VEHICLES: Creates per se DUI offense - blood contains certain controlled substances.** Establishes the School Zone Safety Act. Doubles the penalties for misdemeanor violations as well as violations of consent law and increases a felony violation to one classification higher only if these offenses are perpetrated within 1,000 feet of a school. Specifically targets impaired driving in school zones. Creates per se DUI offense of driving while the person's blood includes any amount of Schedule I controlled substance or Schedule II, III, IV, or V controlled substance that cannot be dispensed without a prescription when the person does not have a valid prescription. **Amendment Summary:** House Judiciary Committee amendment 1 (007824) deletes and rewrites all language after the enacting clause such that the substantive changes are: (1) adds a person's regular healthcare provider and the person's child's regular healthcare provider to the list of eligible places a court issuing an order to allow a person to operate a motor vehicle with geographic restrictions or a restricted license is authorized to go to and from, (2) removes enhancements for impaired driving in a school zone and for vehicular assault, aggravated vehicular assault, and vehicular homicide by intoxication, and (3) specifies that broadening the offense of DUI is effective July 1, 2019, and is required to apply to violations occurring on or after that date and the remaining portions of the proposed legislation are effective upon becoming law. **Fiscal Note:** (Dated March 20, 2019) Increase State Revenue Exceeds \$9,300/Electronic Monitoring Indigency Fund Exceeds \$1,500/Impaired Drivers Trust Fund Exceeds \$800/Department of Safety Exceeds \$400/Finance and Administration Exceeds \$30,700/Alcohol and Drug Addiction Treatment Fund Increase State Expenditures \$7,009,600 Incarceration* Exceeds \$9,300/Electronic Monitoring Indigency Fund Exceeds \$1,500/Impaired Drivers Trust Fund Exceeds \$800/Department of Safety Exceeds \$400/Finance and Administration Exceeds \$30,700/Alcohol and Drug Addiction Treatment Fund Increase Local Expenditures \$663,000**
SB1409 - M. Bell - 04/17/19 - Set for Senate Judiciary Committee 04/23/19.

Tue 4/23/19 12:30pm - Senate Hearing Rm I, Senate Health & Welfare Committee

Final Calendar 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. Yarbrow (D)

1. **SB1428** **TENNCARE: TennCare II funding by means of a block grant indexed for inflation and population growth.** Requires the governor acting through the commissioner of finance and administration to submit to the federal centers for medicare and medicaid services a waiver amendment to the existing TennCare II waiver, or to submit a new waiver in order to provide medical assistance to the TennCare II waiver population by means of a block grant no later than 120 days after the effective date of this act. Orders the block grant to convert the federal share of all medical assistance funding into an allotment that is tailored to meet the needs of the state and that is indexed for inflation and population growth. Broadly captioned. **Amendment Summary:** House amendment 1 (004786) requires any negotiated agreement between the federal government and the finance and administration commissioner be approved by a general assembly joint resolution. Senate Commerce & Labor Committee amendment 1 (008269) increases the number of days after the effective date of this act for the submission of a waiver amendment to the existing TennCare II waiver, or for the submission of a new waiver, from 120 days to 180 days. Adds that the block grant authorized must convert the federal share of all medical assistance funding for this state into an allotment that excludes from the block grant financing amount any expenses that are not included in the state's existing 1115 demonstration waiver, factors the current inaccurate reflection of the state's labor costs in the state's Medicare Wage Index, excludes administrative costs from the block grant financing amount, permits the state to continue to draw federal matching funds for administrative costs, provides the state with minimum flexibility with regard to existing federal mandates, provides the state with maximum flexibility regarding pharmacy benefits, provides the state with maximum flexibility to serve other needy populations with distinct financial needs, and remains at the level set according to the block grant without any decrease in the federal share of all medical assistance funding for this state based on deflation or a reduction in population. **Fiscal Note:** (Dated February 25, 2019) Increase State Expenditures Not Significant Other Fiscal Impact - If approved by the federal government, the level of federal funding that would be approved for the Medicaid program is unknown. The current federal funding level for FY18-19 is approximately \$7,544,537,000.
HB1280 - T. Hill - 04/11/19 - House passed with amendment 1 (004786).

Tue 4/23/19 1:00pm - Senate Hearing Rm I, Senate Judiciary Committee

Final Calendar SB425 has been added to the calendar by suspension of the rules on the Senate Floor on 04/18/19. 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)

5. **SB636** **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
 Johnson J.
 HB1162 - B. Ogles - 04/15/19 - House passed.
12. **SB1418** **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 amendment 1 (006229) adds language to the original bill to establish that the Life Appropriation Act takes effect only to the extent that federal law, including judicial decisions, authorizes a state agency to deny family planning funds or other grant funds to an individual or an entity that performs elective abortions or is an affiliate of an individual or entity that performs, induces, or provides abortion referrals, or counsels in favor of convenience abortions. **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.
 Jackson E.
 HB1490 - J. Ragan - 04/08/19 - House passed with amendment 1 (006229).
14. **SB1499** **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. **Amendment Summary:** House Judiciary Committee amendment 1 (008089) deletes and replaces all language after the enacting clause such that the only substantive change is to limit such duties to a policy, rather than a policy or practice, adopted by an LEA. **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.
 Hensley J.
 HB1274 - A. Holt - 04/18/19 - Set for House Finance, Ways & Means Subcommittee 04/23/19.
31. **SB1409** **TRANSPORTATION VEHICLES: Creates per se DUI offense - blood contains certain controlled substances.** Establishes the School Zone Safety Act. Doubles the penalties for misdemeanor violations as well as violations of consent law and increases a felony violation to one classification higher only if these offenses are perpetrated within 1,000 feet of a school. Specifically targets impaired driving in school zones. Creates per se DUI offense of driving while the person's blood includes any amount of Schedule I controlled substance or Schedule II, III, IV, or V controlled substance that cannot be dispensed without a prescription when the person does not have a valid prescription. **Amendment Summary:** House Judiciary Committee amendment 1 (007824) deletes and rewrites all language after the enacting clause such that the substantive changes are: (1) adds a person's regular healthcare provider and the person's child's regular healthcare provider to the list of eligible places a court issuing an order to allow a person to operate a motor vehicle with geographic restrictions or a restricted license is authorized to go to and from, (2) removes enhancements for impaired driving in a school zone and for vehicular assault, aggravated vehicular assault, and vehicular homicide by intoxication, and (3) specifies that broadening the offense of DUI is effective July 1, 2019, and is required to apply to violations occurring on or after that date and the remaining portions of the proposed legislation are effective upon becoming law. **Fiscal Note:** (Dated March 20, 2019) Increase State Revenue Exceeds \$9,300/Electronic Monitoring Indigency Fund Exceeds \$1,500/Impaired Drivers Trust Fund Exceeds \$800/Department of Safety Exceeds \$400/Finance and Administration Exceeds \$30,700/Alcohol and Drug Addiction Treatment Fund Increase State Expenditures \$7,009,600 Incarceration* Exceeds \$9,300/Electronic Monitoring Indigency Fund Exceeds \$1,500/Impaired Drivers Trust Fund Exceeds \$800/Department of Safety Exceeds \$400/Finance and Administration Exceeds \$30,700/Alcohol and Drug Addiction Treatment Fund Increase Local Expenditures \$663,000**
 Bell M.
 HB716 - B. Griffey - 04/18/19 - Set for House Finance, Ways & Means Subcommittee 04/23/19.