

Mon 4/29/19 1:00pm - House Hearing Rm I, House Finance, Ways & Means Subcommittee

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)

5. **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 (004599).
27. **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).
40. **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.
45. **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.
46. **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).

52. **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 - 04/25/19 - Set for Senate Floor 04/30/19.
54. **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 - 04/25/19 - Senate Finance, Ways & Means Committee deferred to 04/29/19.
58. **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:** Senate Judiciary Committee amendment 1, 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 - 04/23/19 - Senate Judiciary Committee deferred to first calendar of 2020 after adopting amendment 1 (007824).

Mon 4/29/19 2:00pm - House Hearing Rm I, House Calendar & Rules Committee

MEMBERS: CHAIR J. Zachary (R); VICE CHAIR L. Russell (R); J. Windle (D); M. White (R); R. Travis (R); B. Terry (R); M. Stewart (D); J. Shaw (D); S. Lynn (R); W. Lamberth (R); K. Keisling (R); C. Johnson (R); D. Howell (R); T. Hill (R); M. Hill (R); C. Halford (R); B. Dunn (R); J. Deberry Jr. (D); M. Daniel (R); M. Curcio (R); J. Crawford (R); G. Casada (R); K. Camper (D); C. Sexton (R); C. Boyd (R)

2. **HB419** **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:** Senate 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. House Government Operations Committee Amendment 1 (007647) deletes and replaces language of Amendment 006205 such that the only substantive changes are: (1) changes the required date to implement the shopping and decision support program and provide incentives from January 1, 2020 to January 1, 2021; and (2) makes the requirement to contract with a third-party vendor to comply with this section optional instead of mandatory. Senate amendment 2 (007140) deletes and replaces language of Amendment 006205 such that the only substantive changes are: (1) changes the required date to implement the shopping and decision support program and provide incentives from January 1, 2020 to January 1, 2021, (2) makes the requirements optional instead of mandatory, and (3) removes any group insurance plan under Title 8, Chapter 27. **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 - 04/24/19 - Senate passed with amendment 1 (006205) and amendment 2 (007140). Amendment 1 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. Amendment 2 deletes and replaces language of Amendment 006205 such that the only substantive changes are: (1) changes the required date to implement the shopping and decision support program and provide incentives from January 1, 2020 to January 1, 2021, (2) makes the requirements optional instead of mandatory, and (3) removes any group insurance plan under Title 8, Chapter 27.
7. **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 - 04/25/19 - Senate Finance, Ways & Means Committee deferred to 04/29/19.
10. **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. House Finance Committee amendment 1 (008715) adds language to the bill as amended to include a representative of Leading Age Tennessee to the list of groups who may submit qualified nominees to be appointed to the Council. **Fiscal Note:** (Dated February 2, 2019) Increase State Expenditures - \$6,100
SB28 - R. Crowe - 04/01/19 - Senate passed with amendment 1 (005741).

12. **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 - 04/25/19 - Senate Finance, Ways & Means Committee deferred to 04/29/19.
39. **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:** Senate Judiciary Committee amendment 1, 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. House Finance Committee amendment 1 (008504) deletes and replaces all language after the enacting clause such that the substantive changes are to: (1) limit such duties to a policy, rather than a policy or practice, adopted by an LEA, and (2) specify that an LEA policy that in the opinion of the Attorney General and Reporter is not constitutional upon consideration of definitive court decisions on the constitutionality of similar policies. **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 - 04/25/19 - Set for Senate Floor 04/30/19.
47. **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.

Mon 4/29/19 3:30pm - House Chamber, House Message

1. **HB108** **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. **Amendment Summary:** Senate amendment 1 (005183) deletes and rewrites all language after the enacting clause such that the only substantive change would specify such action can only be taken for instances occurring in connection with the employee's status as a local government employee. **Fiscal Note:** (Dated February 4, 2019) NOT SIGNIFICANT SB379 - J. Yarbro - 04/24/19 - Senate passed with amendment 1 (005183), which deletes and rewrites all language after the enacting clause such that the only substantive change would specify such action can only be taken for instances occurring in connection with the employee's status as a local government employee.

Mon 4/29/19 3:30pm - Senate Chamber, Senate Consent 2

7. **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 HB1162 - B. Ogles - 04/15/19 - House passed.

Mon 4/29/19 3:30pm - Senate Chamber, Senate Floor

2. **SB75** **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. Robinson K. 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. **Amendment Summary:** House amendment 2 (008710) limits this bill's requirements to state correctional facilities and adds that this bill does not establish a minimum standard or otherwise create a private right of action concerning the products supplied to a person incarcerated in a state correctional facility. Senate State and Local Government Committee amendment 1 (008431) deletes and replaces all language after the enacting clause such that the only substantive change is to limit the proposed legislation to custodians of state correctional facilities and removes specification that moisturizing soap not be lye-based in the provided healthcare products. **Fiscal Note:** (Dated February 26, 2019) NOT SIGNIFICANT
HB129 - H. Love Jr. - 04/24/19 - House passed with amendment 2 (008710).
4. **SB170** **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. **Amendment Summary:** Senate Education Committee amendment 1, House amendment 1 (008319) rewrites this bill to add a preamble and require each LEA and public charter school to adopt a trauma-informed discipline policy that does the following: (1) Balances accountability with an understanding of traumatic behavior; (2) Teaches school and classroom rules while reinforcing that violent or abusive behavior is not allowed at school; (3) Minimizes disruptions to education with an emphasis on positive behavioral supports and behavioral intervention plans; (4) Creates consistent rules and consequences; and (5) Models respectful, nonviolent relationships. This amendment requires the department of education to develop guidance on trauma-informed discipline practices that LEAs must use to develop a trauma-informed discipline policy. **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. - 04/18/19 - House passed with amendment 1 (008319).
8. **SB319** **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. **Amendment Summary:** Senate Education Committee amendment 1, House amendment 1 (007649) clarifies the legislative intent that the dual enrollment grant be fully funded before any funds in the lottery for education account are transferred to the Tennessee Promise scholarship endowment fund and revises this bill's directory language to ensure this bill will be codified properly after the effective date of the Governor's Investment in Vocational Education (GIVE) Act. **Fiscal Note:** (Dated March 28, 2019) Increase State Expenditures Exceeds \$8,127,900/FY19-20/ Lottery for Education Account Net Impact Exceeds \$7,389,500/FY20-21 and Subsequent Years/ Lottery for Education Account Other Fiscal Impact - Funding in an amount exceeding \$8,127,900 in FY19-20, and recurring funding exceeding \$7,389,500 beginning in FY20-21, will not be available for transfer from the Lottery for Education Account to the Tennessee Promise Special Reserve Account.
HB111 - S. Cepicky - 04/18/19 - House passed with amendment 1 (007649).

Tue 4/30/19 8:30am - Senate Chamber, Senate Floor

2. **SB63** **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.
HB866 - J. Deberry Jr. - 04/25/19 - Set for House Finance, Ways & Means Subcommittee 04/29/19.
14. **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 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 - 04/22/19 - House passed with amendment 1 (006210).

15. **SB487** **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:** Senate Judiciary Committee amendment 1, House amendment 1 (005642) rewrites this bill and revises the present law provision regarding reporting suspected child sexual abuse when certain minors present for an abortion. Under present law, the requirement to report suspected sexual abuse of a minor is triggered if a physician is requested to perform an abortion on a minor who is less than 13 years of age. This amendment adds that if the minor who presents for an abortion is at least 13 years of age but no more than 17 years of age, and the physician has reasonable cause that there is child sexual abuse, then the physician must report that suspected abuse. The requirement added by this amendment will apply only when a physician performs elective abortion services as a part of the physician's practice. **Fiscal Note:** (Dated February 28, 2019) NOT SIGNIFICANT
HB574 - J. Faison - 04/18/19 - House passed with amendment 1 (005642).
Bowling J.
22. **SB571** **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 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. Senate Commerce & Labor Committee amendment 1 (007922) adds the exceptions of certified public accountants, architects, engineers, and ginseng dealers as professions that cannot receive equivalent credit for occupational licenses from technical training in high school and post high school. Requires high school and post high school training received to be consistent with the requirements for licensure by licensing authorities in order for persons to be eligible for equivalent credit. Permits training to have been received in schools or correctional institutions. Allows any person aggrieved by the decision of a licensing authority concerning eligibility for equivalent credit to appeal to the commissioner of commerce and insurance or the commissioner's designee for a determination of whether the training meets the requirements for licensure. Adds that the state board of education and the commissioner of corrections must promulgate rules in collaboration with the commissioner of commerce and insurance. **Fiscal Note:** (Dated February 24, 2019) NOT SIGNIFICANT
HB353 - M. Daniel - 04/10/19 - House passed with amendment 1 (006603).
Bowling J.
44. **SB1244** **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. **Amendment Summary:** Senate Education Committee amendment 1, House amendment 1 (008148) rewrites this bill and includes schools that meet the standards of accreditation or membership of the Association of Classical and Christian Schools to schools considered "church-related" schools under present law. Under present law, the following are "church-related schools": schools operated by denominational, parochial or other bona fide church organizations that are required to meet the standards of accreditation or membership of the Tennessee Association of Christian Schools, the Association of Christian Schools International, the Tennessee Association of Independent Schools, the Southern Association of Colleges and Schools, the Tennessee Association of Non-Public Academic Schools, the Tennessee Association of Church Related Schools, the Tennessee Alliance of Church Related Schools, or a school affiliated with Accelerated Christian Education, Inc. This amendment adds that the present law provisions governing church-related schools do not prohibit a non-public school that meets the standards of accreditation of one or more of the above-identified organization from operating as a Category II non-public school, if the school meets the requirements established by the department of education and the state board of education for a Category II non-public school. **Fiscal Note:** (Dated February 13, 2019) NOT SIGNIFICANT
HB1392 - S. Cepicky - 04/18/19 - House passed with amendment 1 (008148).
Gresham D.
56. **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).
Bailey P.

63. **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:** Senate Judiciary Committee amendment 1, 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. House Finance Committee amendment 1 (008504) deletes and replaces all language after the enacting clause such that the substantive changes are to: (1) limit such duties to a policy, rather than a policy or practice, adopted by an LEA, and (2) specify that an LEA policy that in the opinion of the Attorney General and Reporter is not constitutional upon consideration of definitive court decisions on the constitutionality of similar policies. **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.
- HB1274 - A. Holt - 04/25/19 - Set for House Calendar & Rules Committee 04/29/19.