

Mon 4/8/19 2:00pm - House Hearing Rm I, House Government Operations Committee Regular Calendar

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

5. **HB496** **PROFESSIONS & LICENSURE: Exemptions to licensure and certification requirements for participation in federal Innovative Readiness Training programs.** Creates exemptions to licensure and certification requirements for various health professionals who are participating in federal Innovative Readiness Training programs, including chiropractors, dentists, physicians, and nurses. (17pp.) **Amendment Summary:** House Health Committee amendment 1, Senate amendment 3 (004270) deletes all language after the enacting clause such that the only substantive change is exempting any military health professional licensed to practice in another state, as opposed to various military health professionals, from licensure and certification requirements in Tennessee while participating in an IRT Civil-Military partnership program. **Fiscal Note:** (Dated February 2, 2019) NOT SIGNIFICANT
SB53 - B. Kelsey - 02/14/19 - Senate passed with amendment 3 (004270).
6. **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:** Joint Council on Pensions amendment 1 (006205) deletes all language after the enacting clause. Establishes the Tennessee Right to Shop Act to require health insurance carriers, on or after January 1, 2020, to implement a shopping and decision support program that provides shopping capabilities and decision support services for enrollees in a health plan. Requires, on or after January 1, 2021, a health insurance carrier to provide incentives, not to exceed \$600 in any year, for enrollees in a health plan who elect to receive a comparable healthcare service from a network provider that is covered by the health plan and is paid less than the average allowed amount paid by that carrier to network providers for comparable healthcare services. Exempts any group insurance plan offered under Title 8, Chapter 27, any managed care organization (MCO) contracting with the state to provide insurance through the TennCare program or the CoverKids program, or any plan described in Section 1251 of the federal Patient Protection and Affordable Care Act and Section 2301 of the federal Health Care and Education Reconciliation Act. House Insurance Committee amendment 1 (007070) deletes and replaces language in amendment 006205 without making any substantive changes to the legislation. **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 - 04/03/19 - Set for Senate Commerce & Labor Committee 04/09/19.
7. **HB252** **GOVERNMENT REGULATION: Requires accommodations for dyslexic applicants for certain licenses.** Requires reasonable accommodations to be made for a person applying for a license to engage in an occupation, trade, or profession who is diagnosed with dyslexia. **Amendment Summary:** House State Committee amendment 1 (006297) moves the effective date from July 1, 2019 to July 1, 2020 and requires an agency that requires a person applying for a license to engage in an occupation, trade, or profession in this state to take an examination to ensure the provision of appropriate accommodations in accordance with the Americans with Disabilities Acts. Requires a state agency that administers a required examination for licensure to promulgate rules that establish the eligibility criteria that a person must meet for an accommodation to be provided. Exempts examinations mandated and administered pursuant to federal law. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT
SB759 - J. Yarbro - 04/03/19 - Set for Senate State & Local Government Committee 04/09/19.
8. **HB657** **HEALTH CARE: Permits dental hygienists prescribe certain oral health agents under certain conditions.** Permits dental hygienists to prescribe fluoride agents, topical oral anesthetic agents, and nonsystemic oral antimicrobials if they are not controlled substances, do not require a license from the FDA, and if the prescriptive authority is exercised under general supervision from a dentist or authorized public health program. Requires the board of dentistry to set educational and training requirements by rule. Requires board determine allowable percentages of certain active ingredients in medications that may be prescribed by dental hygienists. **Amendment Summary:** House Health Committee amendment 1 (004967) rewrites the bill and authorizes a dental hygienist to have prescriptive authority for fluoride agents, topical oral anesthetic agents, and nonsystemic oral antimicrobials that are not controlled substances and do not require a license from the FDA to prescribe. The prescriptive authority of a dental hygienist must be exercised under the general supervision of a licensed dentist. Requires a prescription written by a dental hygienist to be reviewed by a licensed dentist within 30 days. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT
SB609 - B. Massey - 04/03/19 - Set for Senate Health & Welfare Committee 04/10/19.
9. **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.
SB1291 - M. Pody - 02/11/19 - Referred to Senate Government Operations Committee.

Mon 4/8/19 4:30pm - Senate Chamber, Senate Consent 2

11. **SJR145** **EDUCATION: Athletic trainers on staff at middle schools and high schools.** Urges all middle and high schools to have an athletic trainer on staff. **Fiscal Note:** (Dated March 28, 2019) NOT SIGNIFICANT
Crowe R.

Mon 4/8/19 4:30pm - Senate Chamber, Senate Floor

5. **SB281** **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 Public Health Subcommittee amendment 1, Senate Government Operations Committee 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
HB774 - B. Ramsey - 04/04/19 - Set for House Health Committee 04/09/19.
Kurita R.
8. **SB659** **CRIMINAL LAW: Illegal use of narcotics while pregnant.** Authorizes assault prosecution for illegal use of a narcotic drug while pregnant if the child is born addicted to or harmed by the narcotic drug. Provides addiction recovery program enrollment while pregnant and successful completion of the program as an affirmative defense. **Amendment Summary:** Senate Judiciary Committee amendment 1 (006720) deletes all language after the enacting clause. Creates a Class E felony offense for a person to knowingly possess a child-like sex doll. Creates a Class A misdemeanor offense for a person to knowingly sell, distribute or transport a child-like sex doll into this state or within this state with the intent to sell or distribute, to be fined, in addition to any other punishment, in an amount not less than \$10,000 nor more than \$50,000. House Criminal Justice Subcommittee amendment 1 (006831) rewrites the bill to (1) create a Class A misdemeanor offense for a person to knowingly possesses a child-like sex doll and (2) create a Class E felony offense for a person to knowingly sell, distribute or transport a child-like sex doll into this state or within this state with the intent to sell or distribute, to be fined, in addition to any other punishment, in an amount not less than \$10,000 nor more than \$50,000. **Fiscal Note:** (Dated March 28, 2019) NOT SIGNIFICANT
HB1168 - M. Littleton - 04/04/19 - Set for House Judiciary Committee 04/09/19.
Bowling J.

Tue 4/9/19 8:00am - House Hearing Rm I, House Health Committee

Pursuant to Rule 83 (13), House Health Committee Member Ron Gant has filed written notice that he will move to recall HB 1029 from the Public Health Subcommittee to the Full House Health Committee. Pursuant to this Rule, Representative Gant's motion to recall HB 1029 is hereby scheduled to be heard at the beginning of the April 9, 2019, House Health Committee meeting. MEMBERS: CHAIR B. Terry (R); VICE CHAIR E. Helton (R); S. Whitson (R); K. Vaughan (R); J. VanHuss (R); R. Smith (R); P. Sherrell (R); J. Sexton (R); C. Sexton (R); L. Miller (D); T. Leatherwood (R); S. Kumar (R); D. Jernigan (D); M. Hill (R); M. Hall (R); R. Gant (R); V. Dixie (D); B. Cooper (D); D. Byrd (R)

1. **HB1029** **CRIMINAL LAW: Human Life Protection Act.** Declares abortion in the state of Tennessee to be an illegal act and the performance of an abortion resulting in a Class C felony. Establishes exceptions to this rule only in the event that a licensed physician determines that the abortion was necessary to prevent the death of a pregnant woman or cause substantial and irreversible damage to the pregnant woman, where neither the woman nor physician will be prosecuted. Specifies that the act would only go into effect in the case of the United States Supreme court overturning Roe v. Wade, as modified by Planned Parenthood of Southeastern Pennsylvania v. Case, or by adoption of an amendment to the United States Constitution which restores the authority to prohibit abortion to the states. **Fiscal Note:** (Dated February 19, 2019) Other Fiscal Impact Due to the unknown timing of when the newly created felony will take effect, the impact to state incarceration costs cannot be reasonably determined.
SB1257 - D. Gresham - 04/03/19 - Set for Senate Judiciary Committee 04/09/19.
Lynn S.
3. **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 Public Health Subcommittee amendment 1, Senate Government Operations Committee 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 - 04/04/19 - Set for Senate Floor 04/08/19.
Ramsey B.
4. **HB1350** **PROFESSIONS & LICENSURE: Report on nursing training needs.** Requires the board of nursing executive director report on workforce needs for nurses in healthcare institutions and facilities and the need for any beneficial changes to the educational training of nurses in order to meet those needs to the health committees of both legislative houses. Broadly captioned. **Amendment Summary:** House Facilities, Licensure & Regulations Subcommittee amendment 1 (006560) rewrites the bill. Updates existing statute to authorize a registered nurse first assistant be certified in perioperative nursing or certified as an advanced practice registered nurse and qualified by education and training to perform tasks involved in perioperative nursing, as determined by the Board of Nursing. **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.
SB1128 - S. Kyle - 04/03/19 - Set for Senate Health & Welfare Committee 04/10/19.
Deberry Jr. J.

6. **HB1293** **HEALTH CARE: Date of reporting on the outcome of the controlled substances database program.** Changes the annual date by which the commissioner of health must file a report with the appropriate committees of the senate and house on the outcome of the controlled substances database program with respect to its effect on distribution and abuse of controlled substances from March 1 to March 15. **Amendment Summary:** House Mental Health & Substance Abuse Subcommittee amendment 1 (006562) rewrites the bill. Requires the release confidential information from the database to the attorney general and reporter upon the request for the purpose of reviewing data in conjunction with investigating a civil action involving controlled substances. Specifies the data may be disclosed to designees within the office of the attorney general and reporter, targets of an investigation, and other parties to litigation, designated consultants, and a court at the discretion of the attorney general and reporter. **Fiscal Note:** (Dated February 6, 2019) NOT SIGNIFICANT
SB566 - J. Bowling - 04/03/19 - Set for Senate Health & Welfare Committee 04/10/19.
11. **HB339** **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:** House Facilities, Licensure & Regulations Subcommittee amendment 1 (006349) 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
SB1211 - R. Crowe - 04/03/19 - Set for Senate Health & Welfare Committee 04/10/19.
12. **HB416** **HEALTH CARE: Board of trustees of hospital authority - employment of former board member.** Prohibits members or former members of a hospital authority board of trustees from entering into an arrangement for employment or the provision of labor or services with the authority until at least 12 months following the trustee or former trustee's service on the board. **Amendment Summary:** House Facilities, Licensure & Regulations Subcommittee amendment 1, Senate amendment 1 (006428) deletes all language after the enacting clause such that the only substantive change is to require a hospital authority to publish on its website and in a newspaper of general circulation in the county in which the hospital authority is located, any arrangement for employment or the provision of labor or services, between a trustee or former trustee and the authority, within three business days of finalizing the arrangements. Requires arrangements existing as of July 1, 2019 be published by August 1, 2019. **Fiscal Note:** (Dated February 11, 2019) NOT SIGNIFICANT
SB179 - T. Gardenhire - 04/01/19 - Senate passed with amendment 1 (006428), which deletes all language after the enacting clause such that the only substantive change is to require a hospital authority to publish on its website and in a newspaper of general circulation in the county in which the hospital authority is located, any arrangement for employment or the provision of labor or services, between a trustee or former trustee and the authority, within three business days of finalizing the arrangements. Requires arrangements existing as of July 1, 2019 be published by August 1, 2019.
13. **HB75** **HEALTH CARE: Change in ownership of a health care institution.** Increases the amount of days given to notify the health services and development agency of the change in ownership of a health care institution from 30 days to 60 days. **Amendment Summary:** House Facilities, Licensure & Regulations Subcommittee amendment 1 (006612) rewrites the bill. Rewrites the Policy of the Tennessee Health Services and Planning Act of 2002. Revises CON guidelines for MRIs from 250,000 county population to 175,000 county population. Revises CON guidelines for a hospital, rehabilitation facility, or mental health hospital to increase its total number licensed beds from 10% to 25%. Establishes that an entity that is operating a facility under a CON and that is leasing or renting property wherein the facility is located is not required to obtain a new CON if: in a county with a population excess of 175,000 that entity relocates its facility to another location within a half-mile radius of the leased or rented property, or if in a county with a population of, or less than, 175,000 that entity relocates its facility to another location within a two-mile radius of the leased or rented property. Requires that the HSDA not deny an application for a CON for home health service provided by a home care organization, radiation services, MRI, an independent standing emergency center, an outpatient diagnostic center, or an ASTC if the complete application and fees are submitted to HSDA and such services and facilities are to be located in a distressed county that does not have a hospital already providing those services or facilities as of January 1, 2019. Requires the independent standing emergency centers be located/provided services in distressed counties. Defines "distressed county" and "independent standing emergency center". **Fiscal Note:** (Dated January 24, 2019) NOT SIGNIFICANT
SB168 - T. Gardenhire - 04/03/19 - Set for Senate Commerce & Labor Committee 04/09/19.

Tue 4/9/19 8:15am - House Hearing Rm I, House Public Health Subcommittee

Final Calendar. The subcommittee will meet immediately following House Health Committee. MEMBERS: CHAIR J. Sexton (R); V. Dixie (D); M. Hill (R); L. Miller (D); B. Terry (R); J. VanHuss (R); S. Whitson (R)

2. **HJR138** **HEALTH CARE: Supports the health of an unborn children.** Supports continued medical advancement to protect babies in the womb. **Fiscal Note:** (Dated March 28, 2019) NOT SIGNIFICANT
VanHuss J.
4. **HB380** **HEALTH CARE: Data on asthma.** Requires the department of health to analyze certain data regarding asthma morbidity and mortality, to survey causal factors such as mold and allergens, and to assess patterns of medical care and population-based health services. Requires the department of health to develop and maintain measures to track and report asthma development and treatment rates. Requires the department to report to the health committees of the senate and the house and on its website asthma development and treatment rates. Requires the department to use the information gained pursuant to this section to guide the development of public health programs and asthma policy. **Fiscal Note:** (Dated March 3, 2019) Increase State Expenditures \$4,300/One-Time \$116,200/Recurring
SB419 - S. Kyle - 02/06/19 - Referred to Senate Health & Welfare Committee.

7. **HB78** **CRIMINAL LAW: Increases fine for failing to report abortion requests on minors.** Increases the fine on physicians who fail to report illegal abortions on children younger than 13 from \$500 to \$1,000 for the first offense and from \$1,000 to \$1,500 for the second offense. **Fiscal Note:** VanHuss J. (Dated February 2, 2019) NOT SIGNIFICANT
SB1306 - M. Pody - 02/11/19 - Referred to Senate Judiciary Committee.

Tue 4/9/19 8:30am - Senate Hearing Rm I, Senate Finance, Ways & Means Committee

The committee will have budget hearings by the TN Dept of Revenue and the TN Arts Commission. 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)

1. **SB259** **EDUCATION: Bleed control kit training for LEA employees.** Requires each LEA, beginning with the 2019-2020 school year, to develop and implement a "Stop the Bleed" program in consultation with local law enforcement. Requires the department of education to develop a training program for LEA employees to instruct the employees on how to use the items contained in a bleeding control kit. Specifies requirements for training program. **Amendment Summary:** House Education 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*
HB215 - J. Clemmons - 04/04/19 - Set for House Finance, Ways & Means Subcommittee 04/10/19.

Tue 4/9/19 9:00am - House Hearing Rm II, House State Committee

Final Calendar MEMBERS: CHAIR K. Keisling (R); VICE CHAIR R. Eldridge (R); C. Todd (R); R. Tillis (R); R. Staples (D); J. Shaw (D); B. Sanderson (R); B. Ramsey (R); J. Powell (D); H. Love Jr. (D); M. Littleton (R); J. Lafferty (R); B. Hulse (R); G. Hicks (R); D. Hawk (R); C. Halford (R); A. Farmer (R); R. Bricken (R); B. Beck (D)

1. **HB1120** **GOVERNMENT ORGANIZATION: Creates the state government advisory task force on community resilience.** Creates the state government advisory task force on extreme weather and community resilience consisting of 24 members. Requires the task force to assess the historical, present, and projected occurrence of natural catastrophes and extreme weather events in this state and to examine present and projected losses associated with the occurrence of extreme weather events and other natural catastrophes in this state. Also requires the task force to develop recommendations to address vulnerabilities and adverse impacts associated with the occurrence of extreme weather events and other natural catastrophes in this state. Requires the task force to develop recommendations to increase resilience to extreme weather events and other natural catastrophes in this state. **Amendment Summary:** Senate Government Operations Committee amendment 1 (006755) makes technical changes, clarifies requirements for memberships, staggering, and term limits, and establishes an end date of July 1, 2020. House State Committee amendment 1 (006554) deletes and rewrites all language of the bill such that the only substantive changes are: replacing the two legislative members of the task force with one member appointed by the Speaker of the House of Representatives and one member appointed by the Speaker of the Senate; changing the date in which the task force is required to report its findings to the General Assembly from every February 1 to July 1, 2020; and repealing the task force on July 1, 2020. **Fiscal Note:** (Dated March 19, 2019) Increase State Expenditures \$2,100
SB1114 - J. Yarbro - 04/03/19 - Set for Senate State & Local Government Committee 04/09/19.
2. **HB129** **CORRECTIONS: Providing of feminine hygiene products to women prisoners.** Requires custodians to make healthcare products available to women incarcerated in a correctional facility at no cost and in a quantity that is appropriate to the needs of the woman without a medical permit. Defines "healthcare products" to include feminine hygiene products, moisturizing soap that is not lye-based, toothbrushes, toothpaste, and any other healthcare product a custodian deems appropriate. **Fiscal Note:** (Dated February 26, 2019) NOT SIGNIFICANT
SB75 - K. Robinson - 04/03/19 - Set for Senate State & Local Government Committee 04/09/19.

Tue 4/9/19 9:30am - Senate Hearing Rm I, Senate State & Local Government Committee

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

12. **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. Defines "healthcare products" to include feminine hygiene products, moisturizing soap that is not lye-based, toothbrushes, toothpaste, and any other healthcare product a custodian deems appropriate. **Fiscal Note:** (Dated February 26, 2019) NOT SIGNIFICANT
HB129 - H. Love Jr. - 04/04/19 - Set for House State Committee 04/09/19.
13. **SB57** **PUBLIC EMPLOYEES: Public employment by women with pregnancy-related conditions.** Prohibits public employers from discriminating against employees with pregnancy-related conditions, defined as taking adverse action, denying employment opportunities, or requiring employees to take leave. Employers are granted exceptions if providing accommodations for these conditions would result in undue hardship. The human rights commission is charged with developing courses to inform employers, employees, and applicants of their rights and responsibilities, and with hearing complaints from those claiming to be aggrieved by these prohibited discriminatory practices. **Fiscal Note:** (Dated January 29, 2019) NOT SIGNIFICANT
HB978 - B. Cooper - 04/03/19 - Taken off notice in House Public Service & Employee Subcommittee.

16. **SB1150** **CORRECTIONS: Restricts physical restraints on pregnant inmates.** Requires a penal institution, correctional facility, or jail, to use the least restrictive restraints on a pregnant inmate. Declares that, unless directed by physician, no restraints will be used in transportation, during any stage of labor, and while recovering from child labor unless deemed a threat. Defines types of restraints. Prohibits solitary confinement for a pregnant inmate. **Fiscal Note:** (Dated March 22, 2019) Increase State Expenditures \$7,500/One-Time \$259,000/Recurring Increase Local Expenditures \$237,500/One-Time* \$95,000/Recurring*
HB1240 - K. Camper - 04/02/19 - Failed in House Corrections Subcommittee after adopting amendment 1 (005484).
Akbari R.
26. **SB321** **TAXES PROPERTY: Requirement of notice from the delinquent tax attorney relative to property tax.** Requires the delinquent tax attorney to pose a copy of the proceeding and send a copy by first-class mail addressed to "occupant" at the last known municipal address of the parcel. Declares that all notices to all owners and interested parties must be detailed by the delinquent tax attorney. **Amendment Summary:** House Local Committee amendment 1 (006265) deletes and rewrites all language after the enacting clause such that the only substantive changes (1) establish exact wording for notice which is to be furnished by the delinquent tax attorney; and (2) specify how certain charges and costs incurred by the delinquent tax attorney should be treated on a tax lien. **Fiscal Note:** (Dated March 9, 2019) Other Fiscal Impact A precise fiscal impact to local government revenue cannot reasonably be determined due to multiple unknown factors.
HB543 - M. White - 04/04/19 - Set for House Finance, Ways & Means Subcommittee 04/10/19.
Jackson E.
31. **SB759** **GOVERNMENT REGULATION: Requires accommodations for dyslexic applicants for certain licenses.** Requires reasonable accommodations to be made for a person applying for a license to engage in an occupation, trade, or profession who is diagnosed with dyslexia. **Amendment Summary:** House State Committee amendment 1 (006297) moves the effective date from July 1, 2019 to July 1, 2020 and requires an agency that requires a person applying for a license to engage in an occupation, trade, or profession in this state to take an examination to ensure the provision of appropriate accommodations in accordance with the Americans with Disabilities Acts. Requires a state agency that administers a required examination for licensure to promulgate rules that establish the eligibility criteria that a person must meet for an accommodation to be provided. Exempts examinations mandated and administered pursuant to federal law. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT
HB252 - B. Freeman - 04/04/19 - Set for House Government Operations Committee Regular Calendar 04/08/19.
Yarbro J.
35. **SB379** **LABOR LAW: Harassment of government employee.** Permits an attorney for a county, municipal, or metropolitan government to seek an injunction against a person who commits harassment against an employee of the county, municipal, or metropolitan government. Specifies that the injunction may be sought in any court of competent jurisdiction having the power to grant injunctions. **Fiscal Note:** (Dated February 4, 2019) NOT SIGNIFICANT
HB108 - D. Jernigan - 02/20/19 - House Local Committee recommended. Sent to House Calendar & Rules.
Yarbro J.
37. **SB1114** **GOVERNMENT ORGANIZATION: Creates the state government advisory task force on community resilience.** Creates the state government advisory task force on extreme weather and community resilience consisting of 24 members. Requires the task force to assess the historical, present, and projected occurrence of natural catastrophes and extreme weather events in this state and to examine present and projected losses associated with the occurrence of extreme weather events and other natural catastrophes in this state. Also requires the task force to develop recommendations to address vulnerabilities and adverse impacts associated with the occurrence of extreme weather events and other natural catastrophes in this state. Requires the task force to develop recommendations to increase resilience to extreme weather events and other natural catastrophes in this state. **Amendment Summary:** Senate Government Operations Committee amendment 1 (006755) makes technical changes, clarifies requirements for memberships, staggering, and term limits, and establishes and end date of July 1, 2020. House State Committee amendment 1 (006554) deletes and rewrites all language of the bill such that the only substantive changes are: replacing the two legislative members of the task force with one member appointed by the Speaker of the House of Representatives and one member appointed by the Speaker of the Senate; changing the date in which the task force is required to report its findings to the General Assembly from every February 1 to July 1, 2020; and repealing the task force on July 1, 2020. **Fiscal Note:** (Dated March 19, 2019) Increase State Expenditures \$2,100
HB1120 - B. Freeman - 04/04/19 - Set for House State Committee 04/09/19.
Yarbro J.
41. **SB196** **PROFESSIONS & LICENSURE: Expands the Right to Earn a Living Act.** Requires entry regulations, public service restrictions, and statutes to be clearly apparent and shaped to fulfill a legitimate public health or safety objective. Allows individuals to bring civil action on relevant licensing authorities that failed to meet standards. **Amendment Summary:** House Government Operations amendment 1 (006605), which deletes and rewrites all language after the enacting clause. Makes various changes to the Right to Earn a Living Act. Authorizes an affected person to petition a licensing authority to repeal or modify an entry regulation within its jurisdiction, including entry regulations promulgated relative to statute. Exempts any state agency, regulatory board, commission, council, or committee that regulates a person under certain circumstances. **Fiscal Note:** (Dated February 15, 2019) Other Fiscal Impact Due to multiple unknown factors, the exact impact of the proposed legislation cannot be determined with reasonable certainty.
HB261 - M. Daniel - 04/04/19 - Set for House Finance, Ways & Means Subcommittee 04/10/19.
Kelsey B.
50. **SB673** **VETERANS & MILITARY AFFAIRS: Department employee training for those assisting veterans with mental health issues.** Requires veteran services department provide training in mental health crisis management to the employees who assist veterans with mental health issues. **Fiscal Note:** (Dated February 25, 2019) Increase State Expenditures \$1,700/One-Time \$88,800/Recurring
HB787 - M. Hall - 03/20/19 - House Finance Subcommittee placed behind the budget.
Kyle S.

Tue 4/9/19 10:30am - House Hearing Rm IV, House Higher Education Subcommittee

Final Calendar. Items 8-15 on the agenda are from the Lottery Calendar. MEMBERS: CHAIR J. Coley (R); M. Cochran (R); C. Hurt (R); A. Parkinson (D); K. Vaughan (R); M. White (R)

5. **HB783 HEALTH CARE: Requires in-state medical students receive priority when scheduling rotations at healthcare facilities receiving state funding.** Requires medical students in good academic standing at accredited in state medical colleges receive priority consideration over medical students out of state attending medical colleges when assigning clinical rotations to a healthcare facility accepting state funding. **Fiscal Note:** (Dated March 21, 2019) NOT SIGNIFICANT
SB508 - B. Massey - 04/03/19 - Set for Senate Health & Welfare Committee 04/10/19.

Tue 4/9/19 12:00pm - House Hearing Rm I, House Insurance Committee

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

1. **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 Life & Health Insurance Subcommittee amendment 1 (007245) deletes all language after the enacting clause. Requires the Director of the Health Services 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 Divisions of TennCare, the Commissioner of the Department of Mental Health and Substance Abuse Services (DMHSAS), 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. requires HSDA, no later than October 1, 2019, to use a competitive solicitation procurement process to select the best potential bidders to coordinate and manage the database. **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 - 04/03/19 - Set for Senate Commerce & Labor Committee 04/09/19.
7. **HB1010 INSURANCE HEALTH: Restrictions on coverage of off-label drugs by insurers.** Removes that some insurers will deny payment for drugs approved by the FDA when used for off-label use, while other insurers do pay for off-label use. Deletes clause of coverage of off-label drugs will not apply to a governmentally funded health care program, if the program requires the provision of medically necessary services. Deletes definitions of medical literature and standard reference compendia, in regards to insurance coverage on off-label drugs. Deletes clause on an insurer excluding coverage on an FDA non-approved drug if the drug is recognized for treatment of the indication in one of the standard reference compendia, or in the medical literature. Deletes clause that coverage for off-label uses of approved drugs shall not be constructed to alter existing law with regard to provisions limiting the coverage of drugs that have not been approved by the FDA. **Amendment Summary:** House Life & Health Insurance Subcommittee amendment 1 (007523) deletes and rewrites the bill. Establishes that reimbursement for a drug pursuant to a health insurance policy or prescription drug benefit must not be denied on the basis that the drug is not indicated for use with the covered patient's medical condition or disease if the drug is prescribed to the patient to treat or manage the symptoms of a rare disease by a licensed physician acting in good faith medical judgement. Defines "rare disease or condition" as affecting less than 200,000 people in the United States or affecting more than 200,000 people and for which there is no reasonable expectation that the cost of developing and making available in the United States a drug for the disease or condition will be recovered from sales of the drug in the United States. **Fiscal Note:** (Dated March 9, 2019) Increase State Expenditures - \$15,685,400 Increase Federal Expenditures - \$101,300 Increase Local Expenditures Exceeds \$2,462,900*
SB1215 - R. Crowe - 04/03/19 - Set for Senate Commerce & Labor Committee 04/09/19.

Tue 4/9/19 1:00pm - Senate Hearing Rm I, Senate Commerce & Labor Committee

Final Calendar. The committee will have budget hearings by the TN Dept of Financial Institutions and the TN Public Utilities Commission. MEMBERS: CHAIR P. Bailey (R); VICE CHAIR A. Swann (R); 2ND VICE CHAIR J. Lundberg (R); R. Akbari (D); D. Gresham (R); J. Johnson (R); F. Niceley (R); S. Southerland (R); B. Watson (R)

3. **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 Government Operations Committee amendment 1 (006603) specifies application to all professions and occupations regulated except for certified public accountants, architects and engineers. Requires any kind of training be consistent with the requirements for licensure by licensing authorities in order for persons to be eligible for equivalent credit. Allows any person aggrieved by the decision of a licensing authority concerning eligibility for equivalent credit to appeal to the commissioner and insurance or the commissioner's designee for a determination of whether the training meets the requirements for licensure. Orders commissioner of commerce and insurance, state board of education and various departments charged with supervision of licensing authorities to promulgate rules. **Fiscal Note:** (Dated February 24, 2019) NOT SIGNIFICANT
HB353 - M. Daniel - 04/04/19 - Set for House Floor for 04/10/19.

4. **SB348** **INSURANCE HEALTH: Uniform claim forms.** Authorizes the commissioner of commerce and insurance to make available to healthcare providers on the department's website any prescribed claim form for reporting by healthcare providers. Broadly captioned. **Amendment Summary:** House Life & Health Insurance Subcommittee amendment 1 (005352) deletes all language after the enacting clause. Requires a health carrier offering a health benefit plan providing individual or group health insurance coverage to issue the health benefit plan coverage to any eligible individual or employer in this state that applies for the health benefit plan coverage. Requires a health carrier offering a health benefit plan providing individual or small group health insurance coverage to develop its premium rates based on the following: 1) whether the health benefit plan covers an individual or family; 2) rating areas established by the Commissioner of the Department of Commerce and Insurance (DCI); 3) age, as long as the rate does not vary by a factor of more than five to one for adults; and 4) tobacco use, as long as the rate does not vary by a factor of more than one and one-half to one. Prohibits a health carrier providing individual or group health insurance coverage from limiting or excluding coverage for an individual by imposing a preexisting condition exclusion on that individual, Deletes various references to preexisting conditions. The proposed legislation applies to policies and contracts that are entered into, renewed, amended, or delivered on or after July 1, 2019. **Fiscal Note:** (Dated February 8, 2019) NOT SIGNIFICANT
HB610 - B. Terry - 04/03/19 - Taken off notice in House Life & Health Insurance Subcommittee after adopting amendment 1 (005352).
6. **SB1123** **HEALTH CARE: Written list of TANF and medicaid options.** Changes the annual date by which the departments of health and human services must jointly provide to the appropriate committees of the senate and the house of representatives a written list of available state and federal options under medicaid and temporary assistance for needy families from December 31 to December 15. **Amendment Summary:** Senate Health & Welfare Committee amendment 1, House Agriculture & Natural Resources Subcommittee amendment 1 (005583) defines "consumer", "personal consumption", "producer" and "unpasteurized milk" as used in the bill. Describes the registration requirements and rules for a dairy farm to sell unpasteurized milk or unpasteurized milk products, the process of selling unpasteurized milk or unpasteurized milk products, record keeping, the rules of the department of health and department of agriculture in accordance with the Uniform Administrative Procedures Act, and the procedures to follow in the event of contamination. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT
HB1129 - P. Hazlewood - 03/19/19 - House Agriculture & Natural Resources Subcommittee deferred to summer study after adopting amendment 1 (005583).
7. **SB1215** **INSURANCE HEALTH: Restrictions on coverage of off-label drugs by insurers.** Removes that some insurers will deny payment for drugs approved by the FDA when used for off-label use, while other insurers do pay for off-label use. Deletes clause of coverage of off-label drugs will not apply to a governmentally funded health care program, if the program requires the provision of medically necessary services. Deletes definitions of medical literature and standard reference compendia, in regards to insurance coverage on off-label drugs. Deletes clause on an insurer excluding coverage on an FDA non-approved drug if the drug is recognized for treatment of the indication in one of the standard reference compendia, or in the medical literature. Deletes clause that coverage for off-label uses of approved drugs shall not be constructed to alter existing law with regard to provisions limiting the coverage of drugs that have not been approved by the FDA. **Amendment Summary:** House Life & Health Insurance Subcommittee amendment 1 (007523) deletes and rewrites the bill. Establishes that reimbursement for a drug pursuant to a health insurance policy or prescription drug benefit must not be denied on the basis that the drug is not indicated for use with the covered patient's medical condition or disease if the drug is prescribed to the patient to treat or manage the symptoms of a rare disease by a licensed physician acting in good faith medical judgement. Defines "rare disease or condition" as affecting less than 200,000 people in the United States or affecting more than 200,000 people and for which there is no reasonable expectation that the cost of developing and making available in the United States a drug for the disease or condition will be recovered from sales of the drug in the United States. **Fiscal Note:** (Dated March 9, 2019) Increase State Expenditures - \$15,685,400 Increase Federal Expenditures - \$101,300 Increase Local Expenditures Exceeds \$2,462,900*
HB1010 - M. Hill - 04/04/19 - Set for House Insurance Committee 04/09/19.
8. **SB168** **HEALTH CARE: Change in ownership of a health care institution.** Increases the amount of days given to notify the health services and development agency of the change in ownership of a health care institution from 30 days to 60 days. **Amendment Summary:** House Facilities, Licensure & Regulations Subcommittee amendment 1 (006612) rewrites the bill. Rewrites the Policy of the Tennessee Health Services and Planning Act of 2002. Revises CON guidelines for MRIs from 250,000 county population to 175,000 county population. Revises CON guidelines for a hospital, rehabilitation facility, or mental health hospital to increase its total number licensed beds from 10% to 25%. Establishes that an entity that is operating a facility under a CON and that is leasing or renting property wherein the facility is located is not required to obtain a new CON if: in a county with a population excess of 175,000 that entity relocates its facility to another location within a half-mile radius of the leased or rented property, or if in a county with a population of, or less than, 175,000 that entity relocates its facility to another location within a two-mile radius of the leased or rented property. Requires that the HSDA not deny an application for a CON for home health service provided by a home care organization, radiation services, MRI, an independent standing emergency center, an outpatient diagnostic center, or an ASTC if the complete application and fees are submitted to HSDA and such services and facilities are to be located in a distressed county that does not have a hospital already providing those services or facilities as of January 1, 2019. Requires the independent standing emergency centers be located/provided services in distressed counties. Defines "distressed county" and "independent standing emergency center". **Fiscal Note:** (Dated January 24, 2019) NOT SIGNIFICANT
HB75 - C. Sexton - 04/04/19 - Set for House Health Committee 04/09/19.
13. **SB983** **TENNCARE: Medicaid expansion.** Authorizes the governor to expand medicaid pursuant to the Affordable Care Act. Also authorizes the governor to negotiate with the centers for medicare and medicaid services with respect to the terms of the expansion. **Fiscal Note:** (Dated March 20, 2019) Increase State Revenue - \$25,361,400/FY19-20 \$56,798,700/FY20-21 \$31,731,100/FY21-20 Increase State Expenditures - \$75,836,200/FY19-20 \$160,059,700/FY20-21 \$92,821,400/FY21-22 Increase Federal Expenditures - \$569,687,100/FY19-20 \$1,264,283,900/FY20-21 \$709,705,500/FY21-22
HB1092 - J. Hodges - 04/04/19 - Set for House TennCare Subcommittee 04/10/19.
15. **SB849** **CRIMINAL LAW: Raises age to access or use tobacco and vape products.** Raises the age to access or use tobacco and vapor products from 18 to 21 years of age. **Fiscal Note:** (Dated February 24, 2019) Decrease State Revenue - \$6,966,100 Decrease Local Revenue - \$1,001,700
HB1459 - R. Gant - 03/05/19 - House Health Committee deferred to the last calendar.

17. **SB322** **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 Life & Health Insurance Subcommittee amendment 1 (007245) deletes all language after the enacting clause. Requires the Director of the Health Services 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 Divisions of TennCare, the Commissioner of the Department of Mental Health and Substance Abuse Services (DMHSAS), 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. requires HSDA, no later than October 1, 2019, to use a competitive solicitation procurement process to select the best potential bidders to coordinate and manage the database. **Fiscal Note:** (Dated March 24, 2019) Increase State Expenditures - \$433,200/FY19-20 \$866,400/FY20-21 and Subsequent Years Other Fiscal Impact To the extent individual departments are required to provide healthcare information to the system, existing databases will require modifications. The increases in state expenditures associated with such modifications cannot be quantified with reasonable certainty. HB278 - M. Daniel - 04/04/19 - Set for House Insurance Committee 04/09/19.
22. **SB738** **CRIMINAL LAW: Raises minimum age to purchase tobacco or vape products.** Increases the minimum age from 18 to 21 to purchase any tobacco or vapor products. Creates a Class C misdemeanor offense of selling or distributing any flavored electronic cigarettes. Creates a rebuttable presumption that an electronic cigarette is flavored if a manufacturer or any of the manufacturer's agents or employees has made a statement or claim directed to consumers or to the public that the electronic cigarette has or produces a characterizing flavor, including, but not limited to, text, color, or images on the product's labeling or packaging that are used to explicitly or implicitly communicate that the electronic cigarette has a characterizing flavor. Increases the tax rate on cigarettes by 1.25 cents per cigarette. **Fiscal Note:** (Dated February 24, 2019) Increase State Revenue Net Impact - \$85,025,900 Increase Local Revenue Net Impact - \$349,800 HB1419 - J. Towns Jr. - 04/03/19 - Failed in House Public Health Subcommittee.
27. **SB1200** **CRIMINAL LAW: Raises age limit of persons allowed to use tobacco and vape products.** Increases age of persons allowed to use tobacco and vapor products from 18 years of age to 21 years of age. **Amendment Summary:** House Public Health Subcommittee amendment 1 (003974) expands the definition of smoking devices to include vapor devices, and remove penalties for purchasers under the age of 21 and increase penalties for vendors selling to individuals under the age of 21. Requires persons who sell tobacco products to obtain a retail tobacco license from the department before engaging in the sales. Orders the commissioner to promulgate the rules to establish the qualifications for the issuance of a retail tobacco license including the establishment of a fee in order to ensure the department's enforcement and licensing activities are fully funded. Allows suspension of licenses by the commissioner and during such suspension, a person must not sell any tobacco products. **Fiscal Note:** (Dated February 22, 2019) Decrease State Revenue - \$3,483,000/FY19-20 \$6,966,100/FY20-21 and Subsequent Years Decrease Local Revenue - \$500,800/FY19-20 \$1,001,700/FY20-21 and Subsequent Years HB1454 - B. Ramsey - 03/13/19 - Returned to House clerk's desk after adopting amendment 1 (003974).
28. **SB510** **INSURANCE HEALTH: Tennessee Right to Shop Act.** Requires a carrier offering a health plan in this state, beginning upon approval of the next health insurance rate filing on or after January 1, 2020, to implement an incentive program that provides incentives for enrollees in a health plan who elect to receive a comparable healthcare service from a network provider that is covered by the health plan and that is paid less than the average allowed amount paid by that carrier to network providers for that comparable healthcare service before and after an enrollee's out-of-pocket limit has been met. Allows incentives to be calculated as a percentage of the difference between the amount actually paid by the carrier for a given comparable healthcare service and the average allowed amount for that service, or by another reasonable methodology approved by the commissioner of commerce and insurance. Also allows incentives to be provided as a cash payment to the enrollee, a credit toward the enrollee's annual in-network deductible and out-of-pocket limit, or a credit or reduction of a premium, a copayment, cost sharing, or a deductible. Requires the incentive program to provide each enrollee with at least 50 percent of the carrier's saved costs for each comparable healthcare service resulting from shopping by the enrollee. Requires an insurance carrier to make the incentive program available as a component of all health plans offered by the carrier in this state. Establishes other requirements for incentive programs. **Amendment Summary:** Joint Council on Pensions amendment 1 (006205) deletes all language after the enacting clause. Establishes the Tennessee Right to Shop Act to require health insurance carriers, on or after January 1, 2020, to implement a shopping and decision support program that provides shopping capabilities and decision support services for enrollees in a health plan. Requires, on or after January 1, 2021, a health insurance carrier to provide incentives, not to exceed \$600 in any year, for enrollees in a health plan who elect to receive a comparable healthcare service from a network provider that is covered by the health plan and is paid less than the average allowed amount paid by that carrier to network providers for comparable healthcare services. Exempts any group insurance plan offered under Title 8, Chapter 27, any managed care organization (MCO) contracting with the state to provide insurance through the TennCare program or the CoverKids program, or any plan described in Section 1251 of the federal Patient Protection and Affordable Care Act and Section 2301 of the federal Health Care and Education Reconciliation Act. House Insurance Committee amendment 1 (007070) deletes and replaces language in amendment 006205 without making any substantive changes to the legislation. **Fiscal Note:** (Dated March 17, 2019) On March 15, 2019, a fiscal note was issued for this legislation estimating a fiscal impact as follows: Increase State Expenditures - \$401,200/FY19-20 \$802,400/FY20-21 and Subsequent Years Increase Federal Expenditures - \$2,600/FY19-20 \$5,200/FY20-21 and Subsequent Years Increase Local Expenditures Exceeds \$63,000/FY19-20* Exceeds \$126,000/FY20-21 and Subsequent Years*Due to an incorrect HB419 - R. Smith - 04/04/19 - Set for House Government Operations Committee Regular Calendar 04/08/19.
30. **SB744** **TENNCARE: Actuarial study of the medical assistance program and participating managed care organizations.** Requires the treasury comptroller conduct an annual actuarial study of the medical assistance program and any participating managed care organizations, and report to the finance, ways and means committees of legislative houses, the office of legislative budget analysis, and the fiscal review committee of the general assembly. **Fiscal Note:** (Dated February 19, 2019) NOT SIGNIFICANT HB857 - A. Parkinson - 04/04/19 - Set for House TennCare Subcommittee 04/10/19.

33. **SB462 INSURANCE HEALTH: Establishes certain minimum coverage requirements for health benefit plans.** Requires that health benefit plans issued, entered into, or renewed on or after January 1, 2020, provide at a minimum coverage for certain items or services, immunizations, preventive care, and screenings. **Fiscal Note:** (Dated February 27, 2019) NOT SIGNIFICANT
HB313 - G. Johnson - 04/03/19 - Taken off notice in House Life & Health Insurance Subcommittee.
34. **SB464 TENNCARE: Expands governor's authority with medicaid.** Authorizes the governor to expand medicaid pursuant to the Affordable Care Act. Authorizes the governor to negotiate with the centers for medicare and medicaid services to determine the terms of the expansion. **Fiscal Note:** (Dated March 20, 2019) Increase State Revenue - \$25,361,400/FY19-20 \$56,798,700/FY20-21 \$31,731,100/FY21-20 Increase State Expenditures - \$75,836,200/FY19-20 \$160,059,700/FY20-21 \$92,821,400/FY21-22 Increase Federal Expenditures - \$569,687,100/FY19-20 \$1,264,283,900/FY20-21 \$709,705,500/FY21-22
HB1050 - G. Johnson - 04/04/19 - Set for House TennCare Subcommittee 04/10/19.
35. **SB939 INSURANCE HEALTH: Medical Assistance Savings Act.** Enacts the "Medical Assistance Savings Act" to require health insurance policies to cover a dependent child until the child reaches 26 years of age. Current law specifies 24 years of age. **Fiscal Note:** (Dated February 12, 2019) Increase State Expenditures Not Significant Potential Impact on Health Insurance Premiums (required by Tenn. Code Ann. 3-2-111): Such legislation would not result in a significant increase in the cost of health insurance premiums because federal law requires coverage until an adult child turns 26 years of age.
HB1429 - M. Stewart - 04/03/19 - Taken off notice in House Life & Health Insurance Subcommittee.
37. **SB974 TENNCARE: Federal waiver to establish VolunteerCare.** Allows the commissioner of finance and administration to enter into a contract with one or more insurers to provide coverage to those who enroll in the VolunteerCare plan and to grant a person aged 55 or older, ineligible for coverage through medicare, to purchase coverage through VolunteerCare. Requires the commissioner to establish the VolunteerCare plan within TennCare. Defines coverage granted by VolunteerCare. **Fiscal Note:** (Dated February 9, 2019) Other Fiscal Impact If the waiver amendment is approved by Centers for Medicare & Medicaid Services (CMS), it is assumed the Division of TennCare would experience an increase in state expenditures to administer the program. The extent to which such expenditures will be offset with premiums and copayments from enrollees is unknown. Otherwise, any fiscal impact is considered not significant.
HB1094 - G. Johnson - 04/04/19 - Set for House TennCare Subcommittee 04/10/19.
39. **SB1029 TENNCARE: Medicaid expansion.** Authorizes the governor to expand medicaid pursuant to the Affordable Care Act. Authorizes the governor to negotiate with the centers for medicare and medicaid services to determine the terms of the expansion. **Fiscal Note:** (Dated March 20, 2019) Increase State Revenue - \$25,361,400/FY19-20 \$56,798,700/FY20-21 \$31,731,100/FY21-20 Increase State Expenditures - \$75,836,200/FY19-20 \$160,059,700/FY20-21 \$92,821,400/FY21-22 Increase Federal Expenditures - \$569,687,100/FY19-20 \$1,264,283,900/FY20-21 \$709,705,500/FY21-22
HB1430 - M. Stewart - 04/04/19 - Set for House TennCare Subcommittee 04/10/19.
42. **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 Insurance Committee amendment 1 (004786) requires any negotiated agreement between the federal government and the finance and administration commissioner be approved by a general assembly joint resolution. **Fiscal Note:** (Dated February 25, 2019) Increase State Expenditures Not Significant Other Fiscal Impact - If approved by the federal government, the level of federal funding that would be approved for the Medicaid program is unknown. The current federal funding level for FY18-19 is approximately \$7,544,537,000.
HB1280 - T. Hill - 04/04/19 - Set for House Floor for 04/11/19.
45. **SB1469 TENNCARE: Reports on use of technical assistance groups of healthcare providers in developing episodes of care.** Clarifies that the bureau of TennCare and the health care finance and administration of the department of finance and administration may submit by electronic means the quarterly reports on the use of technical assistance groups of healthcare providers in developing episodes of care. Broadly captioned. **Fiscal Note:** (Dated February 8, 2019) NOT SIGNIFICANT
HB1175 - T. Weaver - 04/04/19 - Set for House TennCare Subcommittee 04/10/19.
58. **SB1435 INSURANCE GENERAL: Recommendations for changes to the Access Tennessee Act of 2006.** Establishes that committees must submit recommendations to the governor and the general assembly no later than February 1 after their annual review of the Tennessee Act of 2006. **Fiscal Note:** (Dated February 7, 2019) NOT SIGNIFICANT
HB64 - R. Travis - 01/24/19 - Caption bill held on House clerk's desk.
66. **SB1466 HEALTH CARE: Encourages finance and administration commissioner consult with TennCare advisory committee about impact of policies.** Encourages the commissioner of finance and administration to consult the TennCare advisory commission concerning the impact of policies and procedures on providers with respect to home- and community-based services. **Fiscal Note:** (Dated January 31, 2019) NOT SIGNIFICANT
HB300 - M. Hill - 02/04/19 - Caption bill held on House clerk's desk.

Tue 4/9/19 1:30pm - House Hearing Rm I, House Judiciary Committee

Final Calendar. The committee will meet to take up bills, and then recess until Wednesday April 10th to take up the remaining bills. MEMBERS: CHAIR M. Curcio (R); VICE CHAIR J. Garrett (R); A. Farmer (R); M. Littleton (R); B. Mitchell (D); B. Ogles (R); A. Parkinson (D); J. Potts (D); I. Rudder (R); B. Sanderson (R); P. Sherrell (R); J. Towns Jr. (D); J. VanHuss (R); W. Lamberth (R); C. Johnson (R); B. Hulsey (R); B. Beck (D); K. Camper (D); M. Carter (R); M. Daniel (R); C. Doggett (R); R. Eldridge (R); J. Faison (R); B. Griffey (R); D. Howell (R)

1. **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 Civil Justice Committee amendment 1 (006652) provides technical corrections to the bill. Clarifies that the LEA or employee is permitted to file for reimbursements so that it is pursuant to Chapter 42, or the same manner as state employees. Clarifies that the Attorney General advising the state board of education would be done through existing resources. **Fiscal Note:** (Dated March 27, 2019) Other Fiscal Impact To the extent the Attorney General determines that a private attorney would be in the best interest of the local education agency (LEA) or the LEAs employee, there will be an increase in state expenditures for reimbursement of defense costs. The timing and extent of any such impact cannot be reasonably determined. SB1499 - J. Hensley - 02/11/19 - Referred to Senate Judiciary Committee.
16. **HB1168** **CRIMINAL LAW: Illegal use of narcotics while pregnant.** Authorizes assault prosecution for illegal use of a narcotic drug while pregnant if the child is born addicted to or harmed by the narcotic drug. Provides addiction recovery program enrollment while pregnant and successful completion of the program as an affirmative defense. **Amendment Summary:** Senate Judiciary Committee amendment 1 (006720) deletes all language after the enacting clause. Creates a Class E felony offense for a person to knowingly possess a child-like sex doll. Creates a Class A misdemeanor offense for a person to knowingly sell, distribute or transport a child-like sex doll into this state or within this state with the intent to sell or distribute, to be fined, in addition to any other punishment, in an amount not less than \$10,000 nor more than \$50,000. House Criminal Justice Subcommittee amendment 1 (006831) rewrites the bill to (1) create a Class A misdemeanor offense for a person to knowingly possesses a child-like sex doll and (2) create a Class E felony offense for a person to knowingly sell, distribute or transport a child-like sex doll into this state or within this state with the intent to sell or distribute, to be fined, in addition to any other punishment, in an amount not less than \$10,000 nor more than \$50,000. **Fiscal Note:** (Dated March 28, 2019) NOT SIGNIFICANT SB659 - J. Bowling - 04/04/19 - Set for Senate Floor 04/08/19.
30. **HB995** **JUDICIARY: Civil liability for treatment of mental health disorders by unlicensed persons.** Defines "mental health disorder" to mean a serious psychological condition, including, but not limited to, major depressive disorder, anxiety disorder, bipolar disorder, personality disorder, and post-traumatic stress disorder. Requires an unlicensed person who provides mental health psychotherapy services to provide to the client for the client's review and signature, a statement acknowledging the unlicensed status of the provider. Creates civil liability for an unlicensed person providing mental health psychotherapy services for treatment of a mental health disorder. **Amendment Summary:** House Civil Justice Subcommittee amendment 1 (006912) adds definitions to "Diagnosed Mental Illness" and "Psychotherapy." **Fiscal Note:** (Dated February 5, 2019) NOT SIGNIFICANT SB540 - J. Lundberg - 04/03/19 - Set for Senate Health & Welfare Committee 04/10/19.

Tue 4/9/19 3:00pm - House Hearing Rm I, House Finance, Ways & Means Committee

HB247 has been added to the calendar by suspension of the rules on the House Floor on 04/04/19. MEMBERS: CHAIR S. Lynn (R); VICE CHAIR P. Hazlewood (R); R. Tillis (R); W. Lamberth (R); B. Ogles (R); J. Reedy (R); C. Sexton (R); J. Shaw (D); R. Staples (D); J. Windle (D); J. Zachary (R); S. Kumar (R); A. Holt (R); C. Baum (R); K. Camper (D); J. Crawford (R); J. Deberry Jr. (D); R. Gant (R); G. Hicks (R); M. Hill (R)

13. **HB952** **EDUCATION: Administration of federal funds for promoting public education.** Transfers responsibility for the accepting and administering of federal funds to promote public education from the state board of education to the department of education. Designates the department of education as the state board for career and technical education. Grants the department of education the authority to administer annual appropriations made for career and technical education. **Amendment Summary:** Senate amendment 1, Education Committee amendment 1 (006167) clarifies that the Tennessee Board of Regents is empowered to administer career and technical programs at colleges administered by the board. Requires, subject to available funding, the Dept. of Education to administer an occupational educator scholarship program for potential career and technical program educators. To be eligible, an applicant must be a Tennessee resident for at least one year, apply for the scholarship, be admitted to an eligible educator preparation program, agree to teach career and technical education for a set period of time, and agree to repay the scholarship if they do not teach for this set period of time. The State Board of Education must promulgate rules for scholarship amount and eligibility. Deletes an obsolete pilot program dating to 1981. **Fiscal Note:** (Dated March 9, 2019) NOT SIGNIFICANT SB808 - J. Johnson - 04/04/19 - Senate passed with amendment 1 (006167), which clarifies that the Tennessee Board of Regents is empowered to administer career and technical programs at colleges administered by the board. Requires, subject to available funding, the Dept. of Education to administer an occupational educator scholarship program for potential career and technical program educators. To be eligible, an applicant must be a Tennessee resident for at least one year, apply for the scholarship, be admitted to an eligible educator preparation program, agree to teach career and technical education for a set period of time, and agree to repay the scholarship if they do not teach for this set period of time. The State Board of Education must promulgate rules for scholarship amount and eligibility. Deletes an obsolete pilot program dating to 1981.

Tue 4/9/19 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee

MEMBERS: CHAIR M. Bell (R); VICE CHAIR J. Lundberg (R); 2ND VICE CHAIR D. White (R); J. Bowling (R); T. Gardenhire (R); S. Kyle (D); K. Roberts (R); K. Robinson (D); J. Stevens (R)

16. **SJR87** **CRIMINAL LAW: Gun Violence Awareness Day.** Commemorates July 28, 2019, as Gun Violence Awareness Day in Tennessee. **Fiscal Note:** (Dated April 4, 2019) NOT SIGNIFICANT Gilmore B.
18. **SB465** **CRIMINAL LAW: Medical amnesty - person seeking aid for someone experiencing a drug overdose.** Exempts any person who seeks medical assistance for a person experiencing a drug or alcohol overdose from arrest, charge, or prosecution for a drug or alcohol violation unless the person has a restraining order or violates probation. **Amendment Summary:** House Judiciary Committee amendment 1 (005602) removes the manufacture, delivery, sale, or possession of a controlled substance from the definition of a drug or alcohol violation. **Fiscal Note:** (Dated March 11, 2019) NOT SIGNIFICANT HB1001 - B. Beck - 04/03/19 - House Judiciary Committee recommended with amendment 1 (005602), which removes the manufacture, delivery, sale, or possession of a controlled substance from the definition of a drug or alcohol violation. Sent to House Calendar & Rules.

20. **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. **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 - 04/04/19 - Set for House Health Committee 04/09/19.
21. **SB1236 CRIMINAL LAW: Prohibits abortions after detection of a fetal heartbeat.** Prohibits abortions or the procurement of miscarriages after detection of a fetal heartbeat, unless there is a medical emergency necessitating the procedure. Requires fetal heartbeat testing prior to an abortion. **Amendment Summary:** House amendment 1 (005424) deletes all language after the enacting clause. Prohibits any abortion being performed during the viability of a pregnancy. Defines viability as the presence of an intrauterine fetus with a heartbeat. Establishes that this new section governs abortion. Further establishes that Tenn. Code Ann. §§ 39-15-201, 39-15-211, and 39-15-212 should not be enforced unless this section is temporarily or permanently restrained, enjoined, or otherwise unenforceable and only in compliance with specific criteria. Requires any conduct committed be prosecuted under the statute in effect at the time of the commission of the offense. Allows for an affirmative defense to any criminal prosecution if the abortion was performed or induced, or attempted to be performed or induced, by a licensed physician and the physician determined, in the physician's good faith medical judgment, based upon the facts known to the physician at the time that the pregnancy was not viable or the abortion was necessary to prevent the death of the pregnant woman or to prevent serious risk of substantial and irreversible impairment of a major bodily function of the pregnant women. Prohibits an abortion if performed on the basis of a claim or diagnosis that the woman will engage in conduct which would result in her death or substantial and irreversible impairment of a major bodily function or for any reason relating to her mental health. Creates certain conditions the physician must comply with for the affirmative defense to apply. Except in a medical emergency, prohibits a physician from performing or inducing, or attempting to perform or induce, an abortion upon a pregnant woman, unless, prior to the performance or inducement of the abortion, or the attempt to perform or induce the abortion, the physician determines, in the physician's good faith medical judgement, that the pregnancy is not viable. Requires the physician to make that determination by using a test that is consistent with the physician's good faith understanding of standard medical practice and appropriate for the estimated gestational age of the unborn child and the condition of the pregnant woman and the woman's pregnancy. Requires the physician to record in the pregnant woman's medical record the estimated gestational age of the unborn child, the test used for detecting a fetal heartbeat, the date and the time of the test, and the result of the test. Restates it is a Class C felony and requires the license of the physician to be revoked if an abortion is purposely performed, induced or attempted to perform or induce upon a woman when the pregnancy is viable. Restates it is a Class A misdemeanor for violation of viability determination or failure to record the required information in the pregnant woman's medical record. **Fiscal Note:** (Dated February 15, 2019) NOT SIGNIFICANT
HB77 - J. VanHuss - 03/07/19 - House passed with amendment 1 (005424).
25. **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:** House Judiciary Committee amendment 1 (005642) rewrites the bill to require a physician who performs elective abortion services as part of their practice to report suspected child sexual abuse if a minor between the ages of 13 and 17 requests the physician to perform an abortion and the physician has reasonable cause to believe there is child sexual abuse involved. **Fiscal Note:** (Dated February 28, 2019) NOT SIGNIFICANT
HB574 - J. Faison - 04/03/19 - House Judiciary Committee recommended with amendment 1 (005642), which rewrites the bill to require a physician who performs elective abortion services as part of their practice to report suspected child sexual abuse if a minor between the ages of 13 and 17 requests the physician to perform an abortion and the physician has reasonable cause to believe there is child sexual abuse involved. Sent to House Calendar & Rules.
28. **SB1034 JUDICIARY: Passive investors in healthcare liability actions.** Redefines "passive investor" as an individual or entity with an ownership interest of under five percent in a licensee. **Fiscal Note:** (Dated February 22, 2019) NOT SIGNIFICANT
HB1114 - J. Coley - 02/13/19 - Referred to House Civil Justice Subcommittee.

Wed 4/10/19 8:30am - Senate Hearing Rm I, Senate Government Operations Committee

MEMBERS: CHAIR K. Roberts (R); VICE CHAIR E. Jackson (R); 2ND VICE CHAIR J. Bowling (R); P. Rose (R); R. Kurita (I); K. Yager (R); M. Pody (R); B. Massey (R); S. Kyle (D); R. Crowe (R); M. Bell (R)

5. **SB133 GOVERNMENT ORGANIZATION: Sunset - TennCare pharmacy advisory committee.** Extends the state TennCare pharmacy advisory committee from June 30, 2020 to June 30, 2022. **Fiscal Note:** (Dated January 29, 2019) NOT SIGNIFICANT
HB464 - M. Daniel - 02/06/19 - Referred to House Government Operations Committee.

Wed 4/10/19 11:00am - House Hearing Rm III, 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)

4. **HB261** **PROFESSIONS & LICENSURE: Expands the Right to Earn a Living Act.** Requires entry regulations, public service restrictions, and statutes to be clearly apparent and shaped to fulfill a legitimate public health or safety objective. Allows individuals to bring civil action on relevant licensing authorities that failed to meet standards. **Amendment Summary:** House Government Operations amendment 1 (006605), which deletes and rewrites all language after the enacting clause. Makes various changes to the Right to Earn a Living Act. Authorizes an affected person to petition a licensing authority to repeal or modify an entry regulation within its jurisdiction, including entry regulations promulgated relative to statute. Exempts any state agency, regulatory board, commission, council, or committee that regulates a person under certain circumstances. **Fiscal Note:** (Dated February 15, 2019) Other Fiscal Impact Due to multiple unknown factors, the exact impact of the proposed legislation cannot be determined with reasonable certainty.
SB196 - B. Kelsey - 04/03/19 - Set for Senate State & Local Government Committee 04/09/19.
15. **HB543** **TAXES PROPERTY: Requirement of notice from the delinquent tax attorney relative to property tax.** Requires the delinquent tax attorney to pose a copy of the proceeding and send a copy by first-class mail addressed to "occupant" at the last known municipal address of the parcel. Declares that all notices to all owners and interested parties must be detailed by the delinquent tax attorney. **Amendment Summary:** House Local Committee amendment 1 (006265) deletes and rewrites all language after the enacting clause such that the only substantive changes (1) establish exact wording for notice which is to be furnished by the delinquent tax attorney; and (2) specify how certain charges and costs incurred by the delinquent tax attorney should be treated on a tax lien. **Fiscal Note:** (Dated March 9, 2019) Other Fiscal Impact A precise fiscal impact to local government revenue cannot reasonably be determined due to multiple unknown factors.
SB321 - E. Jackson - 04/03/19 - Set for Senate State & Local Government Committee 04/09/19.
31. **HB215** **EDUCATION: Bleed control kit training for LEA employees.** Requires each LEA, beginning with the 2019-2020 school year, to develop and implement a "Stop the Bleed" program in consultation with local law enforcement. Requires the department of education to develop a training program for LEA employees to instruct the employees on how to use the items contained in a bleeding control kit. Specifies requirements for training program. **Amendment Summary:** House Education 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 - 04/03/19 - Set for Senate Finance, Ways & Means Committee 04/09/19.
39. **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.
41. **HB159** **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
SB1465 - P. Bailey - 03/20/19 - Senate Health & Welfare Committee recommended with amendment 1 (006132). Sent to Senate Finance.

Wed 4/10/19 11:00am - House Hearing Rm II, House Mental Health & Substance Abuse Subcommittee

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

1. **HB1360** **GOVERNMENT REGULATION: Requires prescription of naloxone in certain cases.** Requires a prescriber to also prescribe naloxone when prescribing opioids or benzodiazepines to a patient. **Amendment Summary:** House Mental Health & Substance Abuse Subcommittee amendment 1 (006369) requires a prescriber to offer a prescription of naloxone hydrochloride, or another drug for the reversal of an opioid overdose event when prescribing an opioid if the patient meets a certain set of conditions. **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
SB1384 - K. Yager - 04/03/19 - Set for Senate Health & Welfare Committee 04/10/19.
3. **HB1011** **HEALTH CARE: Electronic submission of the annual report on the distribution and abuse of controlled substances.** Authorizes electronic submission of the annual report on distribution and abuse of controlled substances from the commissioner of health to the health committees of the senate and the house of representatives under the Tennessee Prescription Safety Act of 2016. Broadly captioned. **Fiscal Note:** (Dated February 6, 2019) NOT SIGNIFICANT
SB572 - S. Dickerson - 04/03/19 - Set for Senate Health & Welfare Committee 04/10/19.

Wed 4/10/19 12:30pm - House Hearing Rm II, House TennCare Subcommittee

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

2. **HB1175 TENNCARE: Reports on use of technical assistance groups of healthcare providers in developing episodes of care.** Clarifies that the bureau of TennCare and the health care finance and administration of the department of finance and administration may submit by electronic means the quarterly reports on the use of technical assistance groups of healthcare providers in developing episodes of care. Broadly captioned. **Fiscal Note:** (Dated February 8, 2019) NOT SIGNIFICANT
SB1469 - P. Bailey - 04/03/19 - Set for Senate Commerce & Labor Committee 04/09/19.
3. **HB1430 TENNCARE: Medicaid expansion.** Authorizes the governor to expand medicaid pursuant to the Affordable Care Act. Authorizes the governor to negotiate with the centers for medicare and medicaid services to determine the terms of the expansion. **Fiscal Note:** (Dated March 20, 2019) Increase State Revenue - \$25,361,400/FY19-20 \$56,798,700/FY20-21 \$31,731,100/FY21-20 Increase State Expenditures - \$75,836,200/FY19-20 \$160,059,700/FY20-21 \$92,821,400/FY21-22 Increase Federal Expenditures - \$569,687,100/FY19-20 \$1,264,283,900/FY20-21 \$709,705,500/FY21-22
SB1029 - J. Yarbro - 04/03/19 - Set for Senate Commerce & Labor Committee 04/09/19.
5. **HB857 TENNCARE: Actuarial study of the medical assistance program and participating managed care organizations.** Requires the treasury comptroller conduct an annual actuarial study of the medical assistance program and any participating managed care organizations, and report to the finance, ways and means committees of legislative houses, the office of legislative budget analysis, and the fiscal review committee of the general assembly. **Fiscal Note:** (Dated February 19, 2019) NOT SIGNIFICANT
SB744 - K. Robinson - 04/03/19 - Set for Senate Commerce & Labor Committee 04/09/19.
6. **HB1092 TENNCARE: Medicaid expansion.** Authorizes the governor to expand medicaid pursuant to the Affordable Care Act. Also authorizes the governor to negotiate with the centers for medicare and medicaid services with respect to the terms of the expansion. **Fiscal Note:** (Dated March 20, 2019) Increase State Revenue - \$25,361,400/FY19-20 \$56,798,700/FY20-21 \$31,731,100/FY21-20 Increase State Expenditures - \$75,836,200/FY19-20 \$160,059,700/FY20-21 \$92,821,400/FY21-22 Increase Federal Expenditures - \$569,687,100/FY19-20 \$1,264,283,900/FY20-21 \$709,705,500/FY21-22
SB983 - B. Gilmore - 04/03/19 - Set for Senate Commerce & Labor Committee 04/09/19.
8. **HB1050 TENNCARE: Expands governor's authority with medicaid.** Authorizes the governor to expand medicaid pursuant to the Affordable Care Act. Authorizes the governor to negotiate with the centers for medicare and medicaid services to determine the terms of the expansion. **Fiscal Note:** (Dated March 20, 2019) Increase State Revenue - \$25,361,400/FY19-20 \$56,798,700/FY20-21 \$31,731,100/FY21-20 Increase State Expenditures - \$75,836,200/FY19-20 \$160,059,700/FY20-21 \$92,821,400/FY21-22 Increase Federal Expenditures - \$569,687,100/FY19-20 \$1,264,283,900/FY20-21 \$709,705,500/FY21-22
SB464 - J. Yarbro - 04/03/19 - Set for Senate Commerce & Labor Committee 04/09/19.
9. **HB1094 TENNCARE: Federal waiver to establish VolunteerCare.** Allows the commissioner of finance and administration to enter into a contract with one or more insurers to provide coverage to those who enroll in the VolunteerCare plan and to grant a person aged 55 or older, ineligible for coverage through medicare, to purchase coverage through VolunteerCare. Requires the commissioner to establish the VolunteerCare plan within TennCare. Defines coverage granted by VolunteerCare. **Fiscal Note:** (Dated February 9, 2019) Other Fiscal Impact If the waiver amendment is approved by Centers for Medicare & Medicaid Services (CMS), it is assumed the Division of TennCare would experience an increase in state expenditures to administer the program. The extent to which such expenditures will be offset with premiums and copayments from enrollees is unknown. Otherwise, any fiscal impact is considered not significant.
SB974 - J. Yarbro - 04/03/19 - Set for Senate Commerce & Labor Committee 04/09/19.

Wed 4/10/19 12:30pm - Senate Hearing Rm I, Senate Education Committee

Final Calendar MEMBERS: CHAIR D. Gresham (R); VICE CHAIR B. Kelsey (R); 2ND VICE CHAIR R. Akbari (D); M. Bell (R); R. Crowe (R); S. Dickerson (R); F. Haile (R); J. Hensley (R); J. Lundberg (R)

24. **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:** House Education K-12 Subcommittee amendment 1 (005936) rewrites the bill to require each local board of education to adopt a policy requiring its schools to: (1) conduct an assessment of adverse childhood experiences (ACEs) before levying discipline upon a student. The policy must provide guidance on who will administer the assessment. (2) Allow the student to speak with a school counselor, if available, to discuss potential ACEs before in-school or out-of-school suspension, expulsion, or a referral to alternative school is levied. Results of the assessment must be considered before levying the discipline. LEAs are required to conduct and ACE assessment when considering disciplinary action, if the LEA has not conducted such an assessment within one calendar year. LEA training programs on ACEs may include information on administering ACEs assessments prior to imposing disciplinary actions. **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. - 04/04/19 - Set for House Education Committee 04/10/19.

25. **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:** House Education Curriculum, Testing & Innovation Subcommittee amendment 1 (007384) establishes that the program be made available to all students in grades six-twelve and be planned to serve at least fifty percent of these students. Encourages the education department to begin preparing students in middle school grades for a career and technical education (CTE) pathway by introducing students to career exploration opportunities. Clarifies that the section take effect on July 1, 2019, and apply to the 2019-2020 school year and each school year thereafter. **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. - 04/04/19 - Set for House Education Committee 04/10/19.
36. **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. **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 - 04/04/19 - Set for House Education Committee 04/10/19.
47. **SB1242** **EDUCATION: Designation assigned to school nurses.** Requires classified, certified, or any other designations given to an employee of an LEA also be given to employed school nurses. **Amendment Summary:** House Education K-12 Subcommittee amendment 1 (006796) rewrites the bill and requires the office of research and education accountability (OREA) within the comptroller of the treasury office to conduct a study to determine the practice and frequency of local education agencies categorizing school nurses as "classified" or "certified" employees. The study must include the various types of employee categorization taking place and the types of employees in each category. Orders the OREA to examine the costs to LEAs and the state in categorizing school nurses based on education and experience as well as categorizing them as "certified LEA employees" or in the same way as LEAs classify licensed teachers. The OREA must report its findings to the education committee of the house of representatives and the education committee of the senate no later than January 31, 2020. **Fiscal Note:** (Dated February 19, 2019) Other Fiscal Impact The precise impact on BEP funding apportioned to local education agencies and any impact on expenditures for the Department of Education cannot be reasonably determined.
HB808 - S. Kumar - 04/04/19 - Set for House Education Committee 04/10/19.
48. **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:** House Education K-12 Subcommittee amendments 1 (006691) adds the Association of Classical and Christian Schools to the list of approved Category IV church-related private schools. **Fiscal Note:** (Dated February 13, 2019) NOT SIGNIFICANT
HB1392 - S. Cepicky - 04/04/19 - Set for House Education Committee 04/10/19.

Wed 4/10/19 2:30pm - Senate Hearing Rm I, Senate Health & Welfare Committee

Final Calendar. The committee will have a budget hearing by TennCare. MEMBERS: CHAIR R. Crowe (R); VICE CHAIR F. Haile (R); 2ND VICE CHAIR S. Reeves (R); J. Hensley (R); E. Jackson (R); B. Massey (R); A. Swann (R); B. Watson (R); J. Yarbro (D)

1. **SB572** **HEALTH CARE: Electronic submission of the annual report on the distribution and abuse of controlled substances.** Authorizes electronic submission of the annual report on distribution and abuse of controlled substances from the commissioner of health to the health committees of the senate and the house of representatives under the Tennessee Prescription Safety Act of 2016. Broadly captioned. **Fiscal Note:** (Dated February 6, 2019) NOT SIGNIFICANT
HB1011 - B. Terry - 04/04/19 - Set for House Mental Health & Substance Abuse Subcommittee 04/10/19.
2. **SB637** **HEALTH CARE: Timeframe for notification of an applicant for the need of a nonresidential substitution-based treatment center for opiate addiction.** Changes the period within which an applicant for a certificate of need for a nonresidential substitution-based treatment center for opiate addiction must notify the chief executive officer of the county or municipality of the filing of the application if it involves a healthcare facility in which the county or municipality is the lessor of the facility or real property on which it sits from 10 days to 10 business days. **Amendment Summary:** House Health Committee amendment 1 (006444) rewrites the bill. Allows no certificate of need to be required for a hospital to operate a nonresidential substitution-based treatment center for opiate addiction if the treatment center is located on the same campus as the operating hospital and operates 100 or more psychiatric beds. **Fiscal Note:** (Dated February 27, 2019) NOT SIGNIFICANT
HB1462 - G. Casada - 04/04/19 - Set for House Floor for 04/08/19.

6. **SB266** **PROFESSIONS & LICENSURE: Notification of vacancy - division of health related boards.** Expands the number of legislative committees to which health-related boards must submit reports on board vacancies to include the health committee of the house and the health and welfare committee of the senate. Broadly captioned. **Amendment Summary:** House amendment 1 (004108) rewrites this bill and deletes the requirements under present law that a person practicing ultrasound sonography in a nonclinical 3D/4D ultrasound boutique setting be at least 18 years of age and in compliance with the following requirements: (1) Earn a minimum of a technical certificate from a sonography program accredited by the Commission on Accreditation of Allied Health Education Programs (CAAHEP) or Canadian Medical Association (CMA); and (2) Be currently certified by the American Registry for Diagnostic Medical Sonography (ARDMS) in the specialty in which they are currently practicing; be currently certified by the American Registry of Radiologic Technologists (ARRT) in sonography; be in the process of applying for registration with the ARDMS, provided that the applicant satisfies the requirements for registration within 90 days of becoming employed as a sonographer; or be in the process of applying for registration with the ARRT, provided that the applicant satisfies the requirements for registration within 90 days of becoming employed as a sonographer. **Fiscal Note:** (Dated January 25, 2019) NOT SIGNIFICANT
HB104 - C. Todd - 03/18/19 - House passed with amendment 1 (004108).
7. **SB743** **PROFESSIONS & LICENSURE: Practice of nursing - references to human patients.** Changes references of patients to human patients. Determines exclusive eligibility for the licensed practice of nursing to persons licensed by the board of nursing. **Amendment Summary:** House amendment 1 (004830) rewrites this bill and: (1) Prohibits a person from using the title "nurse" or any other title, abbreviation, or designation in connection with the person's name, occupation, or profession to indicate or imply that the person is a practicing nurse unless the person is actively licensed or certified by the board of nursing; and (2) Revises the present law provisions governing the board of nursing enjoining violations of practicing nursing without a license. Under present law, the board is authorized to petition any circuit or chancery court having jurisdiction to enjoin from practicing any person who is practicing or attempting to practice as a professional or registered nurse or as a licensed practical nurse without possessing a valid license or to enjoin any licensee from practicing who has been found guilty of the acts enumerated in present law as grounds for denial, revocation, or suspension of a license. Present law provides that no injunction bond is required of the board. This amendment adds that the board may petition the court to enjoin a person from using the title "nurse" or from using any other title, abbreviation, or designation in connection with the person's name, occupation, or profession that indicates or implies that the person is a practicing nurse, but who does not possess a valid license or certificate from the board of nursing. This amendment also removes the provision whereby no injunction bond is required of the board. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT
HB422 - R. Smith - 03/14/19 - House passed with amendment 1 (004830).
8. **SB609** **HEALTH CARE: Permits dental hygienists prescribe certain oral health agents under certain conditions.** Permits dental hygienists to prescribe fluoride agents, topical oral anesthetic agents, and nonsystemic oral antimicrobials if they are not controlled substances, do not require a license from the FDA, and if the prescriptive authority is exercised under general supervision from a dentist or authorized public health program. Requires the board of dentistry to set educational and training requirements by rule. Requires board determine allowable percentages of certain active ingredients in medications that may be prescribed by dental hygienists. **Amendment Summary:** House Health Committee amendment 1 (004967) rewrites the bill and authorizes a dental hygienist to have prescriptive authority for fluoride agents, topical oral anesthetic agents, and nonsystemic oral antimicrobials that are not controlled substances and do not require a license from the FDA to prescribe. The prescriptive authority of a dental hygienist must be exercised under the general supervision of a licensed dentist. Requires a prescription written by a dental hygienist to be reviewed by a licensed dentist within 30 days. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT
HB657 - M. Hill - 04/04/19 - Set for House Government Operations Committee Regular Calendar 04/08/19.
10. **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:** House Facilities, Licensure & Regulations Subcommittee amendment 1 (006560) rewrites the bill. Updates existing statute to authorize a registered nurse first assistant be certified in perioperative nursing or certified as an advanced practice registered nurse and qualified by education and training to perform tasks involved in perioperative nursing, as determined by the Board of Nursing. **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. - 04/04/19 - Set for House Health Committee 04/09/19.
11. **SB1060** **PROFESSIONS & LICENSURE: Adds a timeline for each board to post guidelines and standards.** Adds that within ten days of the nonresidential buprenorphine guidelines and standards being received, each board must post them on the licensing board's website. Broadly captioned. **Amendment Summary:** House Health Committee amendment 1 (005261) rewrites the bill and allows buprenorphine product for treatment of opioid use disorder to be prescribed by certain nurse practitioners and assistant physicians. **Fiscal Note:** (Dated February 9, 2019) NOT SIGNIFICANT
HB656 - M. Hill - 03/26/19 - House Health Committee recommended with amendment 1 (005261). Sent to House Calendar & Rules.
12. **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:** House Facilities, Licensure & Regulations Subcommittee amendment 1 (006349) 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 - 04/04/19 - Set for House Health Committee 04/09/19.

14. **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:** House Mental Health & Substance Abuse Subcommittee amendment 1 (006369) requires a prescriber to offer a prescription of naloxone hydrochloride, or another drug for the reversal of an opioid overdose event when prescribing an opioid if the patient meets a certain set of conditions. **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 - 04/04/19 - Set for House Mental Health & Substance Abuse Subcommittee 04/10/19.
16. **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:** House TennCare Subcommittee amendment 1 (006210) deletes all language after the enacting clause. Enacts the Annual Coverage Assessment Act of 2019, which establishes an annual coverage assessment on hospitals of 4.87 percent of a covered hospital's annual coverage assessment base. **Fiscal Note:** (Dated February 20, 2019) Increase State Revenue - \$446,771,000/FY19-20/ Maintenance Coverage Trust Fund Increase State Expenditures - \$446,771,000/FY19-20/ Maintenance Coverage Trust Fund Increase Federal Expenditures - \$843,542,400/FY19-20/ Maintenance Coverage Trust Fund
HB771 - P. Hazlewood - 04/02/19 - Taken off notice in House Insurance Committee.
18. **SB1022** **HEALTH CARE: Joint report regarding current status of emergency medical services for children.** Authorizes the joint report regarding the current status of emergency medical services for children prepared by the board for licensing health care facilities and the emergency medical services board to be submitted electronically. Broadly captioned. **Amendment Summary:** House Health Committee amendment 1 (005272) specifies that a person who is licensed, registered, or certified to provide emergency medical services in this state and who is required by rule to keep proof of their license, registration, or certification are the individuals that can satisfy that requirement by providing proof by electronic means. **Fiscal Note:** (Dated February 8, 2019) NOT SIGNIFICANT
HB1367 - R. Tillis - 04/04/19 - Set for House Floor for 04/10/19.
19. **SB475** **HEALTH CARE: Dispensing of certain controlled substances in a lockable vial.** Requires a Schedule II opioid, Schedule II stimulant, or Schedule IV benzodiazepine that is prescribed or dispensed with more than three days of medication to be dispensed in a lockable vial. Specifies when the prescription is dispensed in an institutional healthcare setting or long-term care setting, or the drug will be administered to the ultimate user by a healthcare professional that such drug does not have to be dispensed in a lockable vial. **Amendment Summary:** House Mental Health & Substance Abuse Subcommittee amendment 1 (005787) which clarifies that a pharmacist or other healthcare professional dispensing a drug shall offer to dispense the prescription in a lockable vial. Makes technical changes. **Fiscal Note:** (Dated February 17, 2019) NOT SIGNIFICANT
HB364 - M. Hill - 04/02/19 - House Health Committee deferred to summer study.
20. **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 Higher Education Subcommittee amendment 2 (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. **Fiscal Note:** (Dated February 2, 2019) NOT SIGNIFICANT
HB269 - K. Vaughan - 04/04/19 - Set for House Education Committee 04/10/19.
24. **SB1470** **HEALTH CARE: Adds neonatal care to department of health's plan.** Obligates the department of health in developing their plan to consider the feasibility of assisting in the regional development, expansion, and maintenance of specialty level II birthing centers in every health region with certified obstetricians and pediatricians available who are trained in the prevention, early diagnoses, treatment, and stabilization of complications of pregnancy and childbirth. Requires the bureau of TennCare, in consultation with the perinatal advisory committee and with the assistance of relevant state agencies, to report on quality and outcomes in perinatal care for the last two available fiscal years or calendar years to the health committee of the house of representatives and the health and welfare committee of the senate on or before March 1 of each year. Specifies the report must include a description of any initiatives by the managed care organizations to improve key performance indicators of perinatal care outcomes and a determination of the effectiveness of organizations' initiatives toward improving perinatal care outcomes to residents in each health region. **Fiscal Note:** (Dated March 18, 2019) NOT SIGNIFICANT
HB1388 - R. Williams - 04/04/19 - Set for House Floor for 04/08/19.
26. **SB1472** **HEALTH CARE: Removes expired health commissioner report requirement.** Removed expired language from code regarding requirement that the commissioner of health report on the effectiveness of the 12-month demonstration project involving disabled nursing home volunteers to the health committees of the senate and the house of representatives by March 1, 2006. Broadly captioned. **Fiscal Note:** (Dated February 9, 2019) NOT SIGNIFICANT
HB1031 - S. Lynn - 02/11/19 - Caption bill held on House clerk's desk.
27. **SB1111** **HEALTH CARE: Disciplinary action - mental health providers.** Clarifies that a mental health provider who commits professional misconduct is subject to discipline by any authorized state regulatory entity. Broadly captioned. **Fiscal Note:** (Dated February 12, 2019) NOT SIGNIFICANT
HB1437 - M. Stewart - 02/11/19 - Caption bill held on House clerk's desk.
28. **SB1156** **PROFESSIONS & LICENSURE: Report on number of certificates issued to practice acupuncture in state.** Requires advisory committee for acupuncture report to the medical examiners board the number of certificates issued to practice acupuncture in this state in 2019, and a 10-year plan to grow the practice in this state. Broadly captioned. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT
HB1203 - B. Mitchell - 04/02/19 - Taken off notice in House Facilities, Licensure & Regulations Subcommittee.

29. **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:** House Mental Health & Substance Abuse Subcommittee amendment 1 (005946) establishes that between July 1, 2019, and October 1, 2020 law enforcement 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 October 1, 2020 law enforcement is not required to provide an emergency mental health transport or mental health transport. Removes references to sheriffs and other law enforcement agents from mental health transport requirements. **Fiscal Note:** (Dated February 8, 2019) NOT SIGNIFICANT
HB643 - M. Carter - 04/03/19 - House Mental Health & Substance Abuse Subcommittee recommended with amendment 1 (005946). Sent to full committee.
30. **SB540 JUDICIARY: Civil liability for treatment of mental health disorders by unlicensed persons.** Defines "mental health disorder" to mean a serious psychological condition, including, but not limited to, major depressive disorder, anxiety disorder, bipolar disorder, personality disorder, and post-traumatic stress disorder. Requires an unlicensed person who provides mental health psychotherapy services to provide to the client for the client's review and signature, a statement acknowledging the unlicensed status of the provider. Creates civil liability for an unlicensed person providing mental health psychotherapy services for treatment of a mental health disorder. **Amendment Summary:** House Civil Justice Subcommittee amendment 1 (006912) adds definitions to "Diagnosed Mental Illness" and "Psychotherapy." **Fiscal Note:** (Dated February 5, 2019) NOT SIGNIFICANT
HB995 - B. Beck - 04/04/19 - Set for House Judiciary Committee 04/09/19.
32. **SB767 HEALTH CARE: Prescribers of buprenorphine products.** Permits a prescriber who is not a patient's obstetrical or gynecological provider to prescribe buprenorphine products to certain patients if the prescriber is a member of the same specialty practice group as the patient's obstetrical or gynecological provider. **Fiscal Note:** (Dated February 20, 2019) NOT SIGNIFICANT
HB765 - H. Love Jr. - 04/03/19 - House Mental Health & Substance Abuse Subcommittee deferred to first calendar of 2020.
34. **SB566 HEALTH CARE: Date of reporting on the outcome of the controlled substances database program.** Changes the annual date by which the commissioner of health must file a report with the appropriate committees of the senate and house on the outcome of the controlled substances database program with respect to its effect on distribution and abuse of controlled substances from March 1 to March 15. **Amendment Summary:** House Mental Health & Substance Abuse Subcommittee amendment 1 (006562) rewrites the bill. Requires the release confidential information from the database to the attorney general and reporter upon the request for the purpose of reviewing data in conjunction with investigating a civil action involving controlled substances. Specifies the data may be disclosed to designees within the office of the attorney general and reporter, targets of an investigation, and other parties to litigation, designated consultants, and a court at the discretion of the attorney general and reporter. **Fiscal Note:** (Dated February 6, 2019) NOT SIGNIFICANT
HB1293 - J. Faison - 04/04/19 - Set for House Health Committee 04/09/19.
35. **SB508 HEALTH CARE: Requires in-state medical students receive priority when scheduling rotations at healthcare facilities receiving state funding.** Requires medical students in good academic standing at accredited in state medical colleges receive priority consideration over medical students out of state attending medical colleges when assigning clinical rotations to a healthcare facility accepting state funding. **Fiscal Note:** (Dated March 21, 2019) NOT SIGNIFICANT
HB783 - G. Hicks - 04/04/19 - Set for House Higher Education Subcommittee 04/09/19.

Wed 4/10/19 3:00pm - House Hearing Rm I, House Education Committee

HB1276 has been added to the calendar by suspension of the rules on the House Floor on 04/04/19. MEMBERS: CHAIR M. White (R); VICE CHAIR K. Haston (R); C. Baum (R); D. Moody (R); A. Parkinson (D); J. Ragan (R); I. Rudder (R); J. Sexton (R); K. Vaughan (R); T. Weaver (R); R. Williams (R); J. Windle (D); H. Love Jr. (D); T. Leatherwood (R); D. Byrd (R); S. Cepicky (R); M. Cochran (R); J. Coley (R); J. Deberry Jr. (D); V. Dixie (D); B. Dunn (R); J. Hodges (D); C. Hurt (R)

8. **HB808 EDUCATION: Designation assigned to school nurses.** Requires classified, certified, or any other designations given to an employee of an LEA also be given to employed school nurses. **Amendment Summary:** House Education K-12 Subcommittee amendment 1 (006796) rewrites the bill and requires the office of research and education accountability (OREA) within the comptroller of the treasury office to conduct a study to determine the practice and frequency of local education agencies categorizing school nurses as "classified" or "certified" employees. The study must include the various types of employee categorization taking place and the types of employees in each category. Orders the OREA to examine the costs to LEAs and the state in categorizing school nurses based on education and experience as well as categorizing them as "certified LEA employees" or in the same way as LEAs classify licensed teachers. The OREA must report its findings to the education committee of the house of representatives and the education committee of the senate no later than January 31, 2020. **Fiscal Note:** (Dated February 19, 2019) Other Fiscal Impact The precise impact on BEP funding apportioned to local education agencies and any impact on expenditures for the Department of Education cannot be reasonably determined.
SB1242 - D. Gresham - 04/03/19 - Set for Senate Education Committee 04/10/19.
12. **HB1158 EDUCATION: Authorizes LEAs to establish a threat assessment team.** Allows LEAs to adopt a policy to establish a threat assessment team within each LEA. Specifies that the purpose of the threat assessment team is to develop comprehensive intervention-based approaches to prevent violence, manage reports of potential threats, and create a system that fosters a safe, supportive, and effective school environment. Requires the threat assessment team to include LEA personnel and law enforcement personnel. Specifies that an LEA's threat assessment team may include juvenile services personnel, a representative of the local district attorney's office, a representative of the department of children's services, and mental health service providers. **Fiscal Note:** (Dated March 3, 2019) NOT SIGNIFICANT
SB1238 - D. Gresham - 03/25/19 - Senate passed.

16. **HB111** **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. **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.
SB319 - J. Hensley - 04/03/19 - Set for Senate Education Committee 04/10/19.
18. **HB269** **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 Higher Education Subcommittee amendment 2 (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. **Fiscal Note:** (Dated February 2, 2019) NOT SIGNIFICANT
SB346 - R. Briggs - 04/03/19 - Set for Senate Health & Welfare Committee 04/10/19.
19. **HB405** **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:** House Education K-12 Subcommittee amendment 1 (005936) rewrites the bill to require each local board of education to adopt a policy requiring its schools to: (1) conduct an assessment of adverse childhood experiences (ACEs) before levying discipline upon a student. The policy must provide guidance on who will administer the assessment. (2) Allow the student to speak with a school counselor, if available, to discuss potential ACEs before in-school or out-of-school suspension, expulsion, or a referral to alternative school is levied. Results of the assessment must be considered before levying the discipline. LEAs are required to conduct an ACE assessment when considering disciplinary action, if the LEA has not conducted such an assessment within one calendar year. LEA training programs on ACEs may include information on administering ACEs assessments prior to imposing disciplinary actions. **Fiscal Note:** (Dated February 19, 2019) Increase State Expenditures \$197,500/FY19-20 \$107,500/FY20-21 and Subsequent Years Increase Local Expenditures Exceeds \$6,682,000/FY19-20 and Subsequent Years*
SB170 - K. Robinson - 04/03/19 - Set for Senate Education Committee 04/10/19.
25. **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:** House Education Curriculum, Testing & Innovation Subcommittee amendment 1 (007384) establishes that the program be made available to all students in grades six-twelve and be planned to serve at least fifty percent of these students. Encourages the education department to begin preparing students in middle school grades for a career and technical education (CTE) pathway by introducing students to career exploration opportunities. Clarifies that the section take effect on July 1, 2019, and apply to the 2019-2020 school year and each school year thereafter. **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 - 04/03/19 - Set for Senate Education Committee 04/10/19.
32. **HB1392** **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:** House Education K-12 Subcommittee amendments 1 (006691) adds the Association of Classical and Christian Schools to the list of approved Category IV church-related private schools. **Fiscal Note:** (Dated February 13, 2019) NOT SIGNIFICANT
SB1244 - D. Gresham - 04/03/19 - Set for Senate Education Committee 04/10/19.