



**TENNESSEE DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES
– 2013 LEGISLATIVE SUMMARY –**

P.C. #	SB	HB	Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/	T.C.A.
Mental Health Related Legislation				
PC 0100 (effective 04/10/2013)	180	174	HEALTH CARE: Misdemeanor charges for persons incompetent to stand trial. Revises provisions relating to competency to stand trial reports and retirement of misdemeanor charges for individuals incompetent to stand trial. Creates a subsection where if a defendant is found to be incompetent to stand trial, any misdemeanor charges pending at the time of the incompetency determination shall be retired no later than 11 months and 29 days after the date of arrest. Establishes that the reporting obligation will cease at the point the misdemeanor charges are retired. (Part of Administration Package, TDMHSAS Legislation).	Title 33
PC 220 (effective 07/01/2013)	28	68	FAMILY LAW: Considering mental health of parent in child custody case. Present law requires the court to consider the mental and physical health of the parents or caregivers, among other things, when making a decision	Title 36

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
			<p>regarding child custody. This legislation adds that the court may, when it deems appropriate, order an examination of a party pursuant to Rule 35 of the Tennessee Rules of Civil Procedure and, if necessary for the conduct of the proceedings, order the disclosure of confidential mental health information of a party pursuant to present law. The court order must contain a qualified protective order that, at a minimum, expressly limits the dissemination of confidential protected mental health information for the purpose of the litigation pending before the court and provides for the return or destruction of the confidential protected mental health information at the conclusion of the proceedings.</p>	
PC 435 (effective 07/01/2013)	555	692	<p>JUDICIARY: Provisions to court appointed guardians and conservators. Revises various provisions relative to court appointed guardians and conservators to care for a person with a disability.</p>	Titles 34 & 40
PC 300 (effective 07/01/2013)	789	645	<p>HEALTH CARE: Reporting of a patient who makes an actual threat of bodily harm. Establishes that if a service recipient has communicated to a qualified mental health professional or behavior analyst an actual threat of serious</p>	Titles 16 & 33

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
--------	----	----	--	--------

bodily harm or death against a reasonably identifiable victim or victims, the qualified mental health professional or behavior analyst, using the reasonable skill, knowledge, and care ordinarily possessed and exercised by the professional's specialty under similar circumstances, who has determined or reasonably should have determined that the service recipient has the apparent ability to commit such an act and is likely to carry out the threat unless prevented from doing so, must immediately report the service recipient to local law enforcement, who will take appropriate action based upon the information reported by the mental health professional or behavioral analyst. If a professional or employee reports a service recipient who threatens serious bodily harm or death as described in the above summary, then no monetary liability and no cause of action may arise against a professional, employee, or service provider for the professional or employee not providing protection from the violent behavior of the service recipient. Requires Title 33 inpatient treatment facilities to report service recipients who have been involuntary committed to that facility to local law enforcement as soon as practicable, but no later than the third business day following the date of such commitment.

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
PC 238 (effective 07/01/2013)	884	1073	<p>HEALTH CARE: Surrogates can seek mental health treatment. Authorizes surrogates or an individual acting as an agent under the Tennessee Health Care Decisions Act to apply for voluntary admission to a public or private hospital for diagnosis, observation, and treatment of a mental illness or serious emotional disturbance. Establishes that no person may be admitted by under this law for more than 21 consecutive days unless a petition has been filed or unless the individual meets certain criteria.</p>	Titles 33 & 68
PC 32 (effective 07/01/2013)	442	880	<p>HEALTH CARE: Immunity to health care providers in certain situations. Provides immunity to hospital or health care provider in determining that a person needs emergency mental health treatment or needs physical restraint or vehicle security during transportation to a hospital or treatment resource.</p>	Titles 8 & 33
PC 343 (effective 07/01/2013)	934	453	<p>FAMILY LAW: Long-term mentor for delinquent child. Authorizes a court, in lieu of committing a child found to be delinquent to the custody of DCS, to order assignment of a long-term mentor to the child or to require that the child or any of the child's family members receive counseling services from any counseling service provided through or</p>	Title 37

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
--------	----	----	---	--------

approved by the court. The order is authorized only if the funding necessary to implement the order is appropriated by the legislative body of the county in which the court is located or is provided by grants from public or private sources. The Administrative Office of the Courts and local governments are urged to seek and apply for grants to fund the mentoring and counseling programs.

PC 83 (effective 04/01/2013)	330	824	<p>GOVERNMENT ORGANIZATION: Sunset-Department of Mental Health and Substance Abuse Services. Extends the Department of Mental Health and Substance Abuse Services to June 30, 2017.</p>	Title 4
PC 128 (effective 04/12/2013)	355	825	<p>GOVERNMENT ORGANIZATION: Sunset-Statewide Planning and Policy Council. Extends the Statewide Planning and Policy Council for the Department of Mental Health and Substance Abuse Services to June 30, 2017.</p>	Title 4

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
Disability/Developmental Disability/Intellectual Disability Related Legislation				
PC 385 (effective 05/14/2013)	749	693	<p>FAMILY LAW: Parent’s disability-harm to child standard. Prohibits the disability of a parent seeking custody from creating a presumption for or against awarding custody to such party but allows the disability to be a factor considered by the court.</p>	Title 36
Substance Abuse Related Legislation				
PC 190 (effective 07/01/2013)	424	355	<p>PROFESSIONS & LICENSURE: Functions performed by alcohol and drug abuse counselors. Clarifies that the competencies in which licensed alcohol and drug abuse counselors may engage include clinical evaluation, treatment planning, referrals, service coordination, counseling, client, family, and community education, documentation, and professional and ethical responsibilities.</p>	Title 68
PC 398 (effective 05/14/2013)	459	277	<p>FAMILY LAW: Safe Harbor Act of 2013. Creates the Safe Harbor Act of 2013. Establishes a procedure for pregnant women referred to drug addiction treatment that receives public funding to be a priority user of available treatment. Requires Department of Mental Health and Substance</p>	Titles 33, 36 & 37

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
PC 396 (effective 07/01/2013)	529	49	<p>Abuse Services to ensure that certain treatment is available. Prohibits certain treatment centers from refusing treatment solely because the person is pregnant. Requires certain medical providers to encourage pregnant women to seek drug addiction treatment. Prohibits DCS from petitioning for the newborn's protection solely because of the patient's use of prescription drugs for non-medical purposes during the term of her pregnancy. Provides civil immunity for certain health care providers.</p> <p>PROFESSIONS & LICENSURE: Practicing medicine or surgery without a license. Prohibits nurse practitioners and physician assistants from prescribing schedule II, III, and IV controlled substances unless the prescription in question is specifically authorized by the formulary or expressly approved after consultation with the supervising physician before initial issuance of the prescription or before dispensing the medication. Limits the schedule II or III opioid that nurse practitioners and physician assistants can prescribe to an opioid listed on the formulary and only for a maximum of a non-refillable, thirty-day course of treatment, unless the prescription in question is specifically authorized by the formulary or expressly approved after consultation</p>	Title 63

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
--------	----	----	--	--------

with the supervising physician before initial issuance of the prescription or before dispensing the medication. Requires the Department of Health, by July 1st of each year, to: 1) Identify the 50 prescribers of controlled substances from the previous calendar year from the data available in the controlled substances monitoring database; 2) Send a letter to each advanced practice nurse, physician assistant, and physician on the list and, if applicable, to such nurse's or physician assistant's supervising physician, notifying the supervising physician that the nurse or physician assistant has been identified, and the letter shall contain: The significant controlled substances prescribed by the advanced practice nurse, physician assistant, or physician, the number of patients prescribed these controlled substances by the advanced practice nurse, physician assistant, or physician, the total milligrams in morphine equivalents of controlled substances prescribed during the relevant period of time, and any other relevant information sought by the department. Within 15 business days of receiving the letter, the supervising physician or physician shall submit to the Department an explanation justifying the amounts of controlled substances prescribed by the nurse or physician assistant in the relevant period of times, demonstrating that

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
--------	----	----	--	--------

these amounts were medically necessary and that the supervising physician had reviewed and approved the amounts or that the amounts prescribed by the physician are justifiable. Authorizes the Department of Health to develop a form to assist physicians and supervising physicians when completing an explanation. Further authorizes the Department to contract with an expert reviewer to determine if the explanation is acceptable. If the Department is unsatisfied with a physician's or supervising physician's explanation, the physician or supervising physician may attempt to rectify the concerns. If the Department remains unsatisfied, then the committee may turn the matter over to the member of the Controlled Substance Database Committee who represents the board which has licensed the individual. All records relevant to the identification of the nurses, physician assistants, or physician as well as the physicians' or supervising physicians' explanations shall be confidential, but may be used by the Department of Health or other appropriate entity to build a case against a nurse, physician assistant, physician, or supervising physician. All correspondence shall be maintained for five years and organized by prescriber so that any future matters may be aggregated. Failure to timely respond to the department's

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
			<p>request for information by the nurse, physician assistant, physician, or supervising physician may be cause for disciplinary action by the physician's or supervising physicians' licensing board and may include a penalty up to \$1,000 per day for failure to respond or failure to respond in a timely manner. Exempts certain licensed facilities, including inpatient facilities licensed under Title 33.</p>	
PC 433 (effective 07/01/2013)	614	1043	<p>CRIMINAL LAW: Imitation controlled substance definition change. Revises the definition of "imitation controlled substances" for purposes of criminal offenses regarding such substances, to instead mean a substance which is not a controlled substance under present law, but which is subject to abuse, purports to act like a controlled substance as a stimulant or depressant of the central nervous system and is not commonly used or recognized for use for any purpose other than for such stimulant or depressant effect, unless marketed, promoted, or sold as permitted by the U.S. Food and Drug Administration and has a chemical structure which is a derivative or analogue of the chemical structure of a controlled substance.</p>	Title 39
PC 0161 (effective	48	12	<p>CRIMINAL LAW: Revises definition of analogue controlled substance. Adds new drugs and compounds to</p>	

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
07/01/2013)			list of synthetic cannabinoids and further defines "analogue controlled substance". Exempts drugs or substances approved for study by the federal Food and Drug Administration from the prohibition of producing, manufacturing, distributing, possessing, or possessing with the intent to produce synthetic cannabinoids.	Titles 39 & 55
PC 430 (Section 15 of this Act takes effect on 05/16/2013. The remainder of this Act takes effect on 10/01/2013. This act shall take effect on 05/16/2013 for rulemaking purposes)	676	1264	HEALTH CARE: Pain Clinics controlled substances prescription changes. Requires the Commissioner of the Department of Health, by January 1, 2014, to develop recommended treatment guidelines for prescribing opioids, benzodiazepines, barbiturates, and carisoprodol that can be used by prescribers in the state as a guide for caring for patients. Further requires the Commissioner to review and update the such guidelines by September 30th of each year, and post such updates on the Department's website. Guidelines shall be sent to the appropriate licensing boards and such boards are required to review them and determine how they may be used for their licensees. Requires, on or after July 1, 2014, all prescribers holding a Federal Drug Enforcement Administration (DEA) license and who prescribe controlled substances, to biennially complete a minimum two hours of continuing education related to	Titles 39, 53 & 63

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
--------	----	----	--	--------

controlled substance prescribing which will count towards the licensee's mandatory continuing education. These provisions do not apply to veterinarians, providers practicing at a registered pain management clinic, or to medical doctors or osteopathic physicians board certified by the American Board of Medical Specialties (ABMS) or American Osteopathic Association (AOA) in one or more of the following specialties or subspecialties: pain management, anesthesiology, physical medicine and rehabilitation, or neurology. Prohibits any Schedule II, III, or IV controlled substance from being prescribed in quantities greater than a 30-day supply. Prohibits a pain management clinic from prescribing opioids, benzodiazepines, barbiturates, or carisoprodol. Requires any prescriber who prescribes opioids, benzodiazepines, barbiturates, or carisoprodol to submit the transaction to the controlled substance monitoring database. Requires any prescriber who prescribes opioids, benzodiazepines, barbiturates or carisoprodol, either alone, concurrently, or sequentially with any other opioids, benzodiazepines, barbiturates, or carisoprodol to patients who are being administered chronic, long-term drug therapy for ninety days or longer must consider mandatory urine drug testing. Requires wholesalers and manufacturers that sell

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/.</p>	T.C.A.
--------	----	----	---	--------

controlled substances at wholesale provide the following information to the Automation of Reports and Consolidated Orders System (ARCOS): DEA registration number, or other mutually acceptable identifier, Purchaser's DEA registration number, or other mutually acceptable identifier, National drug code number of the actual drug sold, Quantity of the drug sold, Date of sale, Transaction identifier or invoice number. Requires that the Commissioner of Health, in consultation with the Board of Medical Examiners, the Board of Osteopathic Examination, the Board of Nursing, and the Committee on Physician Assistants, promulgate rules requiring pain management clinics to require patients to carry current and valid government-issued identification or a current health insurance card issued by either a government or private carrier and further requires that providers consider urine drug screening in accordance with a written drug screening and compliance plan, which may include testing on initial assessment or upon new admission. Limits the involvement of a medical doctor to four pain management clinics. Prohibits pain management clinics from receiving payment in the form of a money order. Increases the administrative penalty, from \$1,000 per day to at least \$1,000, but not to exceed \$5,000 per day, for any

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
--------	----	----	--	--------

practitioner who provides pain management services at an uncertified pain management clinic. Defines "healthcare practitioner extender" and states that a prescriber has the ability to authorize a healthcare practitioner extender to check the controlled substances database for other prescribers in the authorizing prescriber's practice. Further states that any one-time costs required to be made to effectuate the provisions of this act specific to system modifications will be shared on a pro-rata basis by the appropriate prescribing boards, excluding the Board of Pharmacy. By January 31st of each year, the Commissioner of Health and each appropriate licensing board are required to prepare a comprehensive report on actions relative to prescription drug abuse and pain management clinics to the General Assembly for action in the prior calendar year. The report must summarize the number of complaints received, frequent findings, and actions taken. Makes technical corrections. Exempts a controlled substance prescribed for administration directly to a patient during the course of inpatient or residential treatment in a hospital or nursing home licensed under Title 68 or a mental health hospital licensed under Title 33. Clarifies if a prescriber dispenses any opioids, benzodiazepines, barbiturates, or carisoprodol,

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
			<p>then the prescriber shall submit the transaction to the controlled substances monitoring database. Creates an effective date of October 1, 2013.</p>	
PC 336 (Section 4 of this Act takes effect at 12:01am on 07/01/2016. The remainder of this Act takes effect on 07/01/2013)	705	868	<p>HEALTH CARE: Prohibits pain management clinics from dispensing controlled substances. Prohibits pain management clinics from dispensing controlled substances but does not prohibit a medical doctor, osteopathic physician, advanced practice nurse with certificates of fitness to prescribe, or physician assistant working at a pain management clinic from providing to that practitioner's patient, without charge, a sample of a schedule IV or schedule V controlled substance in a quantity limited to an amount that is adequate to treat the patient for a maximum of 72 hours.</p>	Titles 39, 53, 63 and Chapter 880 of the Private Acts of 2012
PC 270 (effective 07/01/2013)	714	1282	<p>JUDICIARY: Shortened waiting period for certain carry permits. Decreases, from 10 to 3 years, the amount of time a person must wait after exiting a voluntary drug or alcohol rehabilitation program or hospital before being eligible for a handgun carry permit.</p>	39-17-1351
PC 74	963	319	<p>HEALTH CARE: Revises tamper resistant prescription requirements. Broadens tamper resistant prescription</p>	Titles 53 & 63

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
(effective 04/01/2013)			<p>requirements by allowing prescriptions printed utilizing a technology that results in a tamper-resistant prescription that meets current regulatory guidelines and requirements. Allows a pharmacist to fill a prescription issued on tamper-resistant prescription paper or a prescription printed utilizing a technology that results in a tamper-resistant prescription. Allows unique serial numbers to be included on all tamper-resistant prescriptions, written or printed. Applies to prescriptions written by a physician's assistant under the authority of the "Physician Assistants Act."</p>	
	SR5		<p>HEALTH CARE: Methadone clinics to participate in prescription drug programs. Urges Congress to amend the Public Health Service Act to require methadone clinics to participate in prescription drug monitoring programs.</p>	
PC 0154 (effective 07/01/2013)	186	180	<p>TRANSPORTATION VEHICLES: DUI punishments clarified. DUI cleanup legislation. (Part of Administration Package).</p>	Titles 6, 7, 8, 9, 37, 38, 40, 41, 42, 54 & 55
PC 344 (Section 20 of this Act takes	670	353	<p>TRANSPORTATION VEHICLES: Installation of ignition interlock devices. Amends Public Act 154 of 2013. Decreases, from 0.15 percent to 0.08 percent, the breath or</p>	Title 55

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
--------	----	----	--	--------

effect on
05/13/2013.
The remainder
of this Act
takes effect
07/01/2013)

blood alcohol concentration (BAC) that is considered an enhanced offense for purposes of issuing a restricted driver license. Requires any person issued a restricted driver license as a result of such enhancement to operate a motor vehicle equipped with an ignition interlock device (IID). Authorizes a trial judge to order the issuance of a restricted license to any person convicted of DUI. Deletes the requirement that a trial judge wait until the expiration of the revocation period prior to granting the issuance of a restricted license, provided such person operates a motor vehicle equipped with an IID. Requires the IID be capable of taking a photo, identifying the person providing the sample. Requires the Treasurer to determine the solvency of the Interlock Assistance Fund, and authorizes the Treasurer to declare a surplus, if there is a balance in excess of the amount necessary to maintain the solvency of the fund. Authorizes a person convicted of an offense prior to July 1, 2013, to petition the court to apply the law that is in effect at the time the petition is filed. Requires a person who obtains a restricted license as a result of an implied consent violation to operate a motor vehicle equipped with an IID. Effective upon becoming law, requires a person convicted of DUI who applies for a restricted license to operate a motor vehicle

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
--------	----	----	--	--------

equipped with an IID to pay a program development fee of \$8.00. Terminates such fee on June 30, 2014. Sets an effective date of July 1, 2013. Requires all documents, records, information, and monitoring data to remain confidential and not available for public inspection.

General Health Related Legislation

PC 250 (effective 07/01/2013)	441	544	<p>TENNCARE: Annual Coverage Assessment Act of 2013. Creates the "Annual Coverage Assessment Act of 2013." Establishes process for annual coverage assessments to be applied on covered hospitals. Requires such assessment to not be used to reduce or eliminate state funding to the TennCare program. Establishes procedure to impose and collect the assessment. Specifies the amount of the assessment.</p>	Title 71 and Chapter 645 of the Public Acts of 2012, relative to the Annual Coverage Assessment
PC 101 (effective 04/08/2013)	177	171	<p>HEALTH CARE: Employee review if neglect is committed. Requires certain adult day care and child care employees to submit to a review to determine if person has committed abuse or "neglect," instead of "gross neglect," of a child or adult. (Part of Administration Package).</p>	Title 71

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
PC 215 (effective 07/01/2013)	1294	1092	<p>HEALTH CARE: Durable power of attorney for health care. Prohibits certain employees or operators of treating health care institutions from being designated as the attorney in fact to make health care decisions under a durable power of attorney for health care.</p>	Title 34
PC 254 (effective 04/19/2013 for rulemaking purposes and 07/01/2013 for all other purposes)	257	1019	<p>HEALTH CARE: Replaces current universal do not resuscitate order statute. Replaces current do not resuscitate order with a new provision authorizing physician orders for scope of treatment (POST).</p>	Titles 32, 34 & 68
Miscellaneous				
PC 16 (effective 07/01/2013)	142	118	<p>CRIMINAL LAW: Handgun carry permit holders to store firearms in cars. Allows the holder of a valid handgun carry permit recognized in Tennessee to transport and store a firearm or firearm ammunition in the permit holder's privately-owned vehicle while utilizing any public or private parking area, so long as the permit holder's vehicle is parked in a</p>	Title 39

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
--------	----	----	--	--------

location where it is permitted to be and the firearm or ammunition being transported or stored in the vehicle is kept from ordinary observation while the owner is in the vehicle or kept from ordinary observation and locked within the trunk, glove box, or interior of the person's privately owned vehicle if the permit holder is not in the vehicle. Prohibits any business entity, public or private employer, or the owner, manager, or legal possessor of the property from being held liable in any civil action for damages, injuries, or death resulting from or arising out of another's actions involving a firearm or ammunition. Clarifies that no business entity, public or private employer, or the owner, manager, or legal possessor of the property may be held liable in any civil action for damages, injuries or death resulting from or arising out of another's actions involving a firearm or ammunition transported or stored by the holder of a valid handgun carry permit in the permit holder's privately-owned motor vehicle unless the business entity, public or private employer, or the owner, manager, or legal possessor of the property commits an offense involving the use of the stored firearm or ammunition or intentionally solicits or procures the conduct resulting in the damage, injury or death. Clarifies that no business entity, public or private employer, or the owner,

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
			manager, or legal possessor of the property will be held responsible for the theft of a firearm or ammunition stored by the holder of a valid handgun carry permit in the permit holder's privately-owned motor vehicle.	
PC 15 (effective 03/14/2013)	83	56	MEDIA & PUBLISHING: Records of the state Comptroller of the Treasury. Includes as confidential all information and records received or generated by the Comptroller of the Treasury containing allegations of unlawful conduct or fraud, waste or abuse.	Title 10
PC 319 (effective 05/13/2013)	1250	88	CRIMINAL LAW: Law enforcement efforts involving the use of minors. Removes requirement that law enforcement obtain the written approval of the juvenile court in order to use minors in law enforcement efforts.	Title 39
PC 431 (effective 07/01/2013)	675	531	CRIMINAL LAW: Lynn's Law. Specifies that "caretaker" does not mean a financial institution as a caretaker of funds or other assets unless such financial institution has entered into an agreement to act as a trustee of such property or has been appointed by a court of competent jurisdiction to act as a trustee with regard to the property of the adult. Adds to the present law definition of "abuse and neglect" that "abuse or	Titles 39 & 71

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/.</p>	T.C.A.
--------	----	----	---	--------

neglect" also means transporting an adult and knowingly abandoning, leaving or failing to provide additional planned transportation for the adult if the adult's caretaker knows, or should know, that: The adult is unable to protect or care for himself or herself without assistance or supervision; and the caretaker's conduct causes any of the following results or creates a substantial risk of such results: the infliction of physical pain, injury, or mental anguish, or the deprivation of services by a caretaker that are necessary to maintain the health and welfare of an adult or a situation in which an adult is unable to provide or obtain the services that are necessary to maintain that person's health or welfare.

PC 212
(effective
04/23/2013)

1210

1060

PUBLIC EMPLOYEES: Redefines state employees.

Expands the definition of "state employee," for the purpose of permitting the attorney general to provide legal representation or reasonable compensation for counsel to the expert witness, to include any expert witness appearing and testifying on behalf of the department of health at any administrative hearing or other similar proceeding held with respect to a disciplinary action against any person or entity required to be licensed, permitted, certified, or authorized by any board, council, committee, or agency. Restricts

Title 8

P.C. #	SB	HB	<p style="text-align: center;">Summary- To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
			<p>representation of expert witness to civil actions for damages against the expert for any act or omission in the course of the expert's appearance and testimony.</p>	
PC 287 (effective 04/25/2013)	727	715	<p>CEMETERY & FUNERAL SERVICES: Cremation or burial of unclaimed dead body permissible. Establishes that whenever a person dies in any hospital, infirmary, workhouse, jail, or other charitable or penal institution that is supported in whole or in part at public expense, or whenever a body is delivered to a public official for the purpose of determining the cause of death or for the purpose of burial of the body or the cremated remains at public expense, it is the duty of the public official or of the custodian, superintendent or active head of such institution to immediately notify the nearest relative of the person of the person's death. Requires a body or cremated remains to be buried if the chief medical examiner does not within seventy-two hours, instead of twenty-four hours, make a demand for the body.</p>	Titles 38, 46, 62 & 68
PC 125 (effective 04/12/2013)	378	820	<p>GOVERNMENT REGULATION: Continuation of permanent rules. Continues permanent rules filed with secretary of state after January 1, 2012. Includes TDMHSAS Rule Chapters 0940-02-03, 0940-02-05 & 0940-05-42.</p>	Title 4

P.C. #	SB	HB	<p style="text-align: center;">Summary-</p> <p style="text-align: center;">To view a Public Chapter from this list, visit: http://tnsos.org/acts/PublicActs.108.php?showall To view a bill from this list, visit: http://www.legislature.state.tn.us/</p>	T.C.A.
PC 377 (effective 07/01/2013)	1145	881	<p>INSURANCE HEALTH: Regulates navigators for exchanges under the Affordable Care Act. Prohibits a navigator from selling, soliciting, or negotiating any policy of insurance. Allows the commissioner to issue a cease and desist order to a navigator for violating state or federal law pertaining to an exchange and seek injunctive relief against a navigator acting in violation of state or federal law pertaining to an exchange.</p>	Title 56
PCs 454, 453, 452 & 451	501,502, 503 & 504	506, 507, 508 & 509	<p>PUBLIC FINANCE: Budgetary Legislation for FY2013/2014.</p>	