

Legislative Summary

Tennessee Commission on Children and Youth

August 28, 2020

CORRECTIONS

SB1839/HB1651 Prenatal and postpartum medical care provided to pregnant prisoners and detainees.

Sponsors: Sen. Akbari, Raumesh , Rep. Lamar, London

Summary: Requires a physician to provide prenatal and postpartum medical care to pregnant prisoners and detainees. Also requires correctional institutions to provide pregnant prisoners nutritionally appropriate meals and appropriate supplemental provisions.

Senate Status: 06/18/20 - Senate passed.

House Status: 06/08/20 - House passed.

Executive Status: 07/02/20 - Enacted as Public Chapter 0762 effective July 1, 2020.

Public Chapter: PC762.pdf

CRIMINAL LAW

SB1568/HB1583 Expands residential and work restrictions for sexual offender registration and monitoring.

Sponsors: Sen. Hensley, Joey , Rep. Doggett, Clay

Summary: Broadens restrictions for sexual offenders visiting, conducting overnight visits or being alone with a minor by removing the specified condition that they cannot do so if they have been convicted of a sexual offense of violent sexual offense of a child under 12 years of age. Broadly captioned.

Amendment Summary: Senate amendment 1 (014475) deletes all language after the enacting clause. Changes the condition prohibiting an individual required to register pursuant to SORA who has been convicted of a sexual offense or violent sexual offense in which the victim was a minor under the age of 12 from residing, conducting an overnight visit, or being alone with his or her child to require a circuit court finding by clear and convincing evidence that the offender presents a danger of substantial harm to the minor. Outlines the process for petitioning the court for any such finding, reconsideration of any finding, and any appeal.

Senate Status: 02/24/20 - Senate passed with amendment 1 (014475).

House Status: 03/19/20 - House passed.

Executive Status: 04/02/20 - Enacted as Public Chapter 0636 effective April 1, 2020.

Public Chapter: PC636.pdf

SB1800/HB1718 Extends victims' ages for aggravated rape of a child.

Sponsors: Sen. White, Dawn , Rep. Littleton, Mary

Summary: Extends victims' ages from three years or younger to eight years of age or younger for the crime of aggravated rape of a child.

Senate Status: 02/24/20 - Senate passed.

House Status: 03/09/20 - House passed.

Executive Status: 03/24/20 - Enacted as Public Chapter 0588 effective July 1, 2020.

Public Chapter: PC588.pdf

SB2072/HB2292 Requirements for constables to exercise law enforcement authority.

Sponsors: Sen. Pody, Mark , Rep. Keisling, Kelly

Summary: Restricts a constable from exercising law enforcement powers and authority upon failure to complete in-service education requirements. Declares constables violating this requirement commit a Class C misdemeanor punishable by fine only for each day of violation. Broadly captioned.

Senate Status: 03/02/20 - Senate passed.

House Status: 06/01/20 - House passed.

Executive Status: 06/23/20 - Enacted as Public Chapter 0688 effective July 1, 2020.

Public Chapter: PC688.pdf

SB2196/HB2263 Abortion- extends time allowed for state medical board to review doctor conduct.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William

Summary: Extends the time, from 30 to 60 days, within which a physician accused of performing a partial-birth abortion may delay trial in order to allow the state medical board to determine whether the physician's conduct was necessary to save the life of the mother. Part of Administration Package.

Amendment Summary: House amendment 1 (015853) rewrites the bill and: (1) Creates the Class C felony of performing or inducing, or attempting to perform or induce, an abortion upon a pregnant woman whose unborn child has a fetal heartbeat. This amendment creates additional Class C felonies for performing or inducing, or attempting to perform or induce, an abortion on a pregnant woman at various stages of pregnancy, ranging from six weeks gestational age to 24 weeks gestational age. The amendment specifies that a person will not be convicted of more than one such violation for any one abortion that person performed, induced, or attempted to perform or induce. (2) Creates the Class C felony of performing or inducing, or attempting to perform or induce, an abortion upon a pregnant woman if the person knows the woman is seeking the abortion because of: (A) The sex of the unborn child; (B) The race of the unborn child; or (C) A prenatal diagnosis, test, or screening indicating Down syndrome or the potential for Down syndrome in the unborn child. (3) Creates the Class C felony of performing or inducing, or attempting to perform or induce, an abortion in violation of any of the requirements imposed on the physician performing or inducing, or attempting to perform or induce, an abortion, which include the following: (A) Determine the gestational age of the unborn child and inform the pregnant woman of the gestational age; (B) Perform, or have performed (See item (5) below), an obstetric ultrasound and display the images so that the pregnant woman may view them; (C) Auscultate the fetal heartbeat of the unborn child, if any, so that the pregnant woman may hear the heartbeat if it is audible; and (D) Obtain a signed certification from the pregnant woman prior to performing or inducing, or attempting to perform or induce, an abortion, stating that the woman was presented with the information in this item (3), that the woman viewed ultrasound images or declined to do so, and that the woman heard the fetal heartbeat, if audible, or declined to do so. (4) Creates an affirmative defense to criminal prosecution for a violation of the above requirements that, in the physician's reasonable medical judgement, a medical emergency prevented compliance with the provision. For the affirmative defense to apply, the physician must have complied with each of five conditions (described in amendment section 39-15-215(e)(2)), unless the medical emergency also prevented compliance with a condition. (5) Authorizes the physician to delegate the responsibility to perform the required obstetric ultrasound to a qualified ultrasound technician. The physician may also accept a certification from a referring physician that the referring physician completed the required ultrasound. The physician may rely on the signed certification described in subitem (3)(D) obtained by the referring physician or ultrasound technician unless the physician knows, or in the exercise of

reasonable care should know, that an ultrasound was not performed in accordance with this amendment. A violation of this item (5) by an ultrasound technician or referring physician whose performance of an ultrasound is relied upon by a physician in performing or inducing, or attempting to perform or induce, will constitute a Class E felony. (6) States that a pregnant woman upon whom an abortion is performed or induced, or attempted to be performed or induced, in violation of any above provision is not guilty of violating, or attempting to commit or conspiring to commit a violation of this amendment. (7) Requires a physician criminally charged under this amendment to report the charge to the board of medical examiners within seven calendar days of acquiring knowledge of the charge. The report must include the jurisdiction where the charge is pending, if known, and a copy of the charging documents, if available. A district attorney general must notify the board of medical examiners when a physician is charged under this amendment. (8) Deletes a present law requirement that the department of children's services assign a court advocate in each judicial district to assist in the coordination of court-appointed counsel, to attend legal proceedings with the minor, and to provide minors with information related to parental consent for abortions and the judicial bypass process.

Senate Status: 06/19/20 - Senate passed with amendment 3 (018866).

House Status: 06/19/20 - House concurred in Senate amendment 3 (018866).

Executive Status: 07/17/20 - Enacted as Public Chapter 0764 effective July 13, 2020 (21 pages).

Public Chapter: PC764.pdf

SB2202/HB2269 Purchase of tobacco products - minimum age.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William

Summary: Raises the minimum age from 18 to 21 years old for the purchase of tobacco products to reflect the change in federal law. Requires anyone who sells tobacco, smoking hemp, or vapor products at retail to post signage. Part of Administration Package.

Amendment Summary: House amendment 1 (015990) adds language to the original bill which requires any person under 21 years of age who directly or indirectly purchases smoking paraphernalia or attempts to purchase smoking paraphernalia using fake identification be subject to the jurisdiction of the appropriate general sessions court rather than to juvenile proceedings.

Senate Status: 06/10/20 - Senate concurred in House amendment 1 (015990).

House Status: 06/08/20 - House passed.

Executive Status: 07/02/20 - Enacted as Public Chapter 732 effective January 1, 2021.

Public Chapter: PC732.pdf

SB2268/HB2383 Releasing information regarding minor victims of criminal offenses.

Sponsors: Sen. Yarbro, Jeff , Rep. Powell, Jason

Summary: Allows a minor victim's name or photograph be released for the purpose of memorializing with permission from the parent or guardian. Broadly captioned.

Amendment Summary: House amendment 1 (017579) deletes all language after the enacting clause. Authorizes a political subdivision to release the name or photograph of a minor victim of a criminal offense for the purpose of memorializing the victim in a memorial garden established by the political subdivision or related literature, if the parent or legal guardian consents.

Senate Status: 06/08/20 - Senate concurred in House amendment 1 (017579).

House Status: 06/03/20 - House passed with amendment 1 (017579), which deletes all language after the enacting clause. Authorizes a political subdivision to release the name or photograph of a minor victim of a criminal offense for the purpose of memorializing the victim in a memorial

garden established by the political subdivision or related literature, if the parent or legal guardian consents.

Executive Status: 07/02/20 - Enacted as Public Chapter 0735 effective June 22, 2020.

Public Chapter: PC735.pdf

SB2330/HB1982 Fines charged in assault cases against domestic abuse victims.

Sponsors: Sen. White, Dawn , Rep. Hill, Timothy

Summary: Clarifies the fine a defendant in an assault case against a victim of domestic abuse must pay from no more than \$200 to no less than \$100 and not exceeding \$200.

Senate Status: 03/05/20 - Senate passed.

House Status: 06/18/20 - House passed.

Executive Status: 07/02/20 - Enacted as Public Chapter 756 effective July 1, 2020.

Public Chapter: PC756.pdf

SB2332/HB2770 Prohibits continued sexual abusers of children from judicial diversion.

Sponsors: Sen. White, Dawn , Rep. Moody, Debra

Summary: Prohibits a defendant charged with continuous sexual abuse of a child from being eligible for judicial diversion.

Amendment Summary: House amendment 1 (017790) changes the effective date from July 1, 2020 to upon becoming law. Removes the provision specifying that the exclusion applies to offenses committed on or after the effective date.

Senate Status: 06/08/20 - Senate concurred in House amendment 1 (017790).

House Status: 06/03/20 - House passed with amendment 1 (017790).

Executive Status: 07/02/20 - Enacted as Public Chapter 0741 effective June 22, 2020.

Public Chapter: PC741.pdf

SB2464/HB2308 Holly Bobo Act.

Sponsors: Sen. Gresham, Dolores , Rep. Haston, Kirk

Summary: Requires the Tennessee bureau of investigation report to local media information concerning children and young adults under 21 years of age who meet the criteria established by the bureau as being endangered.

Senate Status: 03/09/20 - Senate passed.

House Status: 03/09/20 - House passed.

Executive Status: 03/24/20 - Enacted as Public Chapter 0595 effective March 20, 2020.

Public Chapter: PC595.pdf

SB2734/HB2517 Revises sentencing requirements for drug offenses between an adult and a minor.

Sponsors: Sen. Bell, Mike , Rep. Curcio, Michael

Summary: Changes sentencing classifications for adults distributing controlled substances to minors. Removes requirement that persons convicted of distributing controlled substances to minors in school safety zones receive additional incarceration or fines as well as requirement for completion of a minimum sentence before being eligible for parole. Reduces a school safety zone from 1000 to 500 feet from school property or within the area bounded by a divided state or federal highway.

Amendment Summary: House amendment 2 (018716) changes this bill's effective date from July 1, 2020, to September 1, 2020.

Senate Status: 06/17/20 - Senate concurred in House amendment 2 (018716).
House Status: 06/17/20 - House passed with amendment 2 (018716).
Executive Status: 07/17/20 - Enacted as Public Chapter 0803 effective September 1, 2020.
Public Chapter: PC803.pdf

SB2746/HB2069 Broadens definition of a sexual offense regarding prostitution.

Sponsors: Sen. Bell, Mike , Rep. Curcio, Michael
Summary: Broadens definition of “sexual offense” to include patronizing prostitution from a person younger than 18 years of age, who has an intellectual disability, or who is a minor. Broadly captioned.
Senate Status: 03/05/20 - Senate passed.
House Status: 03/12/20 - House passed.
Executive Status: 03/25/20 - Enacted as Public Chapter 0607 effective March 20, 2020.
Public Chapter: PC607.pdf

SB2747/HB1846 Juvenile records pertaining to an act of terrorism.

Sponsors: Sen. Bell, Mike , Rep. Howell, Dan
Summary: Requires juvenile court petitions and orders to be open to public inspection if the delinquent act would constitute an act of terrorism or an attempt to commit terrorism if committed by an adult. Prohibits expunction of a juvenile's record relating to a delinquent act that would constitute an act of terrorism or an attempt to commit terrorism if such act were committed by an adult.
Amendment Summary: House amendment 1 (017788) changes the effective date from July 1, 2020 to October 1, 2020.
Senate Status: 06/17/20 - Senate concurred in House amendment 1 (017788).
House Status: 06/11/20 - House passed with amendment 1 (017788), which changes the effective date from July 1, 2020 to October 1, 2020.
Executive Status: 07/17/20 - Enacted as Public Chapter 0806 effective October 1, 2020.
Public Chapter: PC806.pdf

SB8005/HB8005 Revises certain criminal laws impacting peaceful demonstrations.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William
Summary: Revises certain criminal laws impacting peaceful demonstrations. Authorizes the attorney general to investigate and prosecute crimes when the victim is a state employee, state property was damaged, or the administration of state government was delayed as a result of the crime.
Amendment Summary: Senate amendment 1 (019271) deletes all language after the enacting clause. Changes the definition of value as it pertains to certain vandalism offenses. Expands the definition of damage as it relates to vandalism, and revises the punishment for vandalism in certain instances. Creates the offenses of assault against a first responder and aggravated assault against a first responder. Adds state property to places in which a person can commit aggravated criminal trespass. Expands the offense of aggravated criminal trespass. Creates a Class E felony offense of aggravated criminal trespass. Requires any sentence imposed for rioting include a mandatory minimum 30 day sentence. Requires any sentence imposed for aggravated rioting include a mandatory minimum 45 day sentence. Enhances the penalty for the offense of disrupting a meeting or procession and certain obstructing highway or other passageway offenses. Creates a Class E felony offense of obstruction in outlined circumstances. Enhances the penalty for knowingly damaging or defacing real or personal

property of the state, or a subdivision thereof, by painting or other permanent application of graffiti. Requires the court to impose a minimum 50 hours of community service for any sentence imposed for engaging in camping on property of the state knowing that the area is not specifically designated for use as a camping area. Expands the offense of pointing a laser pointer at a law enforcement officer or emergency personnel. Authorizes the Tennessee Bureau of Investigation (TBI), in consultation with the appropriate department or agency, to conduct an investigation into a violation of a criminal offense meeting the outlined criteria. Requires the District Attorneys General Conference (DAGC) to file a report with the Speakers and Chairs of the Judiciary Committees of the House of Representatives and the Senate containing the outlined criteria on or before January 1 each year. House amendment 2 (019253) deletes all language after the enacting clause. Changes the definition of value as it pertains to certain vandalism offenses. Expands the definition of damage as it relates to vandalism, and revises the punishment for vandalism in certain instances. Creates the offenses of assault against a first responder and aggravated assault against a first responder. Adds state property to places in which a person can commit aggravated criminal trespass. Expands the offense of aggravated criminal trespass. Creates a Class E felony offense of aggravated criminal trespass. Requires any sentence imposed for rioting include a mandatory minimum 30 day sentence. Requires any sentence imposed for aggravated rioting include a mandatory minimum 45 day sentence. Enhances the penalty for the offense of disrupting a meeting or procession and certain obstructing highway or other passageway offenses. Creates a Class E felony offense of obstruction in outlined circumstances. Enhances the penalty for knowingly damaging or defacing real or personal property of the state, or a subdivision thereof, by painting or other permanent application of graffiti. Enhances the penalty for engaging in camping on property of the state knowing that the area is not specifically designated for use as a camping area to a Class E felony offense with a mandatory 30 day sentence. Expands the offense of pointing a laser pointer at a law enforcement officer or emergency personnel. Authorizes the Tennessee Bureau of Investigation (TBI), in consultation with the appropriate department or agency, to conduct an investigation into a violation of a criminal offense meeting the outlined criteria. Requires the District Attorneys General Conference (DAGC) to file a report with the Speakers and Chairs of the Judiciary Committees of the House of Representatives and the Senate containing the outlined criteria on or before January 1, 2022. House amendment 3 (019267) changes the effective date to upon becoming law and applies to offenses committed on or after such date. House amendment 6 (019281) changes the effective date to upon becoming law and applies to offenses committed after such date.

Senate Status: 08/12/20 - Senate concurred in House amendment 2 (019253), House amendment 3 (019267), and House amendment 6 (019281).

House Status: 08/12/20 - House passed with amendment 2 (019253), amendment 3 (019267) and amendment 6 (019281). House amendment 2 (019253) deletes all language after the enacting clause. Changes the definition of value as it pertains to certain vandalism offenses. Expands the definition of damage as it relates to vandalism, and revises the punishment for vandalism in certain instances. Creates the offenses of assault against a first responder and aggravated assault against a first responder. Adds state property to places in which a person can commit aggravated criminal trespass. Expands the offense of aggravated criminal trespass. Creates a Class E felony offense of aggravated criminal trespass. Requires any sentence imposed for rioting include a mandatory minimum 30 day sentence. Requires any sentence imposed for aggravated rioting include a mandatory minimum 45 day sentence. Enhances the penalty for the offense of disrupting a meeting or procession and certain obstructing highway or other passageway offenses. Creates a Class E felony offense of obstruction in outlined circumstances. Enhances the penalty for knowingly damaging or defacing real or personal

property of the state, or a subdivision thereof, by painting or other permanent application of graffiti. Enhances the penalty for engaging in camping on property of the state knowing that the area is not specifically designated for use as a camping area to a Class E felony offense with a mandatory 30 day sentence. Expands the offense of pointing a laser pointer at a law enforcement officer or emergency personnel. Authorizes the Tennessee Bureau of Investigation (TBI), in consultation with the appropriate department or agency, to conduct an investigation into a violation of a criminal offense meeting the outlined criteria. Requires the District Attorneys General Conference (DAGC) to file a report with the Speakers and Chairs of the Judiciary Committees of the House of Representatives and the Senate containing the outlined criteria on or before January 1, 2022. House amendment 3 (019267) changes the effective date to upon becoming law and applies to offenses committed on or after such date. House amendment 6 (019281) changes the effective date to upon becoming law and applies to offenses committed after such date.

Executive Status: 08/20/20 - Signed by governor.

Public Chapter: PC3-EOS.pdf

EDUCATION

SB1616/HB1617 Offer of employment from local board of education or director of schools.

Sponsors: Sen. Haile, Ferrell , Rep. Dixie, Vincent

Summary: Reduces, from 14 days to three days, the period of time after a local board of education or director of schools makes an initial offer of employment to a person for a teaching position that the person has to accept or reject the offer of employment.

Amendment Summary: Senate amendment 1 (015028) deletes and replaces all language after the enacting clause such that the only substantive change is to decrease, from 14 days to 5 business days, the period of time in which a person offered a teaching position is required to accept or reject an employment offer in writing to the local board of education or director of schools. House amendment 2 (017969) changes this bill's effective date from "July 1, 2020" to "August 1, 2020". House amendment 3 (018171) deletes and replaces all language after the enacting clause. Requires a person who is offered a teaching position to accept or reject the employment offer in writing, to the local board of education or director of schools, within the following time frames: 14 calendar days if the offer was made between April 1st and June 1st, including offers made on April 1st and excluding offers made on June 1st ; and within 5 business days if the offer was made between June 1st and April 1st, including offers made on June 1st and excluding offers made on April 1st. Effective August 1, 2020.

Senate Status: 06/11/20 - Senate concurred in House amendment 2 (017969) and amendment 3 (018171).

House Status: 06/10/20 - House passed with amendment 3 (018171), which deletes and replaces all language after the enacting clause. Requires a person who is offered a teaching position to accept or reject the employment offer in writing, to the local board of education or director of schools, within the following time frames: 14 calendar days if the offer was made between April 1st and June 1st, including offers made on April 1st and excluding offers made on June 1st ; and within 5 business days if the offer was made between June 1st and April 1st, including offers made on June 1st and excluding offers made on April 1st. Effective August 1, 2020.

Executive Status: 07/02/20 - Enacted as Public Chapter 0717 effective August 1, 2020.

Public Chapter: PC717.pdf

SB1637/HB2407 Allows IEP testing accommodations to be used for TCAP or EOC.

Sponsors: Sen. Yager, Ken , Rep. Ragan, John

Summary: Allows testing accommodations in a student's individualized education program (IEP) to be used when taking Tennessee comprehensive assessment program (TCAP) or end-of-course (EOC) exams. Broadly captioned.

Amendment Summary: Senate amendment 1 (013873) adds authorization for a student whose section 504 plan under the federal Rehabilitation Act of 1973, or individual learning plan (ILP) provides testing accommodations to use the same accommodations when taking an assessment under the TCAP or an end-of-course examination. This amendment clarifies that this bill only authorizes accommodations to the extent that the accommodation does not invalidate the assessment. House amendment 1 (015489) requires a student whose individualized education program or section 504 plan under the Rehabilitation Act of 1973 allows for testing accommodations be allowed to use the same testing accommodations while taking an assessment under the Tennessee comprehensive assessment program or an end-of-course assessment, required by the state board of education as long as the accommodation does not invalidate the assessment. Removes the reference to individual learning plans.

Senate Status: 03/12/20 - Senate concurred in House amendment 1 (015489).

House Status: 03/05/20 - House passed with amendment 1 (015489).

Executive Status: 03/25/20 - Enacted as Public Chapter 0601 effective March 20, 2020.

Public Chapter: PC601.pdf

SB1641/HB1561 Submission of high school transcripts for admission to institutions of higher education.

Sponsors: Sen. Massey, Becky , Rep. Zachary, Jason

Summary: Prohibits a public institution of higher education from requiring a student to submit a high school transcript or GED certificate as part of the institution's admission process if the student has completed an associate degree at a regionally accredited institution of higher education.

Senate Status: 02/20/20 - Senate passed.

House Status: 02/24/20 - House passed.

Executive Status: 03/16/20 - Enacted as Public Chapter 0523 effective March 6, 2020.

Public Chapter: PC523.pdf

SB1755/HB1671 Student attendance in an alternative school or alternative program.

Sponsors: Sen. Haile, Ferrell , Rep. Lamberth, William

Summary: Allows a director of schools or the director's designee to determine whether a suspended or expelled student in grades seven through 12 should be required to attend alternative school or an alternative program based on certain conditions. Also allows a director of schools or the director's designee to remove a student from alternative school or an alternative program if the student has violated the rules of the alternative school or alternative program or the student is not benefiting from the placement. Permits the director of schools or the director's designee to enforce the suspension or expulsion of a student who transfers into the LEA under suspension or expulsion from another LEA.

Amendment Summary: Senate amendment 1 (013703) deletes and replaces language in the original bill such that the only substantive changes are to: 1) require a minimum suspension of more than 10 days before attendance in an alternative school or alternative program is mandatory for students in grades 7-12; and 2) authorize a director of schools, or director's designee, to assign a student who has been expelled for committing a zero tolerance offense to an alternative school or program and require the determination to be made on a case-by-case basis.

Senate Status: 02/20/20 - Senate passed with amendment 1 (013703).

House Status: 03/12/20 - House passed.

Executive Status: 03/25/20 - Enacted as Public Chapter 0603 effective March 20, 2020.

Public Chapter: PC603.pdf

SB1759/HB1683 A standardized form regarding a student's health.

Sponsors: Sen. Reeves, Shane , Rep. Boyd, Clark

Summary: Requires the department of education, in consultation with the department of health, to develop a standardized form where a student with an allergy may report his or her allergies to the school. Requires the department of education to make the form available to all LEAs.

Senate Status: 02/24/20 - Senate passed.

House Status: 02/20/20 - House passed.

Executive Status: 04/02/20 - Enacted as Public Chapter 0628 effective March 20, 2020.

Public Chapter: PC628.pdf

SB1790/HB1835 LEA funding of a grow your own program.

Sponsors: Sen. Powers, Bill , Rep. Johnson, Curtis

Summary: Allows the commissioner of the department of education, upon request by an LEA, to grant a waiver from the average class size limits established to assist the LEA in funding a grow your own program pursuant to criteria established by the department.

Amendment Summary: Senate amendment 1 (015738) deletes all language after the enacting clause and rewrites the bill such that the only substantive change is to define “grow your own” as a partnership between an educator preparation provider, approved by the State Board of Education, and one or more LEAs to coordinate a program for the preparation and licensure of teachers.

Senate Status: 03/09/20 - Senate passed with amendment 1 (015738).

House Status: 03/09/20 - House passed.

Executive Status: 03/24/20 - Enacted as Public Chapter 0587 effective July 1, 2020.

Public Chapter: PC587.pdf

SB1886/HB1935 Location of local board of education's administrative offices.

Sponsors: Sen. Massey, Becky , Rep. Dunn, Bill

Summary: Authorizes an LEA's local board of education to locate the board's administrative offices within a building owned by the United States government, or an agency or instrumentality of the United States government, pursuant to a lease or easement authorized by the United States government.

Senate Status: 03/02/20 - Senate passed.

House Status: 03/16/20 - House passed.

Executive Status: 03/26/20 - Enacted as Public Chapter 0618 effective March 25, 2020.

Public Chapter: PC618.pdf

SB1946/HB1826 Development of formative assessment questions banks for LEAs.

Sponsors: Sen. Hensley, Joey , Rep. Haston, Kirk

Summary: Requires the commissioner of the department of education to produce a formative assessment question bank which is aligned to the summative assessment and requires the commissioner to make the formative assessment question banks available to LEAs during the school year. Specifies that LEAs shall have complete authority over the use of the formative assessment question banks.

Amendment Summary: Senate amendment 1 (014537) requires the commissioner of the department of education begin developing the formative assessment question banks by July 1, 2020 and requires the department of education make the question banks available for use by LEAs.

Senate Status: 02/24/20 - Senate passed with amendment 1 (014537).

House Status: 02/27/20 - House passed.

Executive Status: 03/16/20 - Enacted as Public Chapter 0532 effective March 10, 2020.

Public Chapter: PC532.pdf

SB1962/HB2000 Requires the county legislative body determine school budgets.

Sponsors: Sen. Gresham, Dolores , Rep. White, Mark

Summary: Broadens the county legislative body’s duties to include making revenue estimates that comply with the necessary budget requirements set by the basic education program (BEP). Requires chair of the local board of education along with the director of schools prepare a budget according to revenue estimates and determinations made by the county legislative body.

Senate Status: 02/24/20 - Senate passed.

House Status: 03/05/20 - House passed.

Executive Status: 03/24/20 - Enacted as Public Chapter 0576 effective March 19, 2020.

Public Chapter: PC576.pdf

SB1973/HB2472 Lottery scholarship- clarifies definition of academic year.

Sponsors: Sen. Gresham, Dolores , Rep. White, Mark

Summary: Clarifies language regarding the definition of academic year for lottery scholarship purposes. Broadly captioned.

Amendment Summary: House amendment 1 (017327) deletes all language after the enacting clause. Authorizes, in the event the governor declares a state of emergency, the executive director of the Tennessee Student Assistance Corporation (TSAC) to temporarily suspend, modify, or waive any deadline or other non-academic eligibility requirement in statute, rule, or policy of any financial aid program for a specified period of time to be determined by the executive director of TSAC. Requires TSAC to report any rule, statute, or policy that the executive director temporarily suspends, modifies, or waives within 30 days to the chairs of the Senate and House Education Committees and both Speakers. Establishes that the legislation is repealed on June 30, 2021.

Senate Status: 03/19/20 - Senate passed.

House Status: 03/19/20 - House passed with amendment 1 (017327).

Executive Status: 04/02/20 - Enacted as Public Chapter 0632 effective March 25, 2020.

Public Chapter: PC632.pdf

SB1974/HB2470 Authority of state government commission to supervise all projects relating to Tennessee universities.

Sponsors: Sen. Gresham, Dolores , Rep. White, Mark

Summary: Gives the state government commission power and authority to approve and supervise all projects involving the University of Tennessee, any institution governed by the board of regents, or any state university governed by a local board of trustees. Broadly captioned.

Amendment Summary: Senate amendment 1 (018080) rewrites this bill to create a nine-member Tennessee commission on education recovery and innovation to examine the short and long-term

systemic effects that the COVID-19 pandemic and natural disasters of 2020 have had on the state's educational systems. The commission will be comprised of: (1) Three persons appointed by the governor; (2) Three persons appointed by the speaker of the senate; and (3) Three persons appointed by the speaker of the house of representatives. The commission will be attached to the department of education for administrative purposes. The commission must meet at least quarterly during its existence. The commission members will not be compensated for their service but may receive reimbursement for travel expenses. The commission is required to issue the following reports to the general assembly: (1) No later than January 1, 2021, an initial assessment of the effect the COVID-19 pandemic has had on Tennessee's educational systems; (2) No later than January 1, 2021, a report on the commission's actions, findings, and recommendations; and (3) No later than June 30, 2022, a final report on the commission's actions, findings, and recommendations to the general assembly. The commission ceases to exist on June 30, 2022, and this bill will be repealed on July 1, 2022. Senate amendment 2 (018422) removes authorization for members of the Tennessee commission on education recovery and innovation to receive travel reimbursement for travel expenses incurred in the performance of their official duties.

Senate Status: 06/11/20 - Senate passed with amendment 1 (018080) and amendment 2 (018422).

House Status: 06/17/20 - House passed.

Executive Status: 07/17/20 - Enacted as Public Chapter 0792 effective July 15, 2020.

Public Chapter: PC792.pdf

SB2088/HB2461 Child abuse reporting by schools.

Sponsors: Sen. Haile, Ferrell , Rep. White, Mark

Summary: Establishes procedures for a schoolteacher, school official, or other school personnel to follow in regard to reporting suspected child abuse or child sexual abuse. Requires each LEA and each public charter school to ensure all school officials and school personnel complete an annual child abuse training program. Requires each LEA and each public charter school to designate a child abuse coordinator and an alternate child abuse coordinator for each school within the LEA and public charter school. Specifies requirements for child abuse coordinator and alternate child abuse coordinator, including serving as a liaison between the school, the department of education, and law enforcement in child abuse investigations.

Amendment Summary: House amendment 1 (017906) deletes all language after the enacting clause and rewrites the bill such that the only substantive changes are to: specify that a designated coordinator is not required in certain circumstances; revise the guidelines for how school personnel and officials handle child abuse or child sexual abuse disclosures; and change the effective date from July 1, 2020 to August 1, 2020.

Senate Status: 06/11/20 - Senate passed.

House Status: 06/03/20 - House passed with amendment (017906), which deletes all language after the enacting clause and rewrites the bill such that the only substantive changes are to: specify that a designated coordinator is not required in certain circumstances; revise the guidelines for how school personnel and officials handle child abuse or child sexual abuse disclosures; and change the effective date from July 1, 2020 to August 1, 2020.

Executive Status: 06/30/20 - Enacted as Public Chapter 0708 effective August 1, 2020.

Public Chapter: PC708.pdf

SB2097/HB2157 Financial Aid Simplification for Tennesseans (FAST) Act.

Sponsors: Sen. Gresham, Dolores , Rep. Hicks, Gary

Summary: Enacts the "Financial Aid Simplification for Tennesseans (FAST) Act. Revises requirements for Tennessee student assistance awards from TSAC, including specifying that a student in default on a Tennessee education loan or owes a refund on a Tennessee student financial aid program is ineligible for such award. Terminates the Christa McAuliffe Scholarship program effective July 1, 2020 and specifies that all funds remaining in the program's investment principal and investment earnings account are to be added to the reserve balances held by TSAC for the student assistance award. Revises requirements for the minority teaching fellows program. Changes various definitions under the Tennessee Promise Scholarship Act, including the definition of "home school student" and the definition of "resident." Changes eligibility requirements for the Tennessee HOPE access grant, Tennessee HOPE teacher's scholarship, and the Wilder-Naifeh skills grant. Authorizes the amount of \$1,750 for a STEP UP scholarship awarded to a student attending an eligible four-year institution for full-time attendance each semester. Revises requirements for the general assembly merit scholarship and for dual enrollment grants. Removes the director of THEC and a representative for commercial lenders from the TSAC board of directors. Makes other revisions to financial aid availability for higher education (21 pp.).

Amendment Summary: Senate amendment 1 (017758) makes technical corrections, changes dates, and deletes several provisions of this bill. This amendment extends the deadline for participation in the Tennessee teaching scholars, Christa McAuliffe Scholarship, and the Tennessee HOPE teacher's scholarship to August 1, 2020. This amendment retains the present law provisions described in the Bill Summary under the sections concerning ineligibility based on default, home school students, the HOPE foster child grant. This amendment also removes the provisions of this bill that would: (1) Extend Tennessee promise scholarship eligibility to certain Tennessee residents who graduate from an out-of-state public secondary school located in a county bordering this state; (2) Clarify that "academic year" for lottery-funded financial aid means three consecutive semesters beginning with a fall semester and including the immediately following spring and summer semesters; (3) Authorize TSAC to expand eligibility for the helping heroes grant by rules that identify additional service expeditionary medals the recipients of which would qualify for the grant; (4) Remove the helping heroes eligibility requirement that limits eligibility to the eight-year period following veteran's honorable discharge; and (5) Removes the \$750,000 annual spending cap for the helping heroes grant and the first come, first served basis for distribution. Under this amendment, the provisions concerning program of study, the minority teaching fellows program, removing the semester hour caps for HOPE eligibility, and the provision concerning nontraditional students (described in the section of the Bill Summary concerning terminating events) will take effect July 1, 2021. All other provisions of this bill will take effect August 1, 2020, instead of July 1, 2020.

Senate Status: 06/04/20 - Senate passed with amendment 1 (017758).

House Status: 06/17/20 - House passed.

Executive Status: 07/17/20 - Enacted as Public Chapter 0794 effective July 15, 2020.

Public Chapter: PC794.pdf

SB2260/HB1976 Subpoena power of the state board of education.

Sponsors: Sen. Gresham, Dolores , Rep. White, Mark

Summary: Allows the chair of the state board of education or the chair's designee to issue subpoenas for the appearance of persons or the production of items that the chair or the chair's designee considers material or relevant to an investigation being conducted by the state board pursuant

to the state board's authority to revoke, suspend, refuse to issue, or renew a license or formally reprimand a licensed educator.

Senate Status: 03/09/20 - Senate passed.

House Status: 06/16/20 - House passed.

Executive Status: 07/02/20 - Enacted as Public Chapter 0733 effective June 22, 2020.

Public Chapter: PC733.pdf

SB2261/HB1974 Assessment of costs against teacher or administrator from contested case hearing.

Sponsors: Sen. Gresham, Dolores , Rep. Dunn, Bill

Summary: Allows the state board of education to assess costs against a teacher or administrator when a final order is issued following a contested case hearing in which a teacher or administrator is issued a formal reprimand or the teacher's or administrator's license is denied, non-renewed, suspended, or revoked. Requires the state board of education to promulgate rules to govern the assessment of costs against a teacher or administrator under this section.

Senate Status: 03/12/20 - Senate passed.

House Status: 06/02/20 - House passed.

Executive Status: 07/02/20 - Enacted as Public Chapter 0734 effective June 22, 2020.

Public Chapter: PC734.pdf

SB2262/HB1975 Automatic revocation of the license of a licensed teacher or administrator.

Sponsors: Sen. Gresham, Dolores , Rep. Moody, Debra

Summary: Adds offenses to the list of offenses for which, upon conviction, the state board of education shall automatically revoke a teacher's or administrator's license, including arson or aggravated arson, proving a handgun to juveniles, and child abuse, child neglect or child endangerment.

Amendment Summary: House amendment 1 (014746) deletes and replaces language to the original bill to require that due process rights of licensed teachers or administrators be exhausted or waived before licensure can be revoked for certain criminal offenses.

Senate Status: 03/12/20 - Senate passed.

House Status: 03/05/20 - House passed with amendment 1 (014746).

Executive Status: 04/02/20 - Enacted as Public Chapter 0629 effective July 1, 2020.

Public Chapter: PC629.pdf

SB2269/HB2477 Broadens what is taught in a family life curriculum.

Sponsors: Sen. Yarbro, Jeff , Rep. Freeman, Bob

Summary: Requires family life curriculum provide instruction on the prevention of dating violence. Broadly captioned.

Amendment Summary: House amendment 1 (018167) changes the effective date from July 1, 2020 to August 1, 2020.

Summary:

Senate Status: 06/11/20 - Senate concurred in House amendment 1 (018167).

House Status: 06/10/20 - House passed with amendment 1 (018167), which changes the effective date from July 1, 2020 to August 1, 2020.

Executive Status: 07/02/20 - Enacted as Public Chapter 0736 effective August 1, 2020.

Public Chapter: PC736.pdf

SB2340/HB2062 Hiring of police, public safety, and security officers by public institutions of higher education.

Sponsors: Sen. Gresham, Dolores , Rep. Carter, Mike
Summary: Gives power to the governing boards of public institutions of higher education to help decide a suitable number of police officers, public safety officers, and security officers to be employed by institutions, schools, and boards. Broadly captioned.
Senate Status: 03/05/20 - Senate passed.
House Status: 02/24/20 - House passed.
Executive Status: 04/02/20 - Enacted as Public Chapter 0630 effective March 20, 2020.
Public Chapter: PC630.pdf

SB2342/HB1827 Proposed textbooks to be shown on department's website for inspection by LEAs and public.

Sponsors: Sen. Gresham, Dolores , Rep. Haston, Kirk
Summary: Requires publishers to make all textbooks and instructional materials proposed for adoption available on the department of education's website or the state textbook depository's website for inspection by LEAs and the public.
Amendment Summary: House amendment 1 (014700) deletes all language after the enacting clause. Requires publishers to make all textbooks and instructional materials proposed for adoption available for inspection by LEAs and public online, which may include access via the state textbook depository. Senate amendment 1 (017882) deletes all language after the enacting clause. Requires publishers to make all textbooks and instructional materials proposed for adoption available for inspection by LEAs and public online, which may include access via the state textbook depository website. Authorizes an LEA to use English language arts (ELA) textbooks and instructional materials approved by the State Board of Education (SBE) for students in grades kindergarten through two (K-2) to provide ELA instruction for students in the third grade if the Commissioner of DOE grants the LEA a waiver. Requires the Commissioner of DOE to grant an LEA a waiver for the use of ELA textbooks and instructional materials in the third grade if certain conditions are met. Requires the Commissioner of DOE to accept and consider waiver requests submitted by LEAs through December 31, 2020, or a later date determined by the Commissioner. Requires the Commissioner to post the deadline for LEAs to submit waiver requests on DOE's website and to include the deadline in any waiver-related communication between DOE and LEAs. Requires the State Textbook and Instructional Materials Quality Commission to maintain independence from DOE.
Senate Status: 06/19/20 - Senate adopted conference committee report.
House Status: 06/18/20 - House adopted conference committee report (018876).
Executive Status: 07/17/20 - Enacted as Public Chapter 0770 effective July 15, 2020.
Public Chapter: PC770.pdf

SB2344/HB2105 Removes select requirements for state colleges of applied technology.

Sponsors: Sen. Gresham, Dolores , Rep. White, Mark
Summary: Clarifies that state colleges of applied technology are required to provide occupational training and technical education. Removes requirement of the board of regents to restructure the board and staff to carry out sections of the Public Acts of 1983 as well as the requirement for the heads of state colleges of applied technology to report to the senior level staff member. Broadly captioned.
Senate Status: 03/05/20 - Senate passed.
House Status: 06/01/20 - House passed.

Executive Status: 06/23/20 - Enacted as Public Chapter 0691 effective June 11, 2020.

Public Chapter: PC691.pdf

SB2473/HB2542 Released time courses.

Sponsors: Sen. Yager, Ken , Rep. Powers, Dennis

Summary: Requires a public school to excuse a student from school in order for the student to attend a released time course if requested by the student's parent or legal guardian even if the local board of education has not adopted a policy on released time courses. Authorizes local boards of education to transport students attending a released time course to and from the place of instruction if the entity providing the instruction reimburses the LEA for the services.

Senate Status: 03/05/20 - Senate passed.

House Status: 06/08/20 - House passed.

Executive Status: 07/02/20 - Enacted as Public Chapter 0743 effective June 22, 2020.

Public Chapter: PC743.pdf

SB2503/HB2601 Post-secondary student borrowing.

Sponsors: Sen. Dickerson, Steven , Rep. Cochran, Mark

Summary: Requires each institution operated by the board of regents, each state university, and each campus in the University of Tennessee system to provide certain information to a student about available financial aid to the student, including loans and work study funds, to enable the student to better assess the impact of borrowing. Broadly captioned.

Amendment Summary: House Education Committee amendment 1, Senate amendment 1 (015405) deletes all language after the enacting clause, the only substantive changes being 1) Deletes requirement for institutions to include a statement that the estimates and prospective payment amounts are general in nature and not meant as a promise of actual projected amounts; 2) Requires an institution provide students who are finalizing a financial aid package with the net cost of the student's attendance and an interactive loan scenario calculator to demonstrate repayment levels.

Senate Status: 03/12/20 - Senate passed with amendment 1 (015405).

House Status: 06/08/20 - House passed.

Executive Status: 07/02/20 - Enacted as Public Chapter 0744 effective June 22, 2020.

Public Chapter: PC744.pdf

SB2620/HB2841 Reporting of truancy.

Sponsors: Sen. Swann, Art , Rep. Farmer, Andrew

Summary: Allows a director of schools, or the director's designee, to report truant student absences to the appropriate judge if any tier of a progressive truancy intervention plan is unsuccessful without implementing subsequent tiers. Defines evidence of parents' unwillingness to cooperate as refusal or failure, on multiple occasions, to attend conferences, return phone calls, attend follow up meetings, enter into attendance contracts and actively participate in the tiers of intervention.

Amendment Summary: House amendment 1 (017972) changes the effective date to August 1, 2020.

Summary:

Senate Status: 06/11/20 - Senate concurred in House amendment 1 (017972).

House Status: 06/02/20 - House passed with amendment 1 (017972), which changes the effective date to August 1, 2020.

SB2672/HB2818 Contracts governing schools in cases of casualty losses or natural disasters.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William

Summary: Allows local boards of education to enter into continuing contracts governing the use of some or all of the LEA's schools in case of casualty losses or natural disasters. Broadly captioned.

Amendment Summary: House amendment 1 (017322) rewrites this bill and provides the following in regard to education: (1) Tennessee comprehensive assessment program (TCAP) tests, including, TNReady assessments, English learner assessments, alternate TCAP assessments, and end-of-course examinations, are not required in the spring of the 2019-2020 school year. This provision does not prohibit an LEA or school from voluntarily administering TCAP tests to students in the 2019-2020 school year; (2) For the 2019-2020, 2020-2021, and 2021-2022 school years, student growth evaluation composites generated by assessments administered in the 2019-2020 school year will be excluded from the student growth measure of a teacher's evaluation, unless including the composites results in a higher evaluation score for the teacher. Teachers in non-tested grades and subjects will not be evaluated using an alternative growth model for the 2019-2020 school year, unless the use results in a higher evaluation score for the teacher; (3) Pre-kindergarten and kindergarten teachers employed in an LEA that receives pre-kindergarten program approval under the Voluntary Pre-K for Tennessee Act will not be evaluated using the pre-k/kindergarten growth portfolio model approved by the state board of education, or a comparable alternative measure of student growth approved by the state board of education and adopted by the LEA, for the 2019-2020 school year, unless the use results in a higher evaluation score for the teacher; (4) Scores on TCAP tests, including TNReady assessments, English learner assessments, alternate TCAP assessments, and end-of-course examinations, administered in the 2019-2020 school year will not comprise a percentage of a student's final grade for the spring semester in the subject areas of mathematics, English language arts, science, and social studies, unless including TCAP test scores results in a higher final grade for the student; (5) Student performance and student growth data from the TCAP tests, including TNReady assessments, English learner assessments, alternate TCAP assessments, and end-of-course examinations, administered in the 2019-2020 school year will not be used to assign a letter grade to a school, unless the use results in a higher letter grade for the school; (6) Student performance and student growth data from TCAP tests, including TNReady assessments, English learner assessments, alternate TCAP assessments, and end-of-course examinations, administered in the 2019-2020 school year will not be used to identify a school as a priority school or to assign a school to the achievement school district; (7) For the 2019-2020 school year, a student is not required to take and pass the civics test required by present law in order to meet the social studies course credit requirements to earn a full diploma upon graduation from high school; (8) The commissioner of education must waive the present law requirement of 180 days of classroom instruction for the 2019-2020 school year. This provision does not prohibit a school from continuing classroom instruction after being issued a waiver from the commissioner; (9) The suspension of the operation of schools in an LEA during the 2019-2020 school year will not operate to deprive the LEA of state funds to which the LEA would be entitled if the LEA otherwise meets the requirements of law. Generally under present law, whenever the operation of schools in any LEA is suspended by reason of epidemic, natural disaster or other justifiable cause, if so determined by the state board upon the written petition of the board, the suspension does not operate to deprive the LEA of state funds to which it would be entitled, if

the LEA otherwise meets the requirements of law. This amendment specifies that the suspension of the operation of schools in 2019-2020 does not require such a petition for a determination of an epidemic, natural disaster, or for other justifiable cause before an LEA may receive state funds under the BEP. This amendment declares that justifiable cause exists for the 2019-2020 school year; (10) For the 2019-2020 school year, public school students are not required to take an examination at grade 11 to assess student readiness for postsecondary education; (11) No adverse action may be taken against a student, teacher, school, or LEA based, in whole or in part, on student achievement, student performance, or student growth data generated from the TCAP tests, including TNReady assessments, English learner assessments, alternate TCAP assessments, and end-of-course examinations, administered in the 2019-2020 school year. "Adverse action" includes, but is not limited to, employment termination decisions, adverse compensation decisions, the identification of a school as a priority school, the assignment of a school to the achievement school district, or an action taken in violation of items (4) or (5) above; (12) Upon application by an LEA for one or more of the LEA's schools, and upon the approval of the state board of education, the commissioner of education must waive a state board rule or statute that inhibits or hinders the LEA's ability to meet the LEA's goals or comply with the LEA's mission due solely to the outbreak of COVID-19 during the spring semester of the 2019-2020 school year. However, the commissioner is prohibited from waiving the provisions of this amendment described above in items (1)-(11) or any of the emergency rules promulgated by the state board of education to effectuate this bill as amended. This amendment requires the commission to submit a report to the education committees of the senate and the house of representatives no later than February 28, 2021, on the implementation and use of the waiver provisions described in this item (12). The report must identify the substance of each waiver request submitted to the commissioner; whether the LEA's request for a waiver was approved by the state board of education; and the effect of the waiver on the receiving LEA. The chairs of the education committees of the senate and the house of representatives may request interim reports from the commissioner on the implementation and use of these waiver provisions before February 28, 2021. The waiver provisions described in this item (12) will be repealed on March 1, 2021; and (13) The department of education must promptly seek a waiver from the United States Department of Education, or seek to amend Tennessee's Every Student Succeeds Act (ESSA) Plan, as necessary and appropriate to implement this bill amended. The state board of education must promptly revise the high school graduation requirements for the 2019-2020 school year to ensure that high school seniors who were affected by school closures during the spring of the 2019-2020 school year do not fail to receive a high school diploma for which the student was on-track and otherwise eligible to receive on or before the effective date of this bill as amended. This amendment requires the state board to consult with the department of education, Tennessee higher education commission, and public institutions of higher education to develop guidance, resources, and opportunities for high school students who were enrolled in dual credit or dual enrollment courses during the spring of the 2019-2020 school year, and who were adversely affected by school closures due to COVID-19. This amendment authorizes the state board of education to promulgate emergency rules as necessary to effectuate this bill as amended. This amendment also authorizes the Tennessee student assistance corporation and public institutions of higher education to promulgate emergency rules to protect the financial aid and credit opportunities for high school students who were enrolled in dual credit or dual enrollment courses during the spring of the 2019-2020 school year, and who were adversely affected by school closures due to COVID-19. House amendment 2 (017335) revises the provision described above in item (2) that states that "teachers in non-tested grades and subjects will not be evaluated using an alternative

growth model for the 2019-2020 school year, unless the use results in a higher evaluation score for the teacher." This amendment instead provides that "the state shall not require teachers in non-tested grades and subjects to be evaluated using an alternative growth model for the 2019-2020 school year. This provision does not prohibit an LEA from evaluating teachers in non-tested grades and subjects using an alternative growth model for the 2019-2020 school year. If an LEA chooses to evaluate its teachers in non-tested grades and subjects using an alternative growth model for the 2019-2020 school year, then a teacher's evaluation score using the alternative growth model will only be used to evaluate the teacher if such use results in a higher evaluation score for the teacher." This amendment also revises the provisions described above in item (3) that state that "pre-kindergarten and kindergarten teachers employed in an LEA that receives pre-kindergarten program approval under the Voluntary Pre-K for Tennessee Act will not be evaluated using the pre-k/kindergarten growth portfolio model approved by the state board of education, or a comparable alternative measure of student growth approved by the state board of education and adopted by the LEA, for the 2019-2020 school year, unless the use results in a higher evaluation score for the teacher." This amendment instead provides that "the state shall not require pre-kindergarten and kindergarten teachers employed in an LEA that receives pre-kindergarten program approval under the Act to be evaluated using the pre-k/kindergarten growth portfolio model approved by the state board of education, or a comparable alternative measure of student growth approved by the state board of education and adopted by the LEA, for the 2019-2020 school year. This provision does not prohibit an LEA from evaluating pre-kindergarten and kindergarten teachers using the pre-k/kindergarten growth portfolio model approved by the state board of education, or a comparable alternative measure of student growth approved by the state board of education and adopted by the LEA, for the 2019-2020 school year. If an LEA chooses to evaluate its pre-kindergarten and kindergarten teachers, for the 2019-2020 school year, using the pre-k/kindergarten growth portfolio model approved by the state board of education, or a comparable alternative measure of student growth approved by the state board of education and adopted by the LEA, then a teacher's evaluation score using the pre-k/kindergarten growth portfolio model approved by the state board of education, or a comparable alternative measure of student growth approved by the state board of education and adopted by the LEA, will only be used to evaluate the teacher if such use results in a higher evaluation score for the teacher." This amendment also revises the provision described above in item (13) that "authorizes the state board of education to promulgate emergency rules as necessary to effectuate this bill as amended" to instead provide that "the state board may promulgate emergency rules as necessary to address any issues created by school closures due to the outbreak of COVID-10 during the 2019-2020 school year."

Senate Status: 03/19/20 - Senate passed.

House Status: 03/19/20 - House passed with amendment 1 (017322) and amendment 2 (017335).

Executive Status: 04/06/20 - Enacted as Public Chapter 0652 effective April 2,2020.

Public Chapter: PC652.pdf

FAMILY LAW

SB1618/HB1647 Court approval of agreements pertaining to custody and residential parenting schedules.

Sponsors: Sen. Gardenhire, Todd , Rep. Carter, Mike

Summary: Allows the court to approve agreements pertaining to custody and residential parenting schedules without making further inquiry and an independent determination that the modification is in the best interest of the child, if the parties announce an agreement to the

court on the record or execute a permanent parenting plan approved through entry of an agreed order.

Senate Status: 02/20/20 - Senate passed.

House Status: 02/20/20 - House passed.

Executive Status: 03/16/20 - Enacted as Public Chapter 0520 effective March 6, 2020.

Public Chapter: PC520.pdf

SB1627/HB1634 Reimbursements to clerks of court for activities involving child support.

Sponsors: Sen. Stevens, John , Rep. Littleton, Mary

Summary: Transfers from the comptroller of the treasury to the department of human services the duty to study, determine, and review the actual costs of clerks of court providing services for which federal financial participation is available for child and spousal support cases under the Title IV-D child support program. Requires the department of human services to report the cost information to the comptroller and the department of finance and administration on a biennial basis.

Amendment Summary: Senate amendment 1, House Judiciary Committee amendment 1 (014199) deletes all language after the enacting clause. Requires the actual costs to court clerks for providing services for child and spousal support cases for which federal financial participation is available under the Title IV-D child support program, and the reimbursement rates associated with those costs, be set according to the Study of Actual Costs of Activities by Clerks of Court for Child and Spousal Support Cases and Determination of Actual Costs for Reimbursement by DHS, November 18, 1998. Deletes the requirement of COT to study, determine, and review the actual costs and report the information to DHS and the Department of Finance and Administration on a biennial basis.

Senate Status: 02/20/20 - Senate passed with amendment 1 (014199).

House Status: 03/02/20 - House passed.

Executive Status: 03/24/20 - Enacted as Public Chapter 0535 effective March 19, 2020.

Public Chapter: PC535.pdf

SB1769/HB1676 Role of a guardian ad litem in a contract for post adoption contact.

Sponsors: Sen. Haile, Ferrell , Rep. Carter, Mike

Summary: Replaces the secretary of state with the bureau of workers' compensation in the notification process of reinstatement for qualified providers and various other application processes for construction service providers. Establishes that applicants are not eligible for exemption if they don't meet qualifications or misstate any information.

Senate Status: 02/20/20 - Senate passed.

House Status: 02/24/20 - House passed.

Executive Status: 03/16/20 - Enacted as Public Chapter 0525 effective March 6, 2020.

Public Chapter: PC525.pdf

SB2032/HB2588 Requires a video on adverse childhood experiences at the parent educational seminar.

Sponsors: Sen. Rose, Paul , Rep. Littleton, Mary

Summary: Requires that a 30-minute video on adverse childhood experiences be shown to parents attending the parent educational seminar.

Amendment Summary: Senate Judiciary Committee amendment 1, House amendment 1 (014977) rewrites the bill and requires parent educational seminars for parents entering permanent parenting plans

include at least one 30 minute video on adverse childhood experiences created by the department of children's services in conjunction with the Tennessee commission on children and youth or as part of the Building Strong Brains Tennessee public awareness campaign.

Senate Status: 06/11/20 - Senate passed.

House Status: 06/03/20 - House passed with amendment 1 (014977), which rewrites the bill and requires parent educational seminars for parents entering permanent parenting plans include at least one 30 minute video on adverse childhood experiences created by the department of children's services in conjunction with the Tennessee commission on children and youth or as part of the Building Strong Brains Tennessee public awareness campaign.

Executive Status: 06/30/20 - Enacted as Public Chapter 0710 effective June 22, 2020.

Public Chapter: PC710.pdf

SB2629/HB2357 Surrendering custody of a newborn without criminal liability.

Sponsors: Sen. White, Dawn , Rep. Littleton, Mary

Summary: Increases the time frame allowed for a mother of a newborn to surrender custody of the child to an approved medical facility without criminal liability from within 72 hours of birth to within two weeks. Broadly captioned.

Senate Status: 02/24/20 - Senate passed.

House Status: 06/03/20 - House passed.

Executive Status: 06/23/20 - Enacted as Public Chapter 0684 effective June 15, 2020.

Public Chapter: PC684.pdf

SB2651/HB2854 Domestic relations orders.

Sponsors: Sen. Gardenhire, Todd , Rep. Carter, Mike

Summary: States that there is no time within which a judgment or decree of a court of record entered in a domestic relations matter must be acted upon. Broadly captioned.

Amendment Summary: Senate amendment 1 (014400) deletes and rewrites all language after the caption such that the only change is specifying that there is no time within which a judgment or decree of a court of record entered in a domestic relations matter must be acted upon, unless otherwise specifically provided under law.

Senate Status: 02/24/20 - Senate passed with amendment 1 (014400).

House Status: 03/09/20 - House passed.

Executive Status: 03/24/20 - Enacted as Public Chapter 0596 effective March 20, 2020.

Public Chapter: PC596.pdf

SB2733/HB2657 Limitations of parent's residential time in permanent parenting plans.

Sponsors: Sen. Bell, Mike , Rep. Hazlewood, Patsy

Summary: Restricts a parent's residential time if the limitation is found to be in the best interest of the minor child.

Senate Status: 03/05/20 - Senate passed.

House Status: 06/01/20 - House passed.

Executive Status: 06/23/20 - Enacted as Public Chapter 0693 effective June 11, 2020.

Public Chapter: PC693.pdf

GOVERNMENT ORGANIZATION

SB1586/HB1693 Codifies acts of the 2019 regular session.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William
Summary: Codifies acts of the 2019 regular session.
Senate Status: 02/20/20 - Senate passed.
House Status: 02/20/20 - House passed.
Executive Status: 03/16/20 - Enacted as Public Chapter 0518 effective March 6, 2020.
Public Chapter: PC518.pdf

SB1647/HB1725 Sunset - advisory council for the education of students with disabilities.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the advisory council for the education of students with disabilities to June 30, 2027.
Senate Status: 02/24/20 - Senate passed.
House Status: 03/02/20 - House passed.
Executive Status: 03/24/20 - Enacted as Public Chapter 0537 effective March 19, 2020.
Public Chapter: PC537.pdf

SB1653/HB1731 Sunset - board of law examiners.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the board of law examiners to June 30, 2028.
Senate Status: 02/20/20 - Senate passed.
House Status: 03/02/20 - House passed.
Executive Status: 03/24/20 - Enacted as Public Chapter 0540 effective March 19, 2020.
Public Chapter: PC540.pdf

SB1654/HB1732 Sunset - board of medical examiners.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the board of medical examiners to June 30, 2023.
Senate Status: 02/13/20 - Senate passed.
House Status: 03/02/20 - House passed.
Executive Status: 03/24/20 - Enacted as Public Chapter 0541 effective March 19, 2020.
Public Chapter: PC541.pdf

SB1655/HB1733 Sunset - board of social work licensure.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the board of social work licensure to June 30, 2026.
Senate Status: 02/13/20 - Senate passed.
House Status: 03/16/20 - House passed.
Executive Status: 03/26/20 - Enacted as Public Chapter 0611 effective March 25, 2020.
Public Chapter: PC611.pdf

SB1659/HB1737 Sunset - commission on children and youth.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the commission on children and youth to June 30, 2024.
Amendment Summary: Senate amendment 1 (016923) adds a requirement that the commission on children and youth appear before the senate government operations committee no later than April 30, 2021, to update the committee on the commission's progress in addressing the findings set forth in the

June 2019 performance audit report issued by the comptroller of the treasury and any other matters related to the commission's function.

Senate Status: 03/19/20 - Senate passed with amendment 1 (016923).

House Status: 03/19/20 - House concurred in Senate amendment 1 (016923).

Executive Status: 04/06/20 - Enacted as Public Chapter 0657 effective April 2, 2020.

Public Chapter: PC657.pdf

SB1661/HB1739 Sunset - department of correction.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin

Summary: Extends the department of correction to June 30, 2024. Requires the department to appear back before the government operations committee no later than December 31, 2021, to update the committee on its progress in addressing the findings contained in the January 2020 performance audit report.

Senate Status: 03/18/20 - Senate passed.

House Status: 03/19/20 - House passed.

Executive Status: 04/02/20 - Enacted as Public Chapter 0639 effective April 1, 2020.

Public Chapter: PC639.pdf

SB1662/HB1740 Sunset - department of finance and administration.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin

Summary: Extends the department of finance and administration to June 30, 2024. Requires the department to appear before the government operations committee by June 30, 2020, to update the committee on the department's progress in addressing audit report findings relating to records disposition authorizations.

Senate Status: 02/24/20 - Senate passed.

House Status: 03/02/20 - House passed.

Executive Status: 03/24/20 - Enacted as Public Chapter 0543 effective March 19, 2020.

Public Chapter: PC543.pdf

SB1664/HB1742 Sunset - department of intellectual and developmental disabilities.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin

Summary: Extends the department of intellectual and developmental disabilities to June 30, 2023.

Senate Status: 02/24/20 - Senate passed.

House Status: 03/16/20 - House passed.

Executive Status: 03/26/20 - Enacted as Public Chapter 0612 effective March 25, 2020.

Public Chapter: PC612.pdf

SB1665/HB1743 Sunset - department of labor and workforce development.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin

Summary: Extends the department of labor and workforce development to June 30, 2024.

Senate Status: 03/09/20 - Senate passed.

House Status: 03/16/20 - House passed.

Executive Status: 05/19/20 - Enacted as Public Chapter 0672 effective March 25, 2020.

Public Chapter: PC672.pdf

SB1670/HB1748 Sunset - dyslexia advisory council.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the dyslexia advisory council to June 30, 2027.
Senate Status: 02/24/20 - Senate passed.
House Status: 03/02/20 - House passed.
Executive Status: 03/24/20 - Enacted as Public Chapter 0544 effective March 19, 2020.
Public Chapter: PC544.pdf

SB1672/HB1750 Sunset - human rights commission.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the human rights commission to June 30, 2025.
Senate Status: 06/11/20 - Senate passed.
House Status: 03/19/20 - House passed.
Executive Status: 06/30/20 - Enacted as Public Chapter 0702 effective June 22, 2020.
Public Chapter: PC702.pdf

SB1702/HB1780 Sunset - Tennessee commission on aging and disability.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the Tennessee commission on aging and disability to June 30, 2026.
Senate Status: 02/13/20 - Senate passed.
House Status: 03/02/20 - House passed.
Executive Status: 03/24/20 - Enacted as Public Chapter 0563 effective March 19, 2020.
Public Chapter: PC563.pdf

SB1703/HB1781 Sunset - Tennessee corrections institute, board of control.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the Tennessee corrections institute, board of control to June 30, 2024.
Senate Status: 02/24/20 - Senate passed.
House Status: 03/02/20 - House passed.
Executive Status: 03/24/20 - Enacted as Public Chapter 0564 effective March 19, 2020.
Public Chapter: PC564.pdf

SB1704/HB1782 Sunset - Tennessee council for the deaf, deaf-blind, and hard of hearing.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the Tennessee council for the deaf, deaf-blind, and hard of hearing to June 30, 2027.
Senate Status: 02/13/20 - Senate passed.
House Status: 03/02/20 - House passed.
Executive Status: 03/24/20 - Enacted as Public Chapter 0565 effective March 19, 2020.
Public Chapter: PC565.pdf

SB1731/HB1829 Adds an ABC representative to the human trafficking advisory council.

Sponsors: Sen. Briggs, Richard , Rep. Littleton, Mary
Summary: Adds a representative from the alcoholic beverage commission to the human trafficking advisory council.
Senate Status: 02/20/20 - Senate passed.

House Status: 03/12/20 - House passed.

Executive Status: 03/25/20 - Enacted as Public Chapter 0602 effective March 20, 2020.

Public Chapter: PC602.pdf

GOVERNMENT REGULATION

SJR832 Citizenship of internationally adopted adult individuals.

Sponsors: Sen. Haile, Ferrell ,

Summary: Urges the President of the United States and the United States Congress to enact legislation securing the citizenship of internationally adopted adult individuals.

Senate Status: 02/24/20 - Senate adopted.

House Status: 06/08/20 - House concurred.

Executive Status: 06/12/20 - Signed by governor.

HEALTH CARE

SB1733/HB1820 Requires annual report from the Tennessee maternal mortality review and prevention team.

Sponsors: Sen. Gilmore, Brenda , Rep. Miller, Larry

Summary: Requires the Tennessee maternal mortality review and prevention team to report annually instead of biennially their recommendations to promote the safety of women and prevention of maternal deaths.

Senate Status: 02/24/20 - Senate passed.

House Status: 06/02/20 - House passed.

Executive Status: 06/23/20 - Enacted as Public Chapter 0679 effective June 15, 2020.

Public Chapter: PC679.pdf

SB1888/HB1875 Determination of charity care for medical debt.

Sponsors: Sen. Reeves, Shane , Rep. Vaughan, Kevin

Summary: Changes definition of indigence income from an amount no greater than 100 percent of the federal poverty guidelines, to income determined by provider's posted charity care policy. If provider determines indigence and observes no improvement in beneficiary's financial situation, debt must be deemed uncollectable and determined to be charity care without application of the bad debt collection criteria.

Senate Status: 02/24/20 - Senate passed.

House Status: 03/16/20 - House passed.

Executive Status: 03/26/20 - Enacted as Public Chapter 0619 effective March 25, 2020.

Public Chapter: PC619.pdf

SB1912/HB1917 Requires healthcare professionals to disclose the use of interventional procedures as an alternative to opioids.

Sponsors: Sen. Reeves, Shane , Rep. Vaughan, Kevin

Summary: Adds interventional procedures or treatments to the list of alternatives to opioids that must be explained by a healthcare practitioner to a patient or the patient's legal representative in order to obtain informed consent to treatment with an opioid.

Amendment Summary: Senate amendment 1 (014911) deletes all language after the enacting clause. Adds nonopioid medicinal drugs or drug products, occupational therapy, and interventional procedures or treatments to the list of alternative treatments a healthcare practitioner is required to disclose

and explain to a patient or the patient's legal representative before consent may be obtained for treatment with an opioid.

Senate Status: 02/24/20 - Senate passed with amendment 1 (014911).

House Status: 03/05/20 - House passed.

Executive Status: 03/24/20 - Enacted as Public Chapter 0573 effective March 19, 2020.

Public Chapter: PC573.pdf

SB1938/HB1980 Free guidance to opioid prescribers.

Sponsors: Sen. Briggs, Richard , Rep. Vaughan, Kevin

Summary: Requires department of health develop and publish guidance assisting prescribers of opioids for free on the department of health's website.

Amendment Summary: Senate Health and Welfare Committee amendment 1 (016639) rewrites the bill. Deletes all language after the enacting clause. Allows a registered nurse or physician assistant to prescribe a buprenorphine product for use in recovery or medication-assisted treatment in a variety of cases. Requires a healthcare prescriber of a buprenorphine product for use in recovery or medication-assisted treatment, or a nonresidential office-based opiate treatment facility to only accept a check, money order, or debit card or credit card that is linked to a bank or credit card account from a financial institution, in payment for services provided by the healthcare prescriber or facility. Prohibits a healthcare provider licensed under the Title 63 or a nonresidential office-based opiate treatment facility from knowingly treating any beneficiary of TennCare with buprenorphine products for use in recovery or medication-assisted treatment unless that provider directly bills or seeks reimbursement from TennCare or TennCare's MCOs for services provided to the TennCare beneficiary. House amendment 1 (017857) deletes all language after the enacting clause. Allows a registered nurse or physician assistant to prescribe a buprenorphine product for use in recovery or medication-assisted treatment if: 1) The provider works in a nonresidential office-based opiate treatment facility, as defined in Tenn. Code Ann. § 33-2-402, that is licensed by the Department of Mental Health and Substance Abuse Services (DMHSAS) and that does not have authority to dispense buprenorphine products; 2) The provider practices under the direct supervision of a physician who is licensed under Title 63, Chapter 6 or Chapter 9; holds an active Drug Addiction Treatment Act of 2000 (DATA 2000) waiver from the United States Drug Enforcement Administration (DEA); and is actively treating patients with buprenorphine products for recovery or medication-assisted treatment at the same nonresidential office-based opiate treatment facility as the provider; 3) The facility and its healthcare providers are contracted and credentialed with TennCare and TennCare's managed care organizations (MCO) to treat opioid use disorder with buprenorphine products for use in recovery or medication-assisted treatment; 4) The facility or its healthcare providers are directly billing TennCare and TennCare's MCOs for the services provided within the facility; 5) The facility or its healthcare providers are accepting new TennCare enrollees or patients for treatment of opiate addiction; 6) The provider does not write any prescription for a buprenorphine product that exceeds a 16 milligram daily equivalent; 7) Except as provided in Tenn. Code Ann. § 53-11-311(h)(2)(H), the provider does not prescribe or dispense a mono product or buprenorphine without naloxone; 8) The provider uses injectable or implantable buprenorphine formulations in accordance with Tenn. Code Ann. §55-11-311(b)(1)(D); 9) The provider has practiced as a family, adult, or psychiatric nurse practitioner or physician assistant in this state; 10) The provider obtains a waiver registration from the United States DEA that authorizes the provider to prescribe buprenorphine products under federal law and regulations; 11) The provider prescribes buprenorphine products only to patients who are

treated through a nonresidential office-based opiate treatment facility that employs or contracts with the provider; 12) The provider writes prescriptions of buprenorphine products that can only be dispensed by a licensed pharmacy to ensure entry into the controlled substance monitoring database; 13) The provider writes prescriptions of buprenorphine products to 100 or fewer patients at any given time; 14) The physician does not oversee more than two providers licensed under Title 63, Chapter 7 or 19 at one time during clinical operations when providing direct supervision; and 15) The supervising physician ensures all rules or operation for a nonresidential office-based opiate treatment facility are followed. Requires a healthcare prescriber of a buprenorphine product for use in recovery or medication-assisted treatment, or a nonresidential office-based opiate treatment facility to only accept a check, money order, or debit card or credit card that is linked to a bank or credit card account from a financial institution, in payment for services provided by the healthcare prescriber or facility. Allows the healthcare prescriber or facility to accept payment for services provided to a patient in cash for a co-pay, coinsurance, or deductible if the prescriber or facility submits the remainder of the bill for the services provided to the patient's insurance plan for reimbursement. Prohibits a healthcare provider licensed under Title 63, Chapters 6, 7, 9, or 19 from being compensated or receiving payment for services related to buprenorphine treatment by which the provider receives an amount per patient that is treated within the office or other setting; or by any means in which the provider receives a percentage of a payment that is directly received by a patient to the office, nonresidential office-based opiate treatment facility or other provider. Prohibits a healthcare provider licensed under Title 63 or a nonresidential office-based opiate treatment facility from knowingly treating any TennCare enrollee with buprenorphine products for use in recovery or medication-assisted treatment unless that provider directly bills or seeks reimbursement from TennCare or TennCare's MCOs for services provided to the TennCare enrollee. Requires a person to disclose to the healthcare provider or nonresidential office-based opiate treatment facility that the person is a TennCare enrollee seeking treatment with buprenorphine products for use in recovery or medication-assisted treatment. Effective date of August 1, 2020.

Senate Status: 06/11/20 - Senate passed.

House Status: 06/09/20 - House passed with amendment 1 (017857), which deletes all language after the enacting clause. Allows a registered nurse or physician assistant to prescribe a buprenorphine product for use in recovery or medication-assisted treatment if: 1) The provider works in a nonresidential office-based opiate treatment facility, as defined in Tenn. Code Ann. § 33-2-402, that is licensed by the Department of Mental Health and Substance Abuse Services (DMHSAS) and that does not have authority to dispense buprenorphine products; 2) The provider practices under the direct supervision of a physician who is licensed under Title 63, Chapter 6 or Chapter 9; holds an active Drug Addiction Treatment Act of 2000 (DATA 2000) waiver from the United States Drug Enforcement Administration (DEA); and is actively treating patients with buprenorphine products for recovery or medication-assisted treatment at the same nonresidential office-based opiate treatment facility as the provider; 3) The facility and its healthcare providers are contracted and credentialed with TennCare and TennCare's managed care organizations (MCO) to treat opioid use disorder with buprenorphine products for use in recovery or medication-assisted treatment; 4) The facility or its healthcare providers are directly billing TennCare and TennCare's MCOs for the services provided within the facility; 5) The facility or its healthcare providers are accepting new TennCare enrollees or patients for treatment of opiate addiction; 6) The provider does not write any prescription for a buprenorphine product that exceeds a 16 milligram daily equivalent; 7) Except as provided in Tenn. Code Ann. § 53-11-311(h)(2)(H), the provider does not prescribe or dispense a mono product or buprenorphine without naloxone; 8) The provider uses injectable or implantable

buprenorphine formulations in accordance with Tenn. Code Ann. §55-11-311(b)(1)(D); 9) The provider has practiced as a family, adult, or psychiatric nurse practitioner or physician assistant in this state; 10) The provider obtains a waiver registration from the United States DEA that authorizes the provider to prescribe buprenorphine products under federal law and regulations; 11) The provider prescribes buprenorphine products only to patients who are treated through a nonresidential office-based opiate treatment facility that employs or contracts with the provider; 12) The provider writes prescriptions of buprenorphine products that can only be dispensed by a licensed pharmacy to ensure entry into the controlled substance monitoring database; 13) The provider writes prescriptions of buprenorphine products to 100 or fewer patients at any given time; 14) The physician does not oversee more than two providers licensed under Title 63, Chapter 7 or 19 at one time during clinical operations when providing direct supervision; and 15) The supervising physician ensures all rules or operation for a nonresidential office-based opiate treatment facility are followed. Requires a healthcare prescriber of a buprenorphine product for use in recovery or medication-assisted treatment, or a nonresidential office-based opiate treatment facility to only accept a check, money order, or debit card or credit card that is linked to a bank or credit card account from a financial institution, in payment for services provided by the healthcare prescriber or facility. Allows the healthcare prescriber or facility to accept payment for services provided to a patient in cash for a co-pay, coinsurance, or deductible if the prescriber or facility submits the remainder of the bill for the services provided to the patient's insurance plan for reimbursement. Prohibits a healthcare provider licensed under Title 63, Chapters 6, 7, 9, or 19 from being compensated or receiving payment for services related to buprenorphine treatment by which the provider receives an amount per patient that is treated within the office or other setting; or by any means in which the provider receives a percentage of a payment that is directly received by a patient to the office, nonresidential office-based opiate treatment facility or other provider. Prohibits a healthcare provider licensed under Title 63 or a nonresidential office-based opiate treatment facility from knowingly treating any TennCare enrollee with buprenorphine products for use in recovery or medication-assisted treatment unless that provider directly bills or seeks reimbursement from TennCare or TennCare's MCOs for services provided to the TennCare enrollee. Requires a person to disclose to the healthcare provider or nonresidential office-based opiate treatment facility that the person is a TennCare enrollee seeking treatment with buprenorphine products for use in recovery or medication-assisted treatment. Effective date of August 1, 2020.

Executive Status: 07/17/20 - Enacted as Public Chapter 0771 effective August 1, 2020.

Public Chapter: PC771.pdf

SB1955/HB2090 Physicians employed by rural health clinics.

Sponsors: Sen. Jackson, Ed , Rep. Faison, Jeremy

Summary: Allows a rural health clinic to employ a physician if the employment relationship between the physician and the rural health clinic is evidenced by a written contract, job description, or documentation containing language that does not restrict the physician from exercising independent medical judgment in diagnosing and treating patients.

Senate Status: 02/20/20 - Senate passed.

House Status: 03/05/20 - House passed.

Executive Status: 03/24/20 - Enacted as Public Chapter 0574 effective March 19, 2020.

Public Chapter: PC574.pdf

SB2007/HB1998

Electronic publication of reports by the department of mental health and substance abuse services.

Sponsors: Sen. Bowling, Janice , Rep. Bricken, Rush
Summary: Allows the department of mental health and substance abuse services to electronically provide their report identifying how the department intends to increase funding resources to the department's planning and policy council and the general assembly fiscal review committee.
Amendment Summary: Senate amendment 1, House Health Committee amendment 1 (014783) rewrites the bill and allows the department of mental health and substance abuse services to contract with any licensed community mental health agency for the provision of services under the behavioral health safety net, as long as the community mental health agency provides all of the behavioral health services that are included within adult behavioral health services for the seriously and persistently mentally ill.
Senate Status: 03/02/20 - Senate passed with amendment 1 (014783).
House Status: 03/02/20 - House passed.
Executive Status: 03/24/20 - Enacted as Public Chapter 0578 effective July 1, 2020.
Public Chapter: PC578.pdf

SB2552/HB2625 Updates deadline for report on neonatal abstinence syndrome.

Sponsors: Sen. Jackson, Ed , Rep. Littleton, Mary
Summary: Requires the commissioner of health to submit a report, by January 15, 2022, to the health committee of the house of representatives and the health and welfare committee of the senate regarding births involving neonatal abstinence syndrome and opioid use by women of childbearing age for the preceding two years. Broadly captioned.
Amendment Summary: Senate amendment 1 (016118) deletes all language after the enacting clause. Requires the Department of Mental Health and Substance Abuse Services (DMHSAS) and the Division of TennCare (Division) to collaborate, no later than January 1, 2021, to develop educational materials for providers and facilities where medication assisted treatment, including treatment involving controlled substances, is prescribed and provided.
Senate Status: 03/12/20 - Senate passed with amendment 1 (016118).
House Status: 06/16/20 - House passed.
Executive Status: 07/02/20 - Enacted as Public Chapter 0747 effective June 22, 2020.
Public Chapter: PC747.pdf

INSURANCE HEALTH

SB2184/HB2251 Extends Access Tennessee health insurance program.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William
Summary: Extends the Access Tennessee health insurance program from June 30, 2020, to June 30, 2025. Part of Administration Package.
Senate Status: 02/24/20 - Senate passed.
House Status: 03/02/20 - House passed.
Executive Status: 03/24/20 - Enacted as Public Chapter 0583 effective March 19, 2020.
Public Chapter: PC583.pdf

SB8003/HB8002 Revisions to telehealth requirements.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William

Summary: Makes various changes to the law concerning the electronic delivery of health care and its coverage under certain insurance policies and TennCare.

Amendment Summary: House amendment 1 (019208) adds that the relationship and standard of care provisions described in the section of the bill related to establishment of provider-patient relationship and standard of care will apply to licensed alcohol and drug abuse counselors from the time that this bill becomes a law until April 1, 2022.

Senate Status: 08/12/20 - Senate passed.

House Status: 08/12/20 - House passed with amendment 1 (019208), which adds that the relationship and standard of care provisions described in the section of the bill related to establishment of provider-patient relationship and standard of care will apply to licensed alcohol and drug abuse counselors from the time that this bill becomes a law until April 1, 2022.

Executive Status: 08/24/20 - Enacted as Public Chapter 00004EOS effective August 20, 2020.

Public Chapter: PC4-EOS.pdf

LABOR LAW

SB2520/HB2708 Tennessee Pregnant Workers Fairness Act.

Sponsors: Sen. Massey, Becky , Rep. Coley, Jim

Summary: Authorizes employers to hire, transfer, discharge, promote, compensate, and construct milk expressing spaces only if they would do so for other employees needing reasonable accommodation. Requires the commissioner of labor and workforce development enforce laws requiring employers to make reasonable accommodations for medical needs arising from pregnancy or childbirth and allows employers to request a certificate from a healthcare professional if a pregnant employee asks for any type of job restructuring. Broadly captioned.

Amendment Summary: Senate amendment 1 (015343) clarifies that this bill will apply to employers that employ 15 or more employees and the certification to be obtained is a "medical" certification. Senate amendment 2 (016418) revises this bill's provision that states an employee will not be required to pursue an administrative action or remedy prior to filing suit to instead provide that the employee is not required to pursue an action in chancery or circuit court and may bring an action in accordance with the Uniform Administrative Procedures Act. Senate amendment 3 (018577) specifies that this bill authorizes the commissioner of labor and workforce development to promulgate rules so long as the rules are necessary to effectuate the Tennessee Pregnant Workers Fairness Act. Under present law, one of the conditions of eligibility for unemployment benefits is that the claimant has been unemployed for a waiting period of one week. This amendment authorizes the commissioner of labor and workforce development to suspend in the one-week waiting period in accordance with the federal Families First Coronavirus Response Act. Present law generally requires that unemployment benefits paid to a claimant are charged to the account of the claimant's employer. The amount of benefits charged against an employers account is used to determine an employer's reserve ratio, which affects the amount of the employer's premiums. This amendment authorizes the commissioner of labor and workforce development to authorize a non-charge to the account of a contributory employer that is in the claimant's base period for any unemployment benefits paid to a claimant as a result of the COVID-19 pandemic and its effects, in accordance with the federal Families First Coronavirus Response Act. This amendment changes the effective date of this bill's provisions concerning the Tennessee Pregnant Workers Fairness Act from July 1, 2020, to October 1, 2020, except authorization to promulgate rules, which takes effect upon becoming a law. The provisions of this amendment concerning suspension of the waiting period and authorizing a non-charge take effect upon becoming a law and will be repealed January 1, 2021.

Senate Status: 06/11/20 - Senate passed with amendment 1 (015343), amendment 2 (016418), and amendment 3 (018577).

House Status: 06/16/20 - House passed.

Executive Status: 07/02/20 - Enacted as Public Chapter 0745 effective June 22, 2020.

Public Chapter: PC745.pdf

LOCAL GOVERNMENT

SB8001/HB8006 Preventing law enforcement or fire and rescue from entering an area within a governmental entity.

Sponsors: Sen. Hensley, Joey , Rep. Ogles, Brandon

Summary: Prohibits a governmental entity from intentionally preventing or prohibiting law enforcement or fire and rescue services from accessing a specifically bounded area within the governmental entity's jurisdiction during a public demonstration. Declares a governmental entity may be held liable for injury proximately caused by the governmental entity intentionally preventing or prohibiting law enforcement or fire and rescue services from accessing a specifically bounded area during a public demonstration.

Amendment Summary: Senate Judiciary Committee amendment 1 (019269) deletes and rewrites all language after the enacting clause such that the substantive changes: (1) establish that a governmental entity's liability is subject to the limitations within current state law; (2) add mayors and chief executive officers to the list of applicable governmental entities; and (3) expand exempted tactical decisions to include those based on the risks to safety of the public.

Senate Status: 08/12/20 - Senate passed with amendment 1 (019269).

House Status: 08/12/20 - House passed.

Executive Status: 08/24/20 - Enacted as Public Chapter 0002EOS effective August 20, 2020 .

Public Chapter: PC2-EOS.pdf

PROFESSIONS & LICENSURE

SB1960/HB2050 Licensure of physical therapists and physiotherapists.

Sponsors: Sen. Crowe, Rusty , Rep. Williams, Ryan

Summary: Revises provisions regarding licensure of physical therapists to include licensure of physiotherapists. Specifies that a physical therapist or physiotherapist is not licensed under this chapter unless the individual holds a degree from a professional physical therapy program accredited by a national accreditation agency recognized by the U.S. Department of Education and by the board of physical therapy. Revises provisions that allow a licensed physical therapist to treat a patient without a referral. Gives the board of physical therapy the power to deny, suspend or revoke the license of a licensee who is acting in a manner inconsistent with generally accepted standards of physical therapy practice, who is participating in underutilization or overutilization of physical therapy services for personal or institutional financial gain, or who is practicing physical therapy with a mental or physical condition that impairs the ability of the licensee to practice with skill and safety. Makes other revisions to the licensure of physical therapists.

Amendment Summary: Senate amendment 1 (016220) makes the following changes to this bill concerning the practice of physical therapy: (1) Deletes definitions for electrodiagnostic tests and measures, electrophysiologic tests and measures, and testing; (2) Clarifies that a licensed physical therapist may conduct an initial patient visit, rather than an initial evaluation, without a referral; (3) Substitutes "appropriate healthcare practitioner" for "physician" with regard to healthcare professionals whom physical therapists must refer patients to or consult under

certain circumstances; (4) Revises the provisions concerning retesting an applicant for licensure as a physical therapist or physical therapist assistant who does not pass the exam on the first attempt. Under this amendment, an applicant who does not pass the examination after the first attempt may retake the examination one additional time without reapplication for licensure up to a total of six attempts. Applications will remain active for 12 months. After 12 months, applicants must submit a new application with all applicable fees; (5) Replaces the present law requirement that, in order to be licenses as a physical therapist, a person must be a graduate of a professional physical therapy education program accredited by an accreditation agency approved by the board of physical therapy. This amendment instead requires that a person be a graduate of a professional physical therapy program accredited by a national accreditation agency recognized by the United States department of education and by the board; and (6) Deletes specific authorization for the board of physical therapy to discipline a licensee for participating in underutilization or overutilization of physical therapy services for personal or institutional financial gain. House amendment 1 (016821) makes the following changes to this bill concerning the practice of physical therapy: (1) Deletes definitions for electrodiagnostic tests and measures, electrophysiologic tests and measures, and testing; (2) Clarifies that a licensed physical therapist may conduct an initial patient visit, rather than an initial evaluation, without a referral; (3) Substitutes "appropriate healthcare practitioner" for "physician" with regard to healthcare professionals whom physical therapists must refer patients to or consult under certain circumstances; (4) Revises the provisions concerning retesting an applicant for licensure as a physical therapist or physical therapist assistant who does not pass the exam on the first attempt. Under this amendment, an applicant who does not pass the examination after the first attempt may retake the examination one additional time without reapplication for licensure up to a total of six attempts. Applications will remain active for 12 months. After 12 months, applicants must submit a new application with all applicable fees; (5) Replaces the present law requirement that, in order to be licenses as a physical therapist, a person must be a graduate of a professional physical therapy education program accredited by an accreditation agency approved by the board of physical therapy. This amendment instead requires that a person be a graduate of a professional physical therapy program accredited by a national accreditation agency recognized by the United States department of education and by the board; and (6) Deletes specific authorization for the board of physical therapy to discipline a licensee for participating in underutilization or overutilization of physical therapy services for personal or institutional financial gain.

Senate Status: 06/17/20 - Senate concurred in House amendment 1 (016821).

House Status: 06/16/20 - House passed with amendment 1 (016821).

Executive Status: 07/17/20 - Enacted as Public Chapter 0790 effective July 15, 2020.

Public Chapter: PC790.pdf

SB2169/HB2238 Summary suspension of license or other licensure restriction.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William

Summary: Allows an agency finding that public health, safety or welfare imperatively requires emergency action to order a summary action, including a suspension of a license or other licensure restriction or action within the context of a contested case hearing. Expands references for disciplinary proceedings against health-related licensees to include all boards, councils, committees, agencies, or regulatory programs. Requires entities posting on their website about changes in laws affecting license holders to be posted within 30 days of the change and maintained on the website for 2 years following the change. Part of Administration Package.

Senate Status: 03/09/20 - Senate passed.
House Status: 03/09/20 - House passed.
Executive Status: 03/24/20 - Enacted as Public Chapter 0594 effective March 20, 2020.
Public Chapter: PC594.pdf

SB2176/HB2245 Reclassifies positions of employees in the department of mental health and substance abuse services.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William
Summary: Adds an employee of the department of mental health and substance abuse services who is a psychiatric hospital assistant superintendent, psychiatric hospital administrator or psychiatric hospital nurse executive as an employee serving in an executive service position. Part of Administration Package.
Senate Status: 03/12/20 - Senate passed.
House Status: 03/16/20 - House passed.
Executive Status: 03/26/20 - Enacted as Public Chapter 0623 effective July 1, 2020.
Public Chapter: PC623.pdf

PROPERTY & HOUSING

SB1607/HB1654 Housing authority may assist in development of projects that promote affordable rental housing.

Sponsors: Sen. Massey, Becky , Rep. Dunn, Bill
Summary: Specifies that a housing authority may assist in the development of projects that promote affordable rental housing, including mixed-income rental housing developed primarily for persons of low and moderate income as part of its authority to further the goals and local objectives established in redevelopment and urban renewal plans. Authorizes the exercise of such powers in the same manner as mixed finance projects for persons of low income.
Senate Status: 02/20/20 - Senate passed.
House Status: 03/16/20 - House passed.
Executive Status: 03/26/20 - Enacted as Public Chapter 0609 effective March 25, 2020.
Public Chapter: PC609.pdf

PUBLIC FINANCE

SB1576/HB1622 Issuance of bonds by THDA.

Sponsors: Sen. Yager, Ken , Rep. Baum, Charlie
Summary: Increases the maximum aggregate principal amount for which the THDA may issue bonds and notes at any one time from \$2.93 billion to \$5 billion.
Amendment Summary: Senate amendment 1 (015395) deletes and rewrites all language after the enacting clause. Increases, from \$2,930,000,000 to \$4,000,000,000, the aggregate principal amount of mortgage revenue bonds and notes the THDA is authorized to issue at any one time.
Senate Status: 06/04/20 - Senate passed with amendment 1 (015395), which deletes and rewrites all language after the enacting clause. Increases, from \$2,930,000,000 to \$4,000,000,000, the aggregate principal amount of mortgage revenue bonds and notes the THDA is authorized to issue at any one time.
House Status: 06/17/20 - House concurred in Senate amendment 1 (015395), which deletes and rewrites all language after the enacting clause. Increases, from \$2,930,000,000 to \$4,000,000,000, the

aggregate principal amount of mortgage revenue bonds and notes the THDA is authorized to issue at any one time.

Executive Status: 07/17/20 - Enacted as Public Chapter 0766 effective July 15, 2020.

Public Chapter: PC766.pdf

SB1592/HB1582 Bureau of TennCare - report on federal receipts by designated state agencies.

Sponsors: Sen. Watson, Bo , Rep. Holt, Andy

Summary: Adds the Bureau of TennCare to the list of designated state agencies required to submit annual reports to the department of finance and administration regarding federal receipts.

Senate Status: 02/24/20 - Senate passed.

House Status: 02/10/20 - House passed.

Executive Status: 04/02/20 - Enacted as Public Chapter 0626 effective March 19, 2020.

Public Chapter: PC626.pdf

SB2466/HB2821 Appropriations- FY2019 and FY2020.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William

Summary: Makes appropriations for the fiscal years beginning July 1, 2019, and July 1, 2020.

Amendment Summary: House amendment 1 (014600) is the base budget. House amendment 2 (009000) is the stripper amendment and changes the rate of growth from 3.1 percent to 0.25 percent. House amendment 3 (016000) includes legislative initiatives. House amendment 13 (013200) makes a technical correction.

Senate Status: 03/19/20 - Senate passed.

House Status: 03/19/20 - House passed with amendment 1 (014600), amendment 2 (009000), amendment 3 (016000), and amendment 13 (013200).

Executive Status: 04/06/20 - Enacted as Public Chapter 0651 effective July 1, 2020 (103 pages).

Public Chapter: PC651.pdf

SB2467/HB2822 Statutory provisions necessary to implement appropriations act.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William

Summary: Clarifies that fees paid by a defendant requesting pretrial diversion are to be deposited in the general fund. Specifies the remittance and allowed uses of certain fees under the sexual offender registry provisions. Makes other statutory revisions necessary to implementation of the annual appropriations act. Broadly captioned.

Senate Status: 03/19/20 - Senate passed.

House Status: 03/19/20 - House passed.

Executive Status: 04/06/20 - Enacted as Public Chapter 0668 effective April 2, 2020.

Public Chapter: PC668.pdf

SB2468/HB2819 Index of appropriations.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William

Summary: Authorizes the index of appropriations from state tax revenues for 2019-2020 fiscal year to exceed the index of estimated growth in the state's economy by \$629 million or 3.6 percent.

Senate Status: 03/19/20 - Senate passed.

House Status: 03/19/20 - House passed.

Executive Status: 04/06/20 - Enacted as Public Chapter 0650 effective April 2, 2020.

Public Chapter: PC650.pdf

SB2469/HB2820 Bond issuance.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William

Summary: Authorizes the state of Tennessee, acting by resolution of its funding board, to issue and sell general obligations bonds of the state in amounts not to exceed \$124 million.

Senate Status: 03/19/20 - Senate passed.

House Status: 03/19/20 - House passed.

Executive Status: 04/06/20 - Enacted as Public Chapter 0649 effective April 2, 2020.

Public Chapter: PC649.pdf

SB2931/HB2922 Appropriations - FY 2019 and FY 2020.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William

Summary: Makes appropriations for the purpose of defraying the expenses of certain legislative enactments passed during the 2019 session of the 111th General Assembly. Earmarks sufficient state funds for the purpose of funding any bill naming a highway or bridge in honor of a service member killed in action.

Senate Status: 06/18/20 - Senate adopted conference committee report 1 (018789).

House Status: 06/19/20 - House adopted conference committee report 1 (018789).

Executive Status: 07/02/20 - Enacted as Public Chapter 0760 effective July 1, 2020.

Public Chapter: PC760.pdf

SB2932/HB2924 Grant assistance program for nursing home care.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William

Summary: Authorizes grant payments under the grant assistance program for nursing home care to be made either monthly or quarterly.

Amendment Summary: Senate amendment 1, House amendment 1 (018328) deletes all language after the enacting clause. Decreases, from \$500,000 a year to \$100,000 a year, the threshold of sales to consumers in this state for which a dealer with no physical presence in this state or a marketplace facilitator is required to collect and remit the state sales and use tax. The effective date for marketplace facilitators and out-of-state dealers to begin collection and remittance of sales and use tax is October 1, 2020. Authorizes reserve transfers from various funds, reserve accounts and programs to the General Fund for fiscal year ending June 30, 2020 and June 30, 2021. Senate amendment 2 (018202) adds and deletes language of the bill as amended by amendment 018202 such that the only substantive changes are to establish that the base salary of each member of the General Assembly shall not be adjusted for FY20-21 and to remove certain funds from the list of funds for which authorization to transfer funding to the General Fund is proposed. Senate amendment 3 (018559) adds language to the bill as amended by amendments 018328 and 018202 to require the Commissioner of Finance and Administration to submit written notice of any proposed reserve allotments to the Chairs of the Senate and House Finance, Ways and Means Committees, Executive Director of the Fiscal Review Committee, and the Directors of the Office of the Legislative Budget Analysis. House amendment 2 (018733) adds, deletes and replaces language of the bill as amended by amendment 018328. Establishes that the base salary of each member of the General Assembly shall not be adjusted for FY20-21. Removes certain funds from the list of funds authorized for proposed transfer to the General Fund. Requires the Commissioner of Finance and Administration to submit written notice of any proposed revenue allotments to the Speakers and the Chairs of the Senate and House Finance, Ways and Means Committees, Executive

Director of the Fiscal Review Committee, and the Directors of the Office of the Legislative Budget Analysis. Extends the Hall Income Tax (HIT) rate of one percent, currently set to expire on January 1, 2021, until January 1, 2025. Creates additional sales tax holidays during 2020 as follows: • Exempts the following items of tangible personal property, if sold between 12:01 a.m. on Friday, July 31, 2020, and 11:59 p.m. on Sunday, August 2, 2020, or between 12:01 a.m. on Friday, August 7, 2020, and 11:59 p.m. on Sunday, August 9, 2020: o Clothing, school supplies, and school art supplies with a sales price of \$200 or less per item; o Electronic devices with a sales price of \$3,000 or less per item; and HB 2924 - SB 2932 2 o Household furnishings with a sales price of \$3,000 or less per item. • Exempts the retail sale of food and drinks by restaurants and limited service restaurants, if sold between 12:01 a.m. on Friday, July 31, 2020, and 11:59 p.m. on Sunday, August 2, 2020. • Exempts the sale of a motor vehicle registered in this state if the vehicle is sold between 12:01 a.m. on Friday, September 4, 2020, and 11:59 p.m. on Monday, September 7, 2020. Adds a 200 or more separate sales transactions threshold of sales to consumers in this state for which a dealer with no physical presence in this state or a marketplace facilitator is required to collect and remit the state sales and use tax.

Senate Status: 06/18/20 - Senate adopted conference committee report.

House Status: 06/19/20 - House adopted conference committee report.

Executive Status: 07/02/20 - Enacted as Public Chapter 0759 effective June 30, 2020.

Public Chapter: PC759.pdf

SB2935/HB2930 Bond issuance.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William

Summary: Authorizes and empowers the state to issue and sell direct general obligation interest-bearing bonds of the state of Tennessee in amounts not to exceed \$30,000,000 to effectuate the purposes specified in Section 4 of this act. Also authorizes the funding board to sell bonds in amounts not to exceed 2.5 percent of the amounts specified above and authorized in Section 4 for the purpose of funding discount and costs of issuance.

Amendment Summary: Senate amendment 1 (018582) increases the amount of bonds and bond anticipation notes that this bill authorizes the issuance of from \$30,000,000 to \$167,085,000. House amendment 1 (018274) deletes all language after the caption. Authorizes the State of Tennessee, through the State Funding Board, to issue direct general obligation interest bearing bonds in amounts not to exceed \$167,085,000. The proceeds will be allocated to the Department of Finance and Administration for the following purposes: • \$52,085,000 for the acquisition of equipment and sites, and erection, construction, and equipment of sites and buildings, including improvements and repairs to existing structures, and for the purpose of the State Building Commission issuing grants; • \$50,000,000 for grants to the Industrial Development Board of the City of Chattanooga for the Volkswagen Group of America Chattanooga Operations, LLC project; and • \$65,000,000 for grants to the Industrial Development Board of the Metropolitan Government of Nashville and Davidson County for the Amazon.com Services, Inc. project. Authorizes the State Funding Board to issue bonds in amounts not to exceed 2.5 percent of the amounts specified above for funding discount and costs of issuance. House amendment 2 (018551) deletes and replaces Amazon.com Services, Inc. with Amazon.com Services LLC. House amendment 3 (018734) deletes and replaces language of the bill as amended by amendments 018274 and 018551 to provide an additional authorization to the State of Tennessee to issue direct general obligation interest bearing bonds in amounts not to exceed \$54,611,000. The proceeds will be allocated to the Department of Finance and Administration for the following purposes: • \$32,911,000 for purposes of the University of Memphis STEM

Research and Classroom Building and the acquisition of equipment and sites, and erection, construction and equipment of sites and buildings; • \$21,700,000 for purposes of the Tennessee Board of Regents – TCAT Chattanooga Advanced Manufacturing Building and the acquisition of equipment and sites, and erection, construction and equipment of sites and buildings.

Senate Status: 06/18/20 - Senate adopted conference committee report.

House Status: 06/19/20 - House adopted conference committee report.

Executive Status: 07/02/20 - Enacted as Public Chapter 0758 effective June 30, 2020.

Public Chapter: PC758.pdf

SB8004/HB8003 Appropriations - costs of second extraordinary session.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William

Summary: Makes appropriations for the purpose of defraying the expenses of the second extraordinary session of the 111th General Assembly.

Senate Status: 08/12/20 - Senate passed.

House Status: 08/12/20 - House passed with amendment 1 (019171).

Executive Status: 08/24/20 - Enacted as Public Chapter 0005EOS effective August 20, 2020.

Public Chapter: PC5-EOS.pdf

TENNCARE

SB2022/HB2170 Annual Coverage Assessment Act of 2020.

Sponsors: Sen. Haile, Ferrell , Rep. Hazlewood, Patsy

Summary: Enacts the Annual Coverage Assessment Act of 2020, which establishes an annual coverage assessment on hospitals of 4.52 percent of a covered hospital's annual coverage assessment base.

Amendment Summary: Senate amendment 1 (014926) deletes all language after the enacting clause. Enacts the Annual Coverage Assessment Act of 2020, which establishes an annual coverage assessment on hospitals of 4.87 percent of a covered hospital's annual coverage assessment base. Adds a new subdivision to Tenn. Code Ann. § 71-5-2005(d)(1) that designates \$50,000 of the funds from the Assessment to fund the cost of a pilot program with the TennCare managed care organizations to improve care coordination for TennCare enrollees and reduce administrative burden.

Senate Status: 03/18/20 - Senate passed with amendment 1 (014926).

House Status: 03/19/20 - House passed.

Executive Status: 04/02/20 - Enacted as Public Chapter 0642 effective July 1, 2020.

Public Chapter: PC642.pdf

SB2183/HB2250 Extends the CoverKids program from June 30, 2020, to June 30, 2025.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William

Summary: Extends the CoverKids program from June 30, 2020, to June 30, 2025. Part of Administration Package.

Senate Status: 03/02/20 - Senate passed.

House Status: 03/02/20 - House passed.

Executive Status: 03/24/20 - Enacted as Public Chapter 0582 effective March 19, 2020.

Public Chapter: PC582.pdf

SB2585/HB2830 Mailing of documentation of any change affecting info given to bureau.

Sponsors: Sen. Bowling, Janice , Rep. Deberry Jr., John

Summary: Increases, from 30 to 35 days, the time period within which an applicant or enrollee for TennCare uninsured or uninsurable coverage must mail documentation of any change affecting information given to the bureau of TennCare. Broadly captioned.

Amendment Summary: House amendment 1 (016906) deletes all language after the enacting clause. Requires a participating provider strive to process hospital presumptive eligibility applications within the first 24 hours of the date of admission. Authorizes the bureau of TennCare to take remedial steps, as allowed by federal law, when a participating provider fails to adhere to this standard. Senate amendment 3 (018635) adds the short title "Cooper's Law" to this bill.

Senate Status: 06/11/20 - Senate passed with amendment 3 (018635), which adds the short title "Cooper's Law" to this bill.

House Status: 06/17/20 - House concurred in Senate amendment 3 (018635), which adds the short title "Cooper's Law" to this bill.

Executive Status: 07/17/20 - Enacted as Public Chapter 0775 effective July 15, 2020.

Public Chapter: PC775.pdf

SB2775/HB2502 Intervention by nursing facilities to determine residents' TennCare eligibility.

Sponsors: Sen. Bell, Mike , Rep. Hawk, David

Summary: Requires an administrative judge or hearing officer grant a nursing facility the right to intervene in the appeal of a resident or former resident's eligibility for TennCare if intervention will not cause resident unnecessary expenses. Requires TennCare provide residents with a copy of all notices, pleadings, and orders filed in the action to any nursing facility that is or has provided care to a resident. Broadly captioned.

Amendment Summary: Senate amendment 1 (015347) deletes the provision of this bill that would require TennCare to provide a copy of all notices, pleadings, and orders filed in an action to any facility that is providing, or has provided, care to the individual regardless of whether a facility seeks to intervene in any proceeding appealing an individual's eligibility.

Senate Status: 03/12/20 - Senate passed with amendment 1 (015347).

House Status: 06/03/20 - House passed.

Executive Status: 07/02/20 - Enacted as Public Chapter 0750 effective June 22, 2020.

Public Chapter: PC750.pdf

TORT LIABILITY

SB8002/HB8001 Tennessee COVID-19 Recovery Act.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William

Summary: Enacts "Tennessee COVID-19 Recovery Act." Specifies there is no claim against any person for loss, damage, injury, or death arising from COVID-19, unless the claimant proves by clear and convincing evidence that the person caused the loss, damage, injury, or death by an act or omission constituting gross negligence or willful misconduct. Specifies requirements for filing of claim, including requiring claimant to file a certificate of good faith regarding claimant consulting with a physician who is competent to express an opinion on exposure to or contraction of COVID-19. Clarifies that the failure of a claimant to satisfy the requirements shall, upon motion, make the action subject to dismissal with prejudice.

Amendment Summary: Senate amendment 1 (019219) clarifies the requirement to prove that a loss, damage, injury, or death was "proximately caused" (instead of "caused") by a person's gross negligence or willful misconduct in acting or failing to act.

Senate Status: 08/12/20 - Senate passed with amendment 1 (019219), which clarifies the requirement to prove that a loss, damage, injury, or death was "proximately caused" (instead of "caused") by a person's gross negligence or willful misconduct in acting or failing to act.

House Status: 08/12/20 - House passed.

Executive Status: 08/18/20 - Enacted as Public Chapter 0001EOS effective August 17, 2020.

Public Chapter: PC1-EOS.pdf

TRANSPORTATION GENERAL

SB1612/HB1596 Creation of office of accessible transportation.

Sponsors: Sen. Massey, Becky , Rep. Howell, Dan

Summary: Requires the department of transportation to create the office for accessible transportation within the department to provide resources and expertise for expanding and improving accessible transportation in the state.

Amendment Summary: Senate amendment 1 (014588) adds a short title to this bill, the "Tennessee Accessible Transportation and Mobility Act of 2020"; expands the office's name to the office of accessible transportation and mobility; specifies that the office will be under the direction of the commissioner of transportation; adds a requirement that government agencies coordinate with the department of transportation toward the goal of expanding and improving accessible transportation and mobility across Tennessee; changes the deadline for the office to produce its mission statement, five-year plan, and initial report from January 31, 2022, to March 31, 2021; and specifies that the office must make its reports to the chair of the transportation committee of the house of representatives, the chair of the transportation and safety committee of the senate, and the public.

Senate Status: 02/27/20 - Senate passed with amendment 1 (014588).

House Status: 03/12/20 - House passed.

Executive Status: 03/24/20 - Enacted as Public Chapter 0600 effective March 20, 2020.

Public Chapter: PC600.pdf

TRANSPORTATION VEHICLES

SB1561/HB1574 Sumner County - special speed limits in school zones.

Sponsors: Sen. Haile, Ferrell , Rep. Lamberth, William

Summary: Authorizes Sumner County and municipalities within the county to establish special speed limits in school zones.

Senate Status: 02/24/20 - Senate passed.

House Status: 03/02/20 - House passed.

Executive Status: 03/24/20 - Enacted as Public Chapter 0534 effective March 19, 2020.

Public Chapter: PC534.pdf

WELFARE

SB1642/HB2075 Employing individuals with disabilities.

Sponsors: Sen. Massey, Becky , Rep. Powers, Dennis

Summary: Revises provisions regarding purchases of goods and services by governmental entities from persons with disabilities in order to assist those individuals to achieve maximum personal independence through competitive integrated employment opportunities. Eliminates the advisory committee for purchase from the blind and other severely disabled. Establishes the

committee for providing competitive integrated employment for individuals with severe disabilities and specifies membership and duties of committee.

*Amendment
Summary:*

Senate amendment 1 (014144) makes permissive this bill's requirement that every governmental entity that is supported in whole or in part by the general assembly purchase all services or commodities required by the governmental entity from the central nonprofit agency as long as commodities or services purchased by state governmental entities are certified pursuant to procedures approved by the procurement commission and are available, and commodities or services purchased by political subdivisions are certified by the chief financial officer of the political subdivision.

Senate Status: 02/13/20 - Senate passed with amendment 1 (014144).

House Status: 06/17/20 - House passed.

Executive Status: 07/17/20 - Enacted as Public Chapter 0782 effective July 15, 2020.

Public Chapter: PC782.pdf

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