

"Essential" Bills - House and Senate

ALCOHOLIC BEVERAGES

SB2492/HB1930 **Removes reporting requirement of an expired pilot project of the alcoholic beverage commission.**

Sponsors: Sen. Dickerson, Steven , Rep. Ramsey, Bob
Summary: Removes the requirement that the executive director of the alcoholic beverage commission must file a report with the senate state and local government committee and the house state committee on the success or failure of the expired pilot project. Broadly captioned.
Amendment Summary: House Department & Agencies Subcommittee amendment 1 (015438) deletes all language after the enacting clause. Designates several properties as premier tourist organizations for the propose of selling alcohol. Senate amendment 1 (016648) deletes all language after the enacting clause. Authorizes multiple entities to sell alcoholic beverages for on-premises consumption.
Subcommittee: D&A_Sub_Amends_02.25.20.pdf
Amendments:
Fiscal Note: (Dated January 28, 2020) NOT SIGNIFICANT
Senate Status: 03/18/20 - Senate passed with amendment 1 (016648), which deletes all language after the enacting clause. Authorizes multiple entities to sell alcoholic beverages for on-premises consumption.
House Status: 03/12/20 - Set for House State Committee 03/17/20.

CAMPAIGNS & LOBBYING

SB2297/HB2362 **Increases representatives allowed to be present to confirm voting machine preparation.**

Sponsors: Sen. Gardenhire, Todd , Rep. Carter, Mike
Summary: Allows county executive committee chairs and county primary board chairs to designate up to two representatives, instead of one, to be present to confirm voting machines are properly prepared for use in an election. Broadly captioned.
Amendment Summary: House amendment 1 (017320) deletes all language after the enacting clause. Establishes that counties using an electronic ballot marking system or ballot-on-demand technology do not have to fasten paper ballots and ballot stubs together in books so that each ballot may be detached and removed separately. Establishes that counties using an electronic ballot marking system or ballot-on demand technology do not have to preprint ballot stub numbers on the paper ballot. Requires a local county election commission to reconcile the number of ballot applications with the number of ballots recorded by the optical scanner and issue a written report if the totals differ. Deletes the provision prohibiting an elected official or an employee of a state, county, municipal, or federal governmental body or agency or of an elected official from serving as a member of a county primary board. Deletes the provision prohibiting an elected official or an employee of a county, municipal, or federal governmental body or agency or of an elected official from serving as an election official. Prohibits any person whose relationship to a candidate to be voted for in an election is the result of birth, marriage, or adoption, from serving as an election official in the precinct or district of the election. Prohibits an employee of a county or city who works directly under the supervision of an elected official who is on the ballot from serving as an election official. Defines, for use in this legislation, an emergency as a natural, technological, or manmade occurrence that results in a polling place being unavailable or unsuitable for voting. Establishes that a natural threat includes disease, outbreaks, and epidemics. Establishes that when an emergency occurs within ten days of an election day, county election commissions are required to: gain approval for the change in polling place from the Coordinator of Elections, choose the nearest available polling place, and provide notice of any changes as widely as possible under the circumstances through media. Authorizes county election commissions to appoint election officials for specific terms that begin or expire at designated times during an election day. Decreases, from 17 to 16 years old, the minimum age of a person authorized to serve as an election official.
Subcommittee: ElectionsandCampaignFinanceSub_03.11.20.pdf
Amendments:
Fiscal Note: (Dated February 5, 2020) NOT SIGNIFICANT
Senate Status: 03/19/20 - Senate passed.
House Status: 03/19/20 - House passed with amendment 1 (017320), which deletes all language after the enacting clause. Establishes that counties using an electronic ballot marking system or ballot-on-demand technology do not have to fasten paper ballots and ballot stubs together in books so that each ballot may be detached and removed separately. Establishes that counties using an electronic ballot marking system or ballot-on demand technology do not have to preprint ballot stub numbers on the paper ballot. Requires a local county election commission to reconcile the number of ballot applications with the number of ballots recorded by the optical scanner and issue a written report if the totals differ. Deletes the provision prohibiting an elected official or an employee of a state, county, municipal, or federal governmental body or agency or of an elected official from serving as a member of a county primary board. Deletes the provision prohibiting an elected official or an employee of a county, municipal, or federal governmental body or agency or of an elected official from serving as an election official. Prohibits any person whose relationship to a candidate to be voted for in an election is the result of birth, marriage, or adoption, from serving as an election official in the precinct or district of the election. Prohibits an employee of a county or city who works directly under the supervision of an elected official who is on the ballot from serving as an election official. Defines, for use in this legislation, an emergency as a natural, technological, or manmade occurrence that results in a polling place being unavailable or unsuitable for voting. Establishes that a natural threat includes disease, outbreaks, and epidemics. Establishes that when an emergency occurs within ten days of an election day, county election commissions are required to: gain approval for the change in polling place from the Coordinator of Elections, choose the nearest available polling place, and provide notice of any changes as widely as possible under the circumstances through media. Authorizes county election commissions to appoint election officials for specific terms that begin or expire at designated times during an election day. Decreases, from 17 to 16 years old, the minimum age of a person authorized to serve as an election official.
Executive Status: 03/19/20 - Sent to the speakers for signatures.

SB2298/HB2363 **Checking status of online voter registration.**

Sponsors: Sen. Jackson, Ed , Rep. Rudd, Tim
Summary: Authorizes the state coordinator of elections to include instructions on website regarding the ability of an applicant who submitted an online voter registration to check the status of the application after its submission.
Amendment Summary: House amendment 1 (014852) deletes all language after the enacting clause. Deletes the provision of statute requiring a person or organization that establishes a voter registration or voter lookup website to display a disclaimer that the voter information is not in conjunction with the Secretary of State (SOS). Deletes the provision establishing that violating the disclaimer statute is a Class A misdemeanor. Deletes the provision of statute authorizing the State Election Commission to impose a civil penalty upon a person or organization that files 100 or more incomplete voter registration applications from a voter registration drive. Establishes that a voter registration drive is any collection of voter registration applications for the purpose of registering another person to vote, rather than an attempted collection of applications from 100 or more people. Deletes the requirement for a person or agent of an organization to file a sworn statement that the person or organization will obey all laws regarding the registration of voters and ensure that all individuals conducting a voter registration drive have completed the training administered by the Coordinator of Elections. Authorizes an individual conducting a voter registration drive to voluntarily take the training administered by the Coordinator of Elections, rather than mandatorily. Increases, from 10 days to 15 calendar days, the timeframe in which a person or organization collecting voter registration applications is required to submit the applications to the county election commission. Clarifies that a person or organization conducting a voter registration drive is prohibited from retaining personal identifying information from a voter registration electronically or physically. Authorizes the State Election Commission to impose a maximum civil penalty of \$50.00 for each violation of these provisions.
Subcommittee: ElectionsAndCampaignFinanceSub_2.19.20.pdf
Amendments: ElectionsAndCampaignFinanceSub_02.19.20.pdf
Fiscal Note: (Dated February 8, 2020) NOT SIGNIFICANT
Senate Status: 03/19/20 - Senate passed.
House Status: 03/09/20 - House passed with amendment 1 (014852).
Executive Status: 03/19/20 - Sent to the speakers for signatures.

SB2299/HB2364 **Statewide or regional training seminars to be conducted by the coordinator of elections.**

Sponsors: Sen. Jackson, Ed , Rep. Rudd, Tim

Summary: Allows the coordinator of elections to notify administrators, deputies or county election commissioners, within 30 days of their appointment, of any statewide or regional training seminars to be conducted by the coordinator during the 12-month period following their appointment. Broadly captioned.

Amendment Summary: House amendment 1 (014715) rewrites the bill and establishes a person commits a Class E felony if they intentionally deceive or disseminate incorrect or misleading information regarding the qualifications to vote. Establishes a person commits a Class D felony if they intentionally tamper with, interfere with, or damage a voting machine, if they obtain unauthorized access to a voter registration database, intentionally forge election results, or cause intentional disruption to the operation of any election website maintained by a state or county government entity.

Subcommittee Amendments: ElectionsAndCampaignFinanceSub_2.19.20.pdf
ElectionsAndCampaignFinanceSub_02.19.20.pdf

Fiscal Note: (Dated February 8, 2020) NOT SIGNIFICANT

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

House Status: 03/09/20 - House passed with amendment 1 (014715).

Executive Status: 03/18/20 - Sent to the speakers for signatures.

SB2758/HB2565 **Certification of nominees for president and vice president.**

Sponsors: Sen. Bell, Mike , Rep. Moon, Jerome

Summary: Requires the chair of the nominating body of a statewide political party or recognized minor party to certify the party's nominees for president and vice president to the coordinator of elections by the first business day in September.

Fiscal Note: (Dated February 9, 2020) NOT SIGNIFICANT

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

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

Executive Status: 03/19/20 - Sent to the speakers for signatures.

HR250 **Confirmation of appointment - Duane Gilbert, Tennessee Ethics Commission.**

Sponsors: Rep. Sexton, Cameron

Summary: Confirms the appointment of Duane Gilbert to the Tennessee Ethics Commission.

House Status: 03/19/20 - Sent to House speaker for signature.

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.

Subcommittee Amendments: Criminal_Justice_Subcommittee_02.25.20.pdf

Fiscal Note: (Dated January 21, 2020) NOT SIGNIFICANT

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

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

Executive Status: 03/19/20 - Sent to the speakers for signatures.

HR219 **Confirmation of appointment - Jimmy Ray Farris, Jr., Tennessee POST Commission.**

Sponsors: Rep. Sexton, Cameron

Summary: Confirms the appointment of Jimmy Ray Farris, Jr., of Lebanon to the Tennessee Peace Officer Standards and Training Commission.

House Status: 03/19/20 - Sent to House speaker for signature.

EDUCATION

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.

Subcommittee Amendments: Higher_Ed_Sub_03.18.20.pdf

Fiscal Note: (Dated January 29, 2020) NOT SIGNIFICANT

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

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

Executive Status: 03/19/20 - Sent to the speakers for signatures.

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) deletes all language after the enacting clause. Declares that the Tennessee Comprehensive Assessment Program (TCAP) tests, including but not limited to, TNReady Assessments, English learner assessments, alternate TCAP assessments, and end-of-course examinations, shall not be required in the spring of the 2019-20 school year. Authorizes a local education agency (LEA) to voluntarily administer TCAP tests in the 2019-20 school year. Excludes any component or measure derived from TCAP and related assessments administered in the 2019-20 school year, from which student performance and student growth data is generated, from being used for: evaluating teachers (unless the use results in a higher score for the teacher), calculating a student's final grade (unless the use results in a higher final grade for the student), assigning letter grades to schools (unless the use results in a higher letter grade for the school), identifying schools as priority schools, or assigning a school to the achievement school district. Excludes students from having to take and pass the required civics test to meet the social studies course credit requirements to earn a full diploma upon graduation from high school. Requires the Commissioner of the Department of Education (DOE) to waive the requirement for 180 days of classroom instruction for the 2019-20 school year. Establishes that state funding for LEAs will be unaffected due to the cessation of school operations. Establishes that justifiable cause exists for the 2019-20 school year and excludes an LEA from the requirements of petitioning DOE to receive state funds pursuant to this section. Waives the requirements for students to take the postsecondary readiness examination in grade 11 for the 2019-20 school year. Requires the Commissioner of DOE, upon application by an LEA and approval by the State Board of Education (SBE), to waive a rule or statute that hinders the LEA's ability to meet its goals or missions as a result of the COVID-19 outbreak during the 2019-20 school year. Requires the Commissioner of DOE to submit a report on the implementation of this section to the Education Committees of the Senate and the House of Representatives by February 28th, 2021. This section is repealed on March 1st 2021. Requires DOE to seek a waiver from the U.S. Department of Education or seek to amend Tennessee's Every Student Succeeds Act (ESSA) Plan as necessary and appropriate to implement this Act. Requires SBE to revise the high school graduation requirements for the 2019-20 school year. Authorizes SBE, the Tennessee Student Assistance Corporation, and public higher education institutions to promulgate emergency rules to protect from adverse effects from school closures due to COVID-19. House amendment 2 (017335) deletes and adds language to the amended bill 017322 such that the only substantive change is to specify that LEAs are not prohibited from evaluating certain teachers using an alternative growth model for the 2019-2020 school year.

Subcommittee

CTI_Sub_03.18.20.pdf

Amendments:

Fiscal Note:

(Dated March 17, 2020) NOT SIGNIFICANT

Senate Status:

03/19/20 - Senate passed.

House Status:

03/19/20 - House passed with amendment 1 (017322) and amendment 2 (017335). House amendment 1 (017322) deletes all language after the enacting clause. Declares that the Tennessee Comprehensive Assessment Program (TCAP) tests, including but not limited to, TNReady Assessments, English learner assessments, alternate TCAP assessments, and end-of-course examinations, shall not be required in the spring of the 2019-20 school year. Authorizes a local education agency (LEA) to voluntarily administer TCAP tests in the 2019-20 school year. Excludes any component or measure derived from TCAP and related assessments administered in the 2019-20 school year, from which student performance and student growth data is generated, from being used for: evaluating teachers (unless the use results in a higher score for the teacher), calculating a student's final grade (unless the use results in a higher final grade for the student), assigning letter grades to schools (unless the use results in a higher letter grade for the school), identifying schools as priority schools, or assigning a school to the achievement school district. Excludes students from having to take and pass the required civics test to meet the social studies course credit requirements to earn a full diploma upon graduation from high school. Requires the Commissioner of the Department of Education (DOE) to waive the requirement for 180 days of classroom instruction for the 2019-20 school year. Establishes that state funding for LEAs will be unaffected due to the cessation of school operations. Establishes that justifiable cause exists for the 2019-20 school year and excludes an LEA from the requirements of petitioning DOE to receive state funds pursuant to this section. Waives the requirements for students to take the postsecondary readiness examination in grade 11 for the 2019-20 school year. Requires the Commissioner of DOE, upon application by an LEA and approval by the State Board of Education (SBE), to waive a rule or statute that hinders the LEA's ability to meet its goals or missions as a result of the COVID-19 outbreak during the 2019-20 school year. Requires the Commissioner of DOE to submit a report on the implementation of this section to the Education Committees of the Senate and the House of Representatives by February 28th, 2021. This section is repealed on March 1st 2021. Requires DOE to seek a waiver from the U.S. Department of Education or seek to amend Tennessee's Every Student Succeeds Act (ESSA) Plan as necessary and appropriate to implement this Act. Requires SBE to revise the high school graduation requirements for the 2019-20 school year. Authorizes SBE, the Tennessee Student Assistance Corporation, and public higher education institutions to promulgate emergency rules to protect from adverse effects from school closures due to COVID-19. House amendment 2 (017335) deletes and adds language to the amended bill 017322 such that the only substantive change is to specify that LEAs are not prohibited from evaluating certain teachers using an alternative growth model for the 2019-2020 school year.

Executive Status:

03/19/20 - Sent to the speakers for signatures.

HJR797 Confirmation of appointment - Frank Cagle, Textbook and Instructional Materials Quality Commission.

Sponsors:

Rep. Farmer, Andrew

Summary:

Confirms the appointment of Frank Cagle of Strawberry Plains to the State Textbook and Instructional Materials Quality Commission.

House Status:

03/18/20 - Taken off notice in House Education Committee.

GOVERNMENT ORGANIZATION

SB93/HB1226 Revises membership of advisory committee on open government.

Sponsors:

Sen. Haile, Ferrell , Rep. Casada, Glen

Summary:

Revises membership of the advisory committee on open government by adding one senator to be appointed by the speaker of the senate and one representative to be appointed by the speaker of the house of representatives.

Fiscal Note:

(Dated February 8, 2019) Increase State Expenditures \$2,100

Senate Status:

03/17/20 - Taken off notice in Senate State & Local Government Committee.

House Status:

02/11/19 - Caption bill held on House clerk's desk.

SB1649/HB1727 Sunset- advisory council on workers' compensation.

Sponsors:

Sen. Roberts, Kerry , Rep. Daniel, Martin

Summary:

Extends the advisory council on workers' compensation to June 30, 2021.

Fiscal Note:

(Dated January 17, 2020) NOT SIGNIFICANT

Senate Status:

03/18/20 - Senate passed.

House Status:

03/19/20 - House passed.

Executive Status:

03/19/20 - Sent to the speakers for signatures.

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

Senate amendment 1 (016923) adds a requirement that the commission on children and youth appear before the senate government operations committee no later than

Summary:

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.

Fiscal Note:

(Dated January 17, 2020) NOT SIGNIFICANT

Senate Status:

03/19/20 - Senate passed with amendment 1 (016923), which 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.

House Status:

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

Executive Status:

03/19/20 - Sent to the speakers for signatures.

SB1660/HB1738 Sunset - committee for clinical perfusionists.

Sponsors:

Sen. Roberts, Kerry , Rep. Daniel, Martin

Summary:

Extends the committee for clinical perfusionists to June 30, 2026.

Fiscal Note:

(Dated January 17, 2020) NOT SIGNIFICANT

Senate Status: 02/13/20 - Senate passed.
House Status: 03/19/20 - House passed.
Executive Status: 03/19/20 - Sent to the speakers for signatures.

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.
Fiscal Note: (Dated January 20, 2020) NOT SIGNIFICANT
Senate Status: 03/18/20 - Senate passed.
House Status: 03/19/20 - House passed.
Executive Status: 03/19/20 - Sent to the speakers for signatures.

SB1663/HB1741 Sunset - department of general services.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the department of general services to June 30, 2024.
Fiscal Note: (Dated January 20, 2020) NOT SIGNIFICANT
Senate Status: 03/18/20 - Senate passed.
House Status: 03/16/20 - House passed.
Executive Status: 03/18/20 - Sent to the speakers for signatures.

SB1666/HB1744 Sunset - extends the department of safety.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the department of safety to June 30, 2023.
Fiscal Note: (Dated January 20, 2020) NOT SIGNIFICANT
Senate Status: 03/18/20 - Senate passed.
House Status: 03/16/20 - House passed.
Executive Status: 03/18/20 - Sent to the speakers for signatures.

SB1667/HB1745 Sunset - department of transportation.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the department of transportation to June 30, 2024.
Fiscal Note: (Dated January 20, 2020) NOT SIGNIFICANT
Senate Status: 03/09/20 - Senate passed.
House Status: 03/19/20 - Held on House clerk's desk.

SB1672/HB1750 Sunset - human rights commission.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the human rights commission to June 30, 2025.
Fiscal Note: (Dated January 20, 2020) NOT SIGNIFICANT
Senate Status: 03/12/20 - Set for Senate Government Operations Committee 03/18/20.
House Status: 03/19/20 - House passed.

SB1680/HB1758 Sunset - pest control board.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the pest control board to June 30, 2021.
Amendment Senate Amendment 2 (017302) deletes all language after the enacting clause. Terminates the Pest Control Board (Board) with no wind down period and places all responsibility of the Board under the Department of Agriculture (DOA). Establishes the Pest Control Advisory Board (Advisory Board) to advise the DOA on the promulgation of rules, categories of licenses, qualifications of applicants, and examinations for licenses provided under the Tennessee Application of Pesticides Act of 1978 (Act). Establishes a termination date for the Advisory Board of June 30, 2022.
Summary: (Dated January 20, 2020) NOT SIGNIFICANT
Fiscal Note: (Dated January 20, 2020) NOT SIGNIFICANT
Senate Status: 03/18/20 - Senate passed with amendment 2 (017302).
House Status: 03/19/20 - House passed.
Executive Status: 03/19/20 - Sent to the speakers for signatures.

SB1682/HB1760 Sunset - polysomnography professional standards committee.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the polysomnography professional standards committee to June 30, 2026.
Fiscal Note: (Dated January 20, 2020) NOT SIGNIFICANT
Senate Status: 02/13/20 - Senate passed.
House Status: 03/18/20 - Taken off notice in House Government Operations Committee.

SB1685/HB1763 Sunset - regional transportation authority of Middle Tennessee.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the regional transportation authority of Middle Tennessee to June 30, 2024.
Fiscal Note: (Dated January 20, 2020) NOT SIGNIFICANT
Senate Status: 03/17/20 - Taken off notice in Senate Government Operations Committee.
House Status: 03/16/20 - House passed.

SB1694/HB1772 Sunset - state capitol commission.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the state capitol commission to June 30, 2026.
Fiscal Note: (Dated January 20, 2020) NOT SIGNIFICANT
Senate Status: 03/17/20 - Senate State & Local Government Committee recommended. Sent to Senate Calendar Committee.
House Status: 03/19/20 - House passed.

SB1700/HB1778 Sunset - state textbook and instructional materials quality commission.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the state textbook and instructional materials quality commission to June 30, 2024.
Fiscal Note: (Dated January 20, 2020) NOT SIGNIFICANT
Senate Status: 03/17/20 - Taken off notice in Senate Government Operations Committee.
House Status: 03/19/20 - House passed.

SB1708/HB1786 Sunset - Tennessee radiologic imaging and radiation therapy board of examiners.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the Tennessee radiologic imaging and radiation therapy board of examiners to June 30, 2022.
Fiscal Note: (Dated January 20, 2020) NOT SIGNIFICANT
Senate Status: 02/24/20 - Senate passed.
House Status: 03/18/20 - Taken off notice in House Government Operations Committee.

SB1710/HB1788 Sunset - University of Tennessee, board of trustees.

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Extends the University of Tennessee, board of trustees to June 30, 2024.
Fiscal Note: (Dated January 18, 2020) NOT SIGNIFICANT
Senate Status: 03/19/20 - Senate passed.
House Status: 03/19/20 - House passed.
Executive Status: 03/19/20 - Sent to the speakers for signatures.

GOVERNMENT REGULATION**SB2287/HB2378 Continues permanent rules filed with the secretary of state after January 1, 2019.**

Sponsors: Sen. Roberts, Kerry , Rep. Daniel, Martin
Summary: Requires all permanent rules still in effect upon the effective date of this act that were filed in the office of secretary of state after January 1, 2019, remain active until repealed or amended unless the rule conflicts with the provisions of any legislative enactment other than the Uniform Administrative Procedures Act.
Amendment Summary: House amendment 1 (014892) deletes and rewrites language of the original bill such that the only substantive change is establishing that specific rules under Austin Peay State University (APSU) previously filed with the SOS will expire on the effective date of this legislation. Senate amendment 1 (017375) removes the change made by House Amendment #1.
Fiscal Note: (Dated February 24, 2020) NOT SIGNIFICANT
Senate Status: 03/19/20 - Senate passed with amendment 1 (017375), which removes the change made deleting and rewriting language of the original bill such that the only substantive change is establishing that specific rules under Austin Peay State University (APSU) previously filed with the SOS will expire on the effective date of this legislation.
House Status: 03/19/20 - House concurred in Senate amendment 1 (017375).
Executive Status: 03/19/20 - Sent to the speakers for signatures.

HEALTH CARE**SB1208/HB685 Requires report on incidence of sudden infant death syndrome.**

Sponsors: Sen. Crowe, Rusty , Rep. Terry, Bryan
Summary: Requires the commissioner of health to report to the senate health and welfare committee and the health committee of the house of representatives concerning the incidence of sudden infant death syndrome and any other unexplained causes of infant and child death in the state since the passage of the Sudden, Unexplained Child Death Act. Broadly captioned.
Fiscal Note: (Dated February 7, 2019) NOT SIGNIFICANT
Senate Status: 03/17/20 - Set for Senate Health & Welfare Committee 03/18/20.
House Status: 02/07/19 - Caption bill held on House clerk's desk.

INSURANCE HEALTH**SB1892/HB1699 Requires a health insurance entity to cover telehealth services.**

Sponsors: Sen. Swann, Art , Rep. Smith, Robin
Summary: Requires a health insurance entity to cover telehealth services similarly to in person services. Prohibits a health insurance entity from denying coverage because the service provided classified as telemedicine and not an in person encounter and requires the health insurance entity to reimburse health care service providers without consideration for the patients geographic location and for out of network providers of telemedicine under the same policies used for out of network in person services. Broadly captioned.
Amendment Summary: House amendment 3 (017355) revises various provisions of the bill as follows: (1) Adds that a health insurance entity must provide reimbursement for healthcare services, in addition to coverage for such services, provided during a telehealth encounter; (2) Clarifies that a health insurance entity is not required to pay the total reimbursement for a telehealth encounter except when reimbursing an originating site hosting a patient as part of a telehealth encounter an originating site fee in accordance with Centers for Medicare and Medicaid Services telehealth services and at an amount established by Centers for Medicare and Medicaid Services; (3) Adds that a health insurance entity must provide reimbursement for healthcare services provided during a provider-based telemedicine encounter as well as coverage. This amendment also clarifies that a health insurance entity is not required to submit a claim for reimbursement for provider-based telemedicine; (4) Adds that telehealth services and provider-based telemedicine apply to the basic health plans authorized under group insurance for public officers and employees; (5) Amends the locations where a patient may receive provider-based telemedicine from those listed in item (1) of the "provider-based telemedicine" section of the Bill Summary to "a location the patient deems appropriate to receive the healthcare service that is equipped to engage in telecommunication"; (6) Reduces the amount of time the patient must have had an in-person interaction with a healthcare services provider, practice group, or healthcare system from 24 months to 18 months; (7) Adds that provider-based telemedicine does not include remote patient monitoring or healthcare services provided pursuant to a contractual relationship between a health insurance entity and an entity that facilitates the delivery of provider-based telemedicine as the substantial portion of the entity's business; (8) Clarifies that remote patient monitoring services do not apply to a health incentive program operated by a health insurance entity that utilizes an electronic device for physiological monitoring; and (9) Changes this bill's effective date from July 1, 2021, to upon becoming a law. Senate amendment 3 (017336) deletes and rewrites all language after the enacting clause such that the only substantive changes are: Requires a health insurance entity to reimburse an originating site hosting a patient as part of a telehealth encounter an originating site fee in accordance with CMS telehealth services rule 42 C.F.R. § 410.78 and at an amount established prior to the effective date of this Act by CMS. Requires reimbursement of expenses for covered healthcare services provided during a telehealth encounter, a provider-based telemedicine encounter, and remote patient monitoring services must be established through negotiations conducted by the health insurance entity with the healthcare services provider in the same manner as the health insurance entity establishes reimbursement of expenses for covered healthcare services that are delivered by in-person means. Tenn. Code Ann. § 56-7-1003(6) defines "provider-based telemedicine" as the use of Health Insurance Portability and Accessibility Act (HIPAA) (42 U.S.C. § 1320d et seq.) compliant real-time, interactive audio, video telecommunications, or electronic technology, or store-and-forward telemedicine services, used over the course of an interactive visit by a healthcare services provider to deliver healthcare services to a patient within the scope of practice of the healthcare services provider when certain criteria are met. States that it does not include an audio-only conversation; an electronic mail message or phone text message; a facsimile transmission; remote patient monitoring; or healthcare services provided pursuant to a contractual relationship between a health insurance entity and an entity that facilitates the delivery of providerbased telemedicine as the substantial portion of the entity's business. Requires an in-person encounter between the healthcare service provider, the provider's practice group, or the healthcare system and the patient within 16 months prior to a telehealth encounter prior to the provider-based telemedicine service; Requires a health insurance entity to provide coverage and reimbursement for healthcare services provided during a provider-based telemedicine encounter in a manner that is consistent with what the health insurance policy or contract provides for in-person encounters for the same service; and Exempts a health incentive program operated by a health insurance entity that utilizes an electronic device for physiological monitoring from being considered remote patient monitoring services required to be covered if the same service is covered by Medicare. Defines "telehealth", "telemedicine" and "provider-based telemedicine" notwithstanding any restriction imposed by Tenn. Code Ann. § 56-7-1002 or § 56-7-1003, as the use of real-time audio, video, or other electronic media and telecommunication technology that enables interaction between a healthcare provider and a patient; or store-and-forward telemedicine services, as defined in Tenn. Code Ann. § 56-7-1002, for the purpose of diagnosis, consultation, or treatment of a patient in another location where there may be no in-person exchange.

<i>Subcommittee</i>	life_and_health_amendments_02.26.20.pdf
<i>Amendments:</i>	Lifeandhealthsubcommittee_02.26.20.pdf
<i>Fiscal Note:</i>	(Dated February 7, 2020) Increase State Expenditures \$1,139,300/FY21-22 \$1,154,200/FY22-23 and Subsequent Years Increase Federal Expenditures \$2,170,600/FY21-22 and Subsequent Years Increase Local Expenditures Exceeds \$2,900/FY21-22* Exceeds \$5,900/FY22-23 and Subsequent Years*
<i>Senate Status:</i>	03/19/20 - Senate passed with amendment 3 (017336), which deletes and rewrites all language after the enacting clause such that the only substantive changes are: Requires a health insurance entity to reimburse an originating site hosting a patient as part of a telehealth encounter an originating site fee in accordance with CMS telehealth services rule 42 C.F.R. § 410.78 and at an amount established prior to the effective date of this Act by CMS. Requires reimbursement of expenses for covered healthcare services provided during a telehealth encounter, a provider-based telemedicine encounter, and remote patient monitoring services must be established through negotiations conducted by the health insurance entity with the healthcare services provider in the same manner as the health insurance entity establishes reimbursement of expenses for covered healthcare services that are delivered by in-person means. Tenn. Code Ann. § 56-7-1003(6) defines "provider-based telemedicine" as the use of Health Insurance Portability and Accessibility Act (HIPAA) (42 U.S.C. § 1320d et seq.) compliant real-time, interactive audio, video telecommunications, or electronic technology, or store-and-forward telemedicine services, used over the course of an interactive visit by a healthcare services provider to deliver healthcare services to a patient within the scope of practice of the healthcare services provider when certain criteria are met. States that it does not include an audio-only conversation; an electronic mail message or phone text message; a facsimile transmission; remote patient monitoring; or healthcare services provided pursuant to a contractual relationship between a health insurance entity and an entity that facilitates the delivery of providerbased telemedicine as the substantial portion of the entity's business. Requires an in-person encounter between the healthcare service provider, the provider's practice group, or the healthcare system and the patient within 16 months prior to a telehealth encounter prior to the provider-based telemedicine service; Requires a health insurance entity to provide coverage and reimbursement for healthcare services provided during a provider-based telemedicine encounter in a manner that is consistent with what the health insurance policy or contract provides for in-person encounters for the same service; and Exempts a health incentive program operated by a health insurance entity that utilizes an electronic device for physiological monitoring from being considered remote patient monitoring services required to be covered if the same service is covered by Medicare. Defines "telehealth", "telemedicine" and "provider-based telemedicine" notwithstanding any restriction imposed by Tenn. Code Ann. § 56-7-1002 or § 56-7-1003, as the use of real-time audio, video, or other electronic media and telecommunication technology that enables interaction between a healthcare provider and a patient; or store-and-forward telemedicine services, as defined in Tenn. Code Ann. § 56-7-1002, for the purpose of diagnosis, consultation, or treatment of a patient in another location where there may be no in-person exchange.
<i>House Status:</i>	03/19/20 - House passed with amendment 3 (017355), which revises various provisions of the bill as follows: (1) Adds that a health insurance entity must provide reimbursement for healthcare services, in addition to coverage for such services, provided during a telehealth encounter; (2) Clarifies that a health insurance entity is not required to pay the total reimbursement for a telehealth encounter except when reimbursing an originating site hosting a patient as part of a telehealth encounter an originating site fee in accordance with Centers for Medicare and Medicaid Services telehealth services and at an amount established by Centers for Medicare and Medicaid Services; (3) Adds that a health insurance entity must provide reimbursement for healthcare services provided during a provider-based telemedicine encounter as well as coverage. This amendment also clarifies that a health insurance entity is not required to submit a claim for reimbursement for provider-based telemedicine; (4) Adds that telehealth services and provider-based telemedicine apply to the basic health plans authorized under group insurance for public officers and employees; (5) Amends the locations where a patient may receive provider-based telemedicine from those listed in item (1) of the "provider-based telemedicine" section of the Bill Summary to "a location the patient deems appropriate to receive the healthcare service that is equipped to engage in telecommunication"; (6) Reduces the amount of time the patient must have had an in-person interaction with a healthcare services provider, practice group, or healthcare system from 24 months to 18 months; (7) Adds that provider-based telemedicine does not include remote patient monitoring or healthcare services provided pursuant to a contractual relationship between a health insurance entity and an entity that facilitates the delivery of provider-based telemedicine as the substantial portion of the entity's business; (8) Clarifies that remote patient monitoring services do not apply to a health incentive program operated by a health insurance entity that utilizes an electronic device for physiological monitoring; and (9) Changes this bill's effective date from July 1, 2021, to upon becoming a law.
<i>Executive Status:</i>	02/24/20 - Joint Council on Pensions and Insurance released to standing committees with unfavorable comment after adopting amendment 1 (014849).

JUDICIARY

SR141 TN Rules of Civil Procedure - approves amendments and revisions.

<i>Sponsors:</i>	Sen. Bell, Mike ,
<i>Summary:</i>	Ratifies and approves the amendments and revisions to the Tennessee Rules of Civil Procedure as promulgated by the Supreme Court
<i>Senate Status:</i>	03/18/20 - Senate adopted.

HR236 TN Rules of Civil Procedure - approves amendments and revisions.

<i>Sponsors:</i>	Rep. Curcio, Michael
<i>Summary:</i>	Ratifies and approves the amendments and revisions to the Tennessee Rules of Civil Procedure as promulgated by the Supreme Court.
<i>Fiscal Note:</i>	(Dated March 5, 2020) NOT SIGNIFICANT
<i>House Status:</i>	03/19/20 - Sent to House speaker for signature.

LOCAL GOVERNMENT

SB2897/HB2815 Electronic participation in local meetings in Crossville.

<i>Sponsors:</i>	Sen. Bailey, Paul , Rep. Sexton, Cameron
<i>Summary:</i>	Allows the governing body of the city of Crossville to allow participation in public meetings by electronic or other means.

*Amendment
Summary:*

House amendment 1 (017317) rewrites the bill and authorizes a governing body to hold meetings by electronic or other means of communication without a quorum physically present in the manner established under this amendment if the governing body determines that meeting by electronic means is necessary to prevent the spread of COVID-19 or other related epidemics to protect the health, safety, and welfare of the public and members of the governing body. Generally under present law, a governing body may allow participation by electronic or other means of communication for the benefit of the public and the governing body in connection with a meeting as long as a physical quorum is present at the location specified in the notice regarding the meeting. If a quorum is not physically present at the specified meeting location, a quorum may participate by electronic or other means if the governing body determines a necessity exists. Under present law, a "necessity" means that the governing body must act timely, that a physical meeting is not practical in the time requiring action, and that electronic or other means of communication are necessary. A member of the governing body who participates in a meeting electronically pursuant to this amendment will be considered present for purposes of creating a quorum and voting to the same extent as if the member was physically present, but not for the purposes of determining per diem eligibility. All votes taken during a meeting held under this amendment must be by roll call vote. A governing body meeting under this amendment must document in the minutes of the meeting that meeting electronically is necessary to prevent the spread of COVID-19 or other related epidemics. Each member participating electronically or otherwise must be able to simultaneously hear each other and speak to each other during the meeting. A member participating in such fashion must identify the persons present in the location at which the member is participating. To the extent practicable, a member of a governing body not physically present at a meeting conducted pursuant to this amendment must be provided, prior to the meeting, with any documents that will be discussed at the meeting, with substantially the same content as those documents actually presented. If a governing body determines that limiting the public's physical presence at a meeting conducted pursuant to this amendment is necessary to protect the public health, safety, and welfare, the governing body must provide the public electronic access to the meeting if the governing body has the capability to do so. If the governing body does not have the capability to provide the public electronic access to the meeting, any such meeting must be recorded, and a recording of the meeting must be made accessible to the public within 48 hours of the meeting ending and remain accessible to the public for at least one year following the meeting. Except as otherwise provided in this amendment, a meeting held under this amendment must comply with the requirements of the open meeting laws. This amendment requires that notice of such meetings state that the meeting will be conducted in a manner permitting participation by electronic or other means of communication. The notice must include instructions by which the public may electronically access the meeting, if such access can be provided, or instructions on how to access the recording of the meeting. Notice provided as described will constitute adequate public notice as required under public meetings laws or as otherwise required by law. This bill as amended will be repealed on February 15, 2021. House amendment 2 (017339) deletes the requirement added by House amendment #1 that the governing body provide the public "electronic access to the meeting if the governing body has the capability to do so. If the governing body does not have the capability to provide the public electronic access to the meeting, any meeting conducted pursuant to this bill must be recorded." This amendment instead requires the governing body to provide the public "electronic access to the meeting in the form of an audio or video feed. Any meeting conducted pursuant to this bill must be recorded." Senate amendment 1 (017331) allows a governing body to hold meetings by electronic or other means of communication without a quorum physically present if the governing body determines that meeting by electronic means is necessary to prevent the spread of COVID-19 or other related epidemics to protect the health, safety, and welfare of the public and members of the governing body. The determination must include that a state of emergency has been declared. Requires the governing body to document in the minutes of the meeting that meeting electronically is necessary to prevent the spread of COVID-19 or other related epidemics, including a recitation of the facts and circumstances upon which the determination was made. Specifies that a governing body is limited to taking up essential business and shall not conduct business that can be reasonably delayed, in the judgment of the governing body, until after the state of emergency ceases to exist. Specifies other requirements for governing bodies holding such meetings.

Subcommittee

Pub_Serv_Sub_Amend_03.18.20.pdf

Amendments:

Fiscal Note:

(Dated February 12, 2020) NOT SIGNIFICANT

Senate Status:

03/19/20 - Senate refused to recede from its actions in Senate amendment 1.

House Status:

03/19/20 - House non-concurred in Senate amendment 1.

PUBLIC FINANCE

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

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.

Summary:

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:

03/19/20 - Sent to the speakers for signatures.

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.

Fiscal Note:

(Dated March 16, 2020) Increase State Revenue \$3,887,100/FY20-21/General Fund \$2,832,900/FY21-22 and Subsequent Years/General Fund Decrease State Revenue - \$3,887,100/FY20-21/TBI \$2,832,900/FY21-22 and Subsequent Years/TBI The Governors proposed budget document for FY20-21 (page B-214) includes recurring funding of \$3,958,200 to the TBI.

Senate Status:

03/19/20 - Senate passed.

House Status:

03/19/20 - House passed.

Executive Status:

03/19/20 - Sent to the speakers for signatures.

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.

Fiscal Note:

(Dated February 8, 2020) Other Fiscal Impact Authorizes an increase in appropriations from state tax revenue for FY19-20 by \$629,000,000.

Senate Status:

03/19/20 - Senate passed.

House Status:

03/19/20 - House passed.

Executive Status:

03/19/20 - Sent to the speakers for signatures.

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.

Fiscal Note:

(Dated March 16, 2020) Increase State Expenditures \$13,640,000 First Year Debt Service \$202,120,000 Over the life of the bonds \$124,000,000 Principal \$78,120,000 Interest The Governors proposed budget for FY20-21, on page A-13, recognizes a proposed bond authorization of \$124,000,000.

Senate Status:

03/19/20 - Senate passed.

House Status:

03/19/20 - House passed.

Executive Status:

03/19/20 - Sent to the speakers for signatures.

TAXES GENERAL

SB2523/HB2832 Changes distribution requirements for proceeds received by local political subdivisions.

Sponsors:

Sen. Briggs, Richard , Rep. Calfee, Kent

Summary: Removes specific date restrictions for distributing proceeds received by a local political subdivision. Removes distribution requirements for proceeds received in each local political subdivision after July 1, 2020.

Fiscal Note: (Dated February 27, 2020) NOT SIGNIFICANT

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

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

Executive Status: 03/19/20 - Sent to the speakers for signatures.

TAXES PROPERTY

SB2453/HB2348 **Property designated as agricultural.**

Sponsors: Sen. Roberts, Kerry , Rep. Helton, Esther

Summary: Extends, from March 1 to March 15, the deadline by which an owner of land may submit an application to the assessor of property for its classification to be designated as agricultural. Broadly captioned.

Amendment Summary: Senate State & Local Government Committee amendment 1, House Property & Planning Subcommittee amendment 1 (015032) rewrites the bill. The only substantive change to the original bill removes certain real property assessments which are under appeal before the State Board of Equalization from eligibility for equalization.

Subcommittee Amendments: PropertyandPlanning_03.10.20.pdf

Fiscal Note: (Dated February 4, 2020) NOT SIGNIFICANT

Senate Status: 03/18/20 - Re-referred to Senate Calendar Committee.

House Status: 03/18/20 - Set for House Local Committee 03/18/20.

TAXES SALES

SB2182/HB2249 **Requires marketplace facilitators to remit sales taxes.**

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

Summary: Classifies "acting as a marketplace facilitator" as a privilege that makes a person subject to the sales and use tax laws. Defines "marketplace facilitator" as a person, including any affiliate of the person, that: (1) For consideration, regardless of whether characterized as fees from the transaction, contracts, or otherwise agrees with a marketplace seller to facilitate the sale of the marketplace seller's tangible personal property or things or services taxable under this chapter through a physical or electronic marketplace operated, owned, or otherwise controlled by the person or the person's affiliate; and (2) Either directly or indirectly through contracts, agreements, or other arrangements with third parties, collects the payment from the purchaser of the marketplace seller's tangible personal property or things or services taxable under this chapter and transmits payment to the marketplace seller. The following are not considered marketplace facilitators for purposes of this bill: a person who exclusively provides advertising services, including listing products for sale, so long as the person does not also engage directly or indirectly through one or more affiliated persons in the activities described above; a person whose activity with respect to marketplace sales is limited to providing payment processing services between two or more parties; and a derivatives clearing organization, designated contract market, or foreign board of trade or swap execution facility that is registered with the Commodity Futures Trading Commission ("CFTC registered platforms"), or any clearing members, futures commission merchants, or brokers using the services of CFTC registered platforms. Under this bill, when a marketplace seller uses a marketplace facilitator to facilitate sales of tangible personal property or any of the things or services taxable under the sales and use tax laws, the marketplace facilitator will be liable for the taxes on the sales price of the tangible personal property or the things or services regardless of whether the marketplace seller has a sales tax certificate of registration or would have been required to collect sales or use taxes had the sale not been facilitated by the marketplace facilitator unless: (1) The marketplace facilitator made or facilitated total sales to consumers in this state of \$500,000 or less during the previous 12-month period; (2) The marketplace facilitator demonstrates, to the satisfaction of the commissioner, that substantially all of the marketplace sellers for whom the marketplace facilitator facilitates sales are registered dealers, in which case the commissioner is authorized to waive the requirements of this bill. If a waiver is granted, the taxes levied will be collectible from the marketplace sellers; or (3) The marketplace facilitator and the marketplace seller contractually agree that the marketplace seller will collect and remit all applicable taxes and the marketplace seller: (A) Has annual gross sales in the United States of over \$1 billion, including the gross sales of any related entities, and in the case of franchised entities, including the combined sales of all franchisees of a single franchisor; (B) Provides evidence to the marketplace facilitator that it is registered for sales and use tax purposes in this state; and (C) Notifies the commissioner that the marketplace seller will collect and remit all applicable sales and use taxes on its sales through the marketplace facilitator and is liable for failure to collect or remit applicable taxes on its sales. Authorizes the commissioner to audit a marketplace facilitator for sales made by marketplace sellers and facilitated by the marketplace facilitator, except with respect to transactions that are subject to (1)-(3) above. The commissioner may not audit or otherwise assess taxes against marketplace sellers for sales facilitated by a marketplace facilitator except to the extent the marketplace facilitator seeks relief as provided below or with respect to transactions that are subject to items (1)-(3) above. This bill requires a marketplace facilitator to: (1) Collect taxes on sales through its marketplace based upon the address where the taxable tangible personal property or things are shipped, if the facilitator collects and remits sales and use taxes; taxes on services sold through its marketplace shall be collected as otherwise provided in present law; (2) Report the sales and use taxes on sales through its marketplace separately from any sales and use taxes collected on sales made directly by the marketplace facilitator or affiliates of the marketplace facilitator. Under this bill, a marketplace facilitator will be relieved of liability for failure to collect and remit the correct amount of taxes to the extent that the error was due to incorrect or insufficient information regarding the nature of the product or service given to the marketplace facilitator by the marketplace seller if the marketplace facilitator demonstrates that it made a reasonable effort to obtain correct and sufficient information from the marketplace seller. This provision will not apply if the marketplace facilitator and the marketplace seller are affiliates. This bill provides that: (1) A class action lawsuit may not be brought against a marketplace facilitator in this state on behalf of purchasers relating to overcollection of sale or use taxes by the marketplace facilitator, regardless of whether that claim is characterized as a tax refund claim; (2) This bill does not affect the obligation of any purchaser to remit sales or use taxes for any taxable transaction for which a marketplace facilitator or seller does not collect and remit sales and use taxes; and (3) A marketplace facilitator will be considered the seller and retailer for each sale facilitated through its marketplace for purposes of registering with the department.

Amendment Summary: Senate amendment 1 (017205) makes several technical clarifications, additions, and changes to this bill concerning marketplace facilitators, as follows: (1) Redefines "sale" to mean any sale made or facilitated by a marketplace facilitator instead of any sale made by a marketplace facilitator on behalf of a marketplace seller; (2) Adds definitions of "delivery network company", "delivery services", and "local merchant"; (3) Exempts delivery network companies from this bill's requirements for a marketplace facilitator, unless the delivery network company elects to be deemed a marketplace facilitator; (4) Specifies that a marketplace seller is not be obligated to collect and remit or be liable for the sales and use tax that a marketplace facilitator has collected and remitted; and (5) Excuses a marketplace seller who uses a marketplace facilitator to facilitate sales that are subject to sales and use tax from liability for a tourism development zone fee, regardless of whether the marketplace seller is located within the district.

Subcommittee Amendments: budget_sub_amendment_03.18.2020.pdf

Fiscal Note: (Dated February 24, 2020) Increase State Revenue - \$84,010,800/FY20-21 \$112,014,400/FY21-22 and Subsequent Years Increase Local Revenue - \$28,003,600/FY20-21 \$37,338,100/FY21-22 and Subsequent Years The Governors proposed budget, on page A-35, recognizes a recurring increase in state revenue of \$44,820,500 to the General Fund.

Senate Status: 03/18/20 - Senate passed with amendment 1 (017205).

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

Executive Status: 03/19/20 - Sent to the speakers for signatures.

TENNCARE

SB1469/HB1175 **Reports on use of technical assistance groups of healthcare providers in developing episodes of care.**

Sponsors: Sen. Yager, Ken , Rep. Weaver, Terri

Summary: Clarifies that the bureau of TennCare and the health care finance and administration of the department of finance and administration may submit by electronic means the quarterly reports on the use of technical assistance groups of healthcare providers in developing episodes of care. Broadly captioned.

*Amendment**Summary:*

House amendment 4 (017392) rewrites this bill and requires the bureau of TennCare to reimburse an ambulance service provider that provides a covered service to a TennCare recipient at a rate not less than 67.5 percent of the federal medicare program's allowable charge for participating providers. This amendment specifies that: it does not affect the Ground Ambulance Service Provider Assessment Act; and funds described under this amendment and under the Act may not be used to fund the other. This amendment requires the bureau of TennCare to seek an intergovernmental transfer of funds for the sole purpose of increasing the rate of reimbursement to ambulance service providers that provide covered services to TennCare recipients at a rate greater than 67.5 percent of the federal medicare program's allowable charge for participating providers.

Subcommittee

TennCareSubAmdt_04.10.19.pdf

Amendments:

budget_sub_amendment_03.11.2020.pdf

budget_sub_amendment_03.18.2020.pdf

Fiscal Note:

(Dated February 8, 2019) NOT SIGNIFICANT

Senate Status:

03/19/20 - Senate passed.

House Status:

03/19/20 - House passed with amendment 4 (017392), which rewrites this bill and requires the bureau of TennCare to reimburse an ambulance service provider that provides a covered service to a TennCare recipient at a rate not less than 67.5 percent of the federal medicare program's allowable charge for participating providers. This amendment specifies that: it does not affect the Ground Ambulance Service Provider Assessment Act; and funds described under this amendment and under the Act may not be used to fund the other. This amendment requires the bureau of TennCare to seek an intergovernmental transfer of funds for the sole purpose of increasing the rate of reimbursement to ambulance service providers that provide covered services to TennCare recipients at a rate greater than 67.5 percent of the federal medicare program's allowable charge for participating providers.

Executive Status:

03/19/20 - Sent to the speakers for signatures.

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

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.

Subcommittee

TennCareSubcommittee_03.11.20.pdf

*Amendments:**Fiscal Note:*

(Dated February 15, 2020) Increase State Revenue - \$568,600,800/FY20-21/ Maintenance Coverage Trust Fund Increase State Expenditures - \$568,600,800/FY20-21/ Maintenance Coverage Trust Fund Increase Federal Expenditures - \$1,097,519,300/FY20-21/ Maintenance Coverage Trust Fund Revenue recognition in the amount of \$568,600,800 is included in the Governors proposed FY20-21 budget (page A-34). Corresponding non-recurring appropriations in the amount of \$1,666,120,100 (\$568,600,800 in state funds and \$1,097,519,300 in federal matching funds) are also included.

Senate Status:

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

House Status:

03/19/20 - House passed.

Executive Status:

03/19/20 - Sent to the speakers for signatures.

SB2078/HB2184 Cost and utilization reports for ambulance providers.*Sponsors:*

Sen. Yager, Ken , Rep. Reedy, Jay

Summary:

Requires the bureau of TennCare to use the annual cost and utilization report filed by ambulance providers to determine the calculation of assessments if the quarterly and total transport data is not adequate. Requires ambulance providers to file an annual cost and utilization report to the bureau of TennCare no later than May 31 of each calendar year and specifies that report must contain data from the previous calendar year. Current law requires the report to be submitted no more than 90 days after the end of each calendar year. Requires the bureau to assess a penalty of \$100 for each day that an ambulance provider does not submit the report. Specifies information that is required to be provided by ambulance providers in such reports.

Amendment

Senate amendment 1 (014689) deletes and rewrites all language after the enacting clause such that the only substantive change is to add language to extend the Ground Ambulance Provider Assessment Act until June 30, 2021.

Summary:

TennCareSubcommittee02.26.20.pdf

Subcommittee

TennCareSubcommittee_02.26.20.pdf

*Amendments:**Fiscal Note:*

(Dated February 17, 2020) NOT SIGNIFICANT

Senate Status:

03/18/20 - Senate passed with amendment 1 (014689).

House Status:

03/19/20 - House passed.

Executive Status:

03/19/20 - Sent to the speakers for signatures.

SB2123/HB2138 Nursing home assessment trust fund - notice regarding reducing payments for nursing facility and nursing home services.*Sponsors:*

Sen. Reeves, Shane , Rep. Johnson, Curtis

Summary:

Requires the bureau of TennCare to provide notice to the chairs of the health and welfare committee of the senate and the health committee of the house prior to reducing payments on a pro rata basis for nursing facility and nursing home services so as not to exceed the amounts held in the nursing home assessment trust fund.

Amendment

Senate amendment 1 (015517) deletes all language after the enacting clause. Extends the annual nursing home assessment for FY20-21.

*Summary:**Subcommittee*

TennCareSubcommittee_03.11.20.pdf

*Amendments:**Fiscal Note:*

(Dated February 4, 2020) NOT SIGNIFICANT

Senate Status:

03/18/20 - Senate passed with amendment 1 (015517), which deletes all language after the enacting clause. Extends the annual nursing home assessment for FY20-21.

House Status:

03/19/20 - House passed.

Executive Status:

03/19/20 - Sent to the speakers for signatures.

SB2124/HB2505 Creates the Tennessee rare disease advisory council.*Sponsors:*

Sen. Reeves, Shane , Rep. Hawk, David

Summary:

Creates the Tennessee rare disease advisory council to advise TennCare committees and other private and public agencies providing assistance to those diagnosed with rare diseases. Creates requirements for council membership and duties such as reviewing products and prescriptions used to treat rare diseases.

Amendment

Senate amendment 1 (015848) adds language to the original bill that states the Council is administratively attached to the Division for the purpose of submitting meeting minutes compiled by the Council secretary to the Drug Utilization Review Committee (DUR) and the Pharmacy Advisory Committee (PAC). Senate amendment 2 (015761) sets the Tennessee rare disease advisory council for termination on June 30, 2022.

*Summary:**Subcommittee*

PH_Sub_03.18.20.pdf

*Amendments:**Fiscal Note:*

(Dated February 28, 2020) Increase State Expenditures - \$60,500/FY20-21 and Subsequent Years Increase Federal Expenditures - \$116,800/FY20-21 and Subsequent Years

Senate Status:

03/12/20 - Senate passed with amendment 1 (015848) amendment 2 (015761).

House Status:

03/19/20 - House passed.

Executive Status:

03/19/20 - Sent to the speakers for signatures.

TRANSPORTATION GENERAL

SB1590/HB1604 **Notice regarding relocation of utility facilities located in a state highway right-of-way.**

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

Summary: Increases, from 10 to 30, the number of days an owner of utility facilities located in a state highway right-of-way has to respond to a second relocation notice, and the number of days an owner has to file the reservation of rights notice with the department of transportation. Broadly captioned.

Amendment Summary: Senate amendment 1 (015781) rewrites this bill to provide for the naming of certain roads and bridges in honor of certain specified persons, as follows: (1) A segment of Faulkner Road in Atoka, the "Deputy Sheriff Charles M. Webb Road" to honor the memory of this exemplary public servant who made the ultimate sacrifice on October 17, 1907, when he was shot and killed while attempting to make an arrest; (2) A segment of U.S. Highway 51 north of Tipton Crossing in Atoka, the "Deputy Sheriff Michael W. Erwin Memorial Highway" to honor the memory of this exemplary public servant who made the ultimate sacrifice on October 31, 1975, when he was struck and killed by a tractor trailer while outside his vehicle with a motorist; (3) A segment of U.S. Highway 31 in Spring Hill, the "Corporal Jeremy McLaren Memorial Highway" to honor the memory of this exemplary public servant who made the ultimate sacrifice on February 7, 2010, after dying from injuries sustained in a traffic accident while transporting an inmate; (4) The bridge on State Route 52 in Clay County, the "Corporal Jerry Lee Cherry Memorial Bridge" in recognition of the life of valor of Jerry Lee Cherry, Corporal, United States Army, who was killed in action on May 8, 1968, while courageously serving his country in the Vietnam War. This designation replaces a similar designation for the bridge on Old Gamaliel Road; (5) The bridge on State Route 96 spanning Watson Branch in Williamson County, "PFC Richard Carothers Memorial Bridge" in recognition of the life of valor of Private First Class Richard Carothers, who was killed in action on December 17, 1966, while courageously serving his country in the Vietnam War; (6) The segment of Interstate 440 in Davidson County, the "Debra K. Johnson Memorial Parkway" to honor the memory of this well-respected and distinguished correctional administrator for the department of correction, who was killed in the line of duty on August 7, 2019, by an inmate at West Tennessee State Penitentiary; (7) The parallel bridges on State Route 1 (U.S. Highway 70S) in Warren County, spanning Miller Branch, the "Thomas D. Young Memorial Bridge" in recognition of the life of valor of Thomas D. Young, who was killed in action in December of 1970, while courageously serving his country in the Vietnam War; (8) A segment of U.S. Highway 129 in Blount County, the "Captain Johnny Leon Bryant Memorial Highway" in honor of this Blount County native and highly decorated United States Army helicopter pilot, who made the ultimate sacrifice on May 22, 1969, when he was killed in Long Khanh Province, Vietnam; (9) The bridge on State Route 68 (Wasson Memorial Highway) spanning Piney River in Rhea County, the "Jesse Boyd Hayes Memorial Bridge" in recognition of the life of valor of Jesse Boyd Hayes, Specialist-4, United States Army, who was killed in action on January 9, 1969, while courageously serving his country in the Vietnam War; (10) The bridge on State Route 130 West spanning Buchanan Branch in Bedford County, the "Sgt. James Marshall Smith Memorial Bridge" in recognition of the life of valor of Sgt. James Marshall Smith, United States Army, who was killed in action on May 28, 1944, while courageously serving his country in World War II; (11) The bridge on State Route 130 West spanning Sugar Creek in Bedford County, the "Lt. P.M. Willis Memorial Bridge" in recognition of the life of valor of Lieutenant P.M. Willis, United States Navy, who was killed in the line of duty on October 28, 1946, while serving his country as a military test pilot; (12) The intersection of Ooltewah Georgetown Road (State Route 321) and U.S. Highway 11/64 in Hamilton County, the "SP4 Freddie Leron Long Memorial Intersection" in recognition of the life of valor of Freddie Leron Long, Specialist 4, United States Army, who made the ultimate sacrifice on December 1, 1969, when he was killed in Vietnam; (13) A segment of I-40 in Madison County, the "Trooper Matthew 'Matt' Gatti Memorial Highway and Interchange" in honor of this Madison County resident and dedicated public servant who was serving as a member of the Tennessee Highway Patrol when he made the ultimate sacrifice on May 6, 2019, when his patrol car collided with two tractor-trailers; (14) The Exit 17 interchange on Interstate Highway 26 in Washington County, the "Sra Benjamin Daniel White Interchange" in honor of Benjamin Daniel White, Senior Airman, United States Air Force, who, on June 9, 2010, gave his life while on a mission to rescue a severely wounded military service member in Helmand Province, Afghanistan; (15) The bridge on State Route 361 (Laurels Road) spanning Dry Creek in Carter County, the "Staff Sergeant Larry Jerome Lyons Memorial Bridge" in recognition of the life of valor of Larry Jerome Lyons, Staff Sergeant, United States Army, who was killed in action on April 6, 1968, while courageously serving his country in the Vietnam War; (16) A segment of U.S. Highway 27 in Roane County, the "Officer Jerry Singleton Memorial Highway" in honor of this dedicated public servant, who made the ultimate sacrifice on December 31, 2019, after suffering from a pulmonary embolism as a result of an injury sustained on August 6, 2017, when he was struck by a hit-and-run driver during a traffic stop while serving with the Kingston Police Department; (17) The bridge on State Route 266 (Cainsville Road) spanning Fall Creek in the Norene Community of Wilson County, the "Williams Brothers Memorial Bridge" in recognition of the lives of service and bravery of two natives of the Norene Community, Korean War veterans Reverend James Gordon Williams and his brother Claude Mason Williams, who was killed in action on November 4, 1951; (18) The Exit 432 interchange on Interstate Highway 40 in Newport, the "Dolly Parton Interchange"; (19) A segment of State Route 62 in Fentress County, the "Oscar Denton Little, Sr. Memorial Highway" to honor the memory of this dedicated member of the community who was a strong advocate for rural infrastructure and roads; (20) The bridge on Rockhouse Road spanning Rockhouse Creek in Lewis County, the "Pastor Glen and Angela Floyd Commemorative Bridge" to honor the memory of these remarkable individuals who have dedicated their lives to serving others in the community; (21) A segment of U.S. Highway 412 West in Lewis County, the "James E. Oliver Memorial Highway" to honor the memory of this prominent leader and successful businessman in Lewis County; (22) The bridge on State Route 86 / U.S. Highway 72 spanning Rowlett Street and the Norfolk Southern Railway line in Collierville, the "George T. Walker Memorial Bridge" in honor of the first African American elected to the Collierville Board of Mayor and Aldermen, who has widely honored by his community; (23) A segment of U.S. Highway 31 in Giles County, the "MSG John Dorval Minatra Memorial Highway" to honor the memory of this beloved and respected native of Giles County who was a highly decorated Vietnam Veteran; (24) The bridge spanning Southern Railway on U.S. Highway 27 in Morgan County, the "Dylan Kennedy Memorial Bridge" to honor the memory of this beloved brother, son, grandson, and resident of Morgan County; (25) The segments of U.S. Highways 412 and 43 within Maury County, "The Gold Star Families Memorial Highway" to honor the families of the courageous men and women who have lost their lives in service to this country; (26) The new overpass at the intersection of Interstate 65N and State Route 109 in Sumner County, the "Wanda Collins Memorial Overpass" to honor the memory of this beloved wife, mother, and grandmother and respected member of the Portland community; (27) The bridge on State Route 13 spanning the Buffalo River in Perry County, the "William Glen Coble Bridge" in honor of this beloved resident of Perry County who has been dedicated to the betterment of the quality of life in the community; (28) The segment of U.S. Highway 70 (Broad Street) in Bruceton, the "Gerald Beaton Memorial Highway" to honor the memory of this well-respected resident of Bruceton; (29) The bridge on State Route 22 spanning Snake Creek in Hardin County, the "Charles David 'C.D.' Rickman Memorial Bridge" in honor of this well-respected, lifelong resident of Hardin County who provided honorable service in Vietnam and devoted his life to public service and public safety; (30) The bridge on Choate Creek Road spanning Horse Creek in Hardin County, the "James Cherry Porter Memorial Bridge" in honor of this well-respected, lifelong resident of the Porter Community who provided honorable service in Vietnam and who made many contributions to his community through his work and activities on the river; (31) The bridge spanning Sale Creek in Graysville, the "John Hicks Memorial Bridge" to honor the memory of this beloved resident of Rhea County who devoted his life to the betterment of the community; (32) A segment of U.S. Highway 64 in Hardeman County, the "Representative Johnny W. Shaw Highway" in honor of this dedicated and exemplary public servant and long-time member of the house of representatives; (33) The new bridge on U.S. Highway 321 (Wilton Springs Road), spanning Pigeon River in Cocke County, the "Dr. D. Frank and Una M. Bell Memorial Bridge" in honor of this beloved couple who have dedicated their lives to serving others in the community; (34) The bridge on State Route 49 in Coopertown, spanning Caleb's Creek, the "Ethel Spiller Bridge, First Mayor of the Town of Coopertown"; (35) The bridge on State Route 49 in Coopertown, spanning Miller's Creek, the "Veteran's Memorial Bridge" to honor the dedication and sacrifice of the brave men and women from Robertson County who have valiantly served their country in the United States armed forces; (36) A segment of U.S. Highway 41 (Ringgold Road) in East Ridge, the "Reverend Billy Dean Memorial Highway" to honor the memory of this dedicated resident of Hamilton County and father of Vince Dean; (37) The bridge spanning Little Emory River on State Route 29 / U.S. Highway 27 in Roane County, the "David Currier Memorial Bridge" in recognition of the life of this well-respected resident of Roane County; (38) The new bridge on Maloney Road that spans State Route 115 / U.S. Highway 129 (Alcoa Highway) in Knoxville, the "Senator Ben and Sue Atchley Memorial Bridge", to honor the memory of this beloved couple; (39) The bridge at the northwest extension of Mack Hatcher Memorial Parkway (State Route 397) spanning the Harpeth River in Williamson County, the "Charles M. Sargent, Jr. Memorial Bridge" to honor the memory of this distinguished public servant; (40) The segment of State Route 114 that lies within Scotts Hill, the "Chief Jessie S. Powers Highway" in honor of this dedicated public servant of Henderson County; (41) A segment of State Route 75 in Sullivan County, the "Rodney Wysong Memorial Highway" to honor the memory of this prominent leader and successful businessman in the Tri-Cities Region; (42) The segment of State Route 79 that lies within Stewart County, the "Corporal William W. Morris Memorial Highway" in recognition of the life of valor of William W. Morris who was a Stewart County native and who received the Medal of Honor for his service in the Indian Wars/Campaigns; (43) The bridge on Old State Route 210 east of State Route 210 in Dyer County, the "Annaleigh Renee Escobar Memorial Bridge" to honor the memory of this beloved member of the Dyersburg community; (44) The exit for Morrison Springs Road on U.S. Highway 27 in Red Bank, the "Richard Floyd Interchange" in honor of Richard Floyd, a dedicated and exemplary public servant; (45) The bridge on State Route 14 (Jackson Avenue) in Memphis, spanning Interstates 40/240, the "Ulysses Jones Memorial Bridge" in honor of Ulysses Jones, a dedicated and exemplary public servant; (46) A segment of State Route 63 in Scott County, Tennessee, the "Congressman John J. Duncan, Sr. Memorial Mile" in honor of John J. Duncan, Sr., a dedicated and exemplary public servant; and (47) The Exit 24 interchange on Interstate Highway 26 (James H. Quillen Parkway) at State Route 67 / U.S. Highway 321 (University Parkway) in Washington County, the "Billy Graham Memorial Interchange". Generally, the individual provisions will only be effective if the costs of manufacturing and installing the signs are paid from non-state funds within one year of the effective date of this bill. The requirement for non-state funding will not apply to the signs provided for above in (1)-(17) and such signs will be funded by state funds, in accordance with present law regarding funding for signs for persons killed in the line of duty as a member of the military or as a state or local public safety official. House amendment 1 (017305) deletes all language after the enacting clause. Section 1(a) designates the segment of Faulkner Road in Atoka, Tipton County beginning at the intersection of such road with Portersville Road and ending at the intersection of such road with Shannon Lane as the Deputy Sheriff Charles M. Webb Road and directs TDOT to erect suitable signs. Section 1(b) designates the segment of U.S. Highway 51 north of Tipton Crossing in Atoka, Tipton County beginning at the intersection of such route with Tipton Road and ending at the intersection of such route with Watson Road as the Deputy Sheriff Michael W. Erwin Memorial Highway and directs TDOT to erect suitable signs. Section 1(c) designates the segment of U.S. Highway 31 (State Route 6) in Spring Hill, Maury County, beginning at the intersection of

such route with Kedron Road and ending at the intersection of such route with Northfield Lane as the Corporal Jeremy McLaren Memorial Highway and directs TDOT to erect suitable signs. Section 1(d) removes the designation of the bridge on Old Gamaliel Road (Bridge No. 14021090001), which is currently designated as the Corporal Jerry Lee Cherry Memorial Bridge and to designates the bridge on State Route 52 (Bridge No. 14SR0520001) in Clay County as the Corporal Jerry Lee Cherry Memorial Bridge and directs TDOT to relocate the signs. Section 1(e) designates the bridge on State Route 96 spanning Watson Branch near the intersection of such route with Clovercroft Road in Williamson County as the PFC Richard Carothers Memorial Bridge and directs TDOT to erect suitable signs. Section 1(f) designates Interstate 440 in Davidson County as the Debra K. Johnson Memorial Parkway and directs TDOT to erect suitable signs. Section 1(g) designates the parallel bridges (Bridge No. 89SR0010031 and Bridge No. 89SR0010032) on State Route 1 (U.S. Highway 70S) in Warren County as the Thomas D. Young Memorial Bridge and directs TDOT to erect suitable signs. Section 1(h) designates the segment of U.S. Highway 129 in Blount County beginning from mile marker 11 and ending at the Tennessee-North Carolina state line as the Captain Johnny Leon Bryant Memorial Highway and directs TDOT to erect suitable signs. Section 1(i) designates the bridge on State Route 68 (Wasson Memorial Highway) spanning Piney River near the Grandview Community in Rhea County as the Jesse Boyd Hayes Memorial Bridge and directs TDOT to erect suitable signs. Section 1(j) designates the bridge (Bridge No. 02SR1300011) on State Route 130 West spanning Buchanan Branch in Bedford County as the Sgt. James Marshall Smith Memorial Bridge and directs TDOT to erect suitable signs. Section 1(k) designates the bridge (Bridge No. 02SR1300013) on State Route 130 West spanning Sugar Creek in Bedford County as the Lt. P.M. Willis Memorial Bridge and directs TDOT to erect suitable signs. Section 1(l) designates the intersection of Ooltewah Georgetown Road (State Route 321) and U.S. Highway 11/64 in Hamilton County as the SP4 Freddie Leron Long Memorial Intersection and directs TDOT to erect suitable signs. Section 1(m) designates the segment of I-40 in Madison County beginning from mile marker 73 and ending at Exit 74 in both directions as the Trooper Matthew "Matt" Gatti Memorial Highway and Interchange and directs TDOT to erect suitable signs. Section 1(n) designates the Exit 17 interchange on Interstate Highway 26 in Washington County as the SrA Benjamin Daniel White Interchange and directs TDOT to erect suitable signs. Section 1(o) designates the bridge on State Route 361 (Laurels Road) spanning Dry Creek near Mile Marker 2 in Carter County as the Staff Sergeant Larry Jerome Lyons Memorial Bridge and directs TDOT to erect suitable signs. Section 1(p) designates the two-mile segment of U.S. Highway 27 beginning from the MorganRoane County boundary and ending at the intersection of such route with Interstate 40 in Roane County as the Officer Jerry Singleton Memorial Highway and directs TDOT to erect suitable signs. Section 1(q) designates the bridge (Bridge No. 95863020007) on State Route 286 (Cainsville Road) spanning Fall Creek near the intersection or such route with Simmons Bluff Road in the Norene Community of Wilson County as the William Brothers Memorial Bridge and directs TDOT to erect suitable signs. Section 1(r) designates the segment of State Route 68 in Cumberland County beginning from the entrance of Grassy Cove and ending at the exit of Grassy Cove as the Specialists 4 Lynn C. Hayes and Jessie B. Hayes Memorial Highway" and directs TDOT to erect suitable signs. Section 2 designates the Exit 432 interchange on Interstate Highway 40 in the City of Newport, Cocke County as the Dolly Parton Interchange and directs TDOT to erect suitable signs. Section 3 designates the segment of State Route 62, beginning at the boundary of Clarkrange, an unincorporated community in Fentress County and ending at the Putnam County line, as the Oscar Denton Little, Sr. Memorial Highway and directs TDOT to erect suitable signs. Section 4 designates the bridge (Bridge No. 51 OA 1100001) on Rockhouse Road near the intersection with Glen Floyd Road, spanning Rockhouse Creek in Lewis County, as the Pastor Glen and Angela Floyd Commemorative Bridge and directs TDOT to erect suitable signs. Section 5 designates the one-mile segment of U.S. Highway 412 West in Lewis County from the Lewis-Perry county line to mile marker 1 as the James E. Oliver Memorial Highway and directs TDOT to erect suitable signs. Section 6 designates the bridge (Bridge No. 79SR0860003) on State Route 86 / U.S. Highway 72 spanning Rowlett Street and the Norfolk Southern Railway line in Collierville as the George T. Walker Memorial Bridge and directs TDOT to erect suitable signs. Section 7 designates the eight-mile segment of U.S. Highway 31 in Giles County beginning from the Elkton city limits to the junction of such route with State Route 7 and State Route 15 as the MSG John Dorval Minatra Memorial Highway and directs TDOT to erect suitable signs. Section 8 designates the bridge spanning Southern Railway on U.S. Highway 27 near mile marker 22 south of Sunbright in Morgan County as the Dylan Kennedy Memorial Bridge and directs TDOT to erect suitable signs. Section 9 designates the segments of U.S. Highways 412 and 43 within Maury County as the The Gold Star Families Memorial Highway and directs TDOT to erect suitable signs. Section 10 designates the newly constructed overpass at the intersection of Interstate 65N and State Route 109 in Sumner County as the Wanda Collins Memorial Overpass and directs TDOT to erect suitable signs. Section 11 designates the bridge (Bridge No. 68SR0130017) on State Route 13 spanning the Buffalo River in Perry County as the William Glen Coble Bridge and directs TDOT to erect suitable signs. Section 12 designates the segment of U.S. Highway 70 (Broad Street) located within the limits of Bruceton as the Gerald Beaton Memorial Highway and directs TDOT to erect suitable signs. Section 13 designates the bridge (Bridge No. 36SR0220001) on State Route 22 spanning Snake Creek in Hardin County as the Charles David 'C.D.' Rickman Memorial Bridge and directs TDOT to erect suitable signs. Section 14 designates the bridge (Bridge No. 36017230009) on Choate Creek Road spanning Horse Creek in Hardin County as the James Cherry Porter Memorial Bridge and directs TDOT to erect suitable signs. Section 15 designates the bridge (Bridge No. 72022820001) spanning Sale Creek in Graysville, Rhea County as the John Hicks Memorial Bridge and directs TDOT to erect suitable signs. Section 16 designates the segment of U.S. Highway 64 in Hardeman County beginning from the corporate limits of Bolivar to the limits of Whiteville as the Representative Johnny W. Shaw Highway and directs TDOT to erect suitable signs. Section 17 designates the newly constructed bridge on U.S. Highway 321 (Wilton Springs Road), spanning Pigeon River in Cocke County as the Dr. D. Frank and Una M. Bell Memorial Bridge and directs TDOT to erect suitable signs. Section 18 designates the bridge (Bridge No. 74SR0490003) on State Route 49 in Coopertown, Robertson County, spanning Caleb's Creek, as the Ethel Spiller Bridge, First Mayor of the Town of Coopertown and directs TDOT to erect suitable signs. Section 19 designates the bridge (Bridge No. 74SR0490001) on State Route 49 in Coopertown, Robertson County, spanning Miller's Creek, as the Veteran's Memorial Bridge and directs TDOT to erect suitable signs. Section 20 designates the segment of U.S. Highway 41 (Ringgold Road) in East Ridge beginning from the intersection of such route with Belvoir Avenue and ending at the intersection of such route with Kingwood Drive as the Reverend Billy Dean Memorial Highway and directs TDOT to erect suitable signs. Section 21 designates the bridge (Bridge No. 73SR0290011) spanning Little Emory River on State Route 29 / U.S. Highway 27 in Roane County near its border with Morgan County as the David Currier Memorial Bridge and directs TDOT to erect suitable signs. Section 22 designates the newly constructed bridge on Maloney Road that spans State Route 115 / U.S. Highway 129 (Alcoa Highway) in Knoxville as the Senator Ben and Sue Atchley Memorial Bridge and directs TDOT to erect suitable signs. Section 23 designates the bridge at the northwest extension of Mack Hatcher Memorial Parkway (State Route 397) spanning the Harpeth River from mile marker 7.48 to mile marker 8.01, in Williamson County as the Charles M. Sargent, Jr. Memorial Bridge and directs TDOT to erect suitable signs. Section 24 designates the segment of State Route 114 that lies within Scotts Hill in Henderson County as the Chief Jessie S. Powers Highway and directs TDOT to erect suitable signs. Section 25 designates the one-half-mile segment of State Route 75 in Sullivan County the midpoint of which is at the address 2695 Highway 75, Blountville, Tennessee, 37617 as the Rodney Wysong Memorial Highway and directs TDOT to erect suitable signs. Section 26 designates the segment of State Route 79 that lies within Stewart County as the Corporal William W. Morris Memorial Highway and directs TDOT to erect suitable signs. Section 27 designates the bridge on Old State Route 210 east of State Route 210 in Dyer County as the Annaleigh Renee Escobar Memorial Bridge and directs TDOT to erect suitable signs. Section 28 designates the exit for Morrison Springs Road on U.S. Highway 27 in the City of Red Bank as the Richard Floyd Interchange and directs TDOT to erect suitable signs. Section 29 designates the bridge on State Route 14 (Jackson Avenue) in Memphis, Shelby County, spanning Interstates 40/240, as the Ulysses Jones Memorial Bridge and directs TDOT to erect suitable signs. Section 30 designates the approximately one-mile segment of State Route 63 in Scott County beginning from the intersection of such route with U.S. Highway 27 (Scott Highway) and ending at the intersection of such route with Wh Swain Boulevard, which leads to Roane State Community College, in Huntsville as the Congressman John J. Duncan, Sr. Memorial Mile and directs TDOT to erect suitable signs. Section 31 designates the Exit 24 interchange on Interstate Highway 26 (James H. Quillen Parkway) at State Route 67 / U.S. Highway 321 (University Parkway) in Washington County as the Billy Graham Memorial Interchange and directs TDOT to erect suitable signs. Section 32 designates the bridge on Highway 25W spanning Interstate Highway 75 in Caryville as the Representative Jerry Cross Memorial Bridge and directs TDOT to erect suitable signs. Section 33 designates the segment of Millington-Arlington Road between State Route 14 and Collierville Arlington Road in Shelby County as the Honorary State Representative Ron Lollar Road and directs TDOT to erect suitable signs. Section 34 designates the bridge on U.S. Highway 321 (North Street) spanning the Pigeon River in Newport as the Judge Kenneth Porter Bridge and directs TDOT to erect suitable signs. Section 35 designates the segment of U.S. Highway 321 north of the French Broad River in Newport, beginning at the intersection of such route with Old Greeneville Highway (State Route 160) and ending at the intersection of such route with Layman Way, which is near the point where such route becomes a four-lane highway as the Dr. Nathan Ford Highway and directs TDOT to erect suitable signs. Section 36 requires copies of this act be available to members of the General Assembly upon request. House amendment 2 (017343) removes the provision regarding the "Dolly Parton Interchange."

Fiscal Note: (Dated January 13, 2020) NOT SIGNIFICANT
Senate Status: 03/19/20 - Senate concurred in House amendment 1 (017305) and amendment 2 (017343).
House Status: 03/19/20 - House passed with amendment 1 (017305) and amendment 2 (017343).
Executive Status: 03/19/20 - Sent to the speakers for signatures.

SB2188/HB2255 Redefines restrictions pertaining to billboards regulations and the Control Act of 1972.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William
Summary: Revises various sections of the Control Act of 1972. Defines an "off-premises device" as outdoor advertising that is separate from business facility. Adds a severability clause to the Act (15 pp.). Part of Administration Package. Broadly captioned.

*Amendment
Summary:*

Senate Transportation & Safety Committee recommended with amendment 1 (016922) deletes all language after the enacting clause. Creates the "Outdoor Advertising Control Act of 2020." Makes various changes to the Billboard Regulation and Control Act of 1972. Specifies that neither the application for an addendum nor the payment of the \$200 fee is required for an outdoor advertising device with a digital display lawfully permitted as legal conforming or legal nonconforming, erected and in operation prior to this legislation. Prohibits TDOT from requiring any addendum for an outdoor advertising device with a digital display lawfully erected and in operation prior to the effective date of this legislation. Specifies that neither the application for an addendum nor the payment of the \$200 fee is required for an outdoor advertising device authorized by valid permit from the department that was effective on September 10, 2019 and has been upgraded to a changeable message sign with a digital display between September 11, 2019 and the effective date of this legislation. Exempts any advertising structure existing along the parkway system by and for the sole benefit of a nonprofit organization exempt from federal income tax from the payment of fees for permits or tags. Specifies that a valid permit that was effective on September 10, 2019, shall not become invalid based on any failure to renew the permit between November 1 and December 31, 2019 and such permit shall not be subject to renewal until the renewal period occurring after the effective date of this legislation. Authorizes the TDOT Commissioner to assess and collect from the owner who has failed to remove a non-conforming outdoor advertising device a civil penalty in the amount of \$100 for each calendar day not to exceed \$3,000. Authorizes such an owner to contest. Stipulates that the TDOT Commissioner is given authority to promulgate and enforce only those rules as necessary to carry out this legislation within 60 days of the effective date of this legislation, rather than the authority to promulgate and enforce any and all regulations as required and necessary. Makes various changes to the Scenic Highway System Act of 1971 and the Tennessee Parkway System Act to reflect and mirror the provisions of the Outdoor Advertising Control Act of 2020. Adds language specifying that should TDOT receive documentation from a federal agency that compliance with a provision of this legislation may jeopardize federal funding or grant money, then TDOT is not required to comply with such provision; provided, that TDOT complies with each provision of this legislation that does not jeopardize such federal funding or grant money; and House Transportation Committee amendment 2 (016828) adds language to the amended legislation to specify that should TDOT receive documentation from a federal agency that compliance with a provision of this legislation may jeopardize federal funding or grant money, then TDOT is not required to comply with such provision; provided, that TDOT complies with each provision of this legislation that does not jeopardize such federal funding or grant money. House amendment 3 (017273) deletes all language after the enacting clause. Creates the "Outdoor Advertising Control Act of 2020". Makes various changes to the Billboard Regulation and Control Act of 1972. Specifies that neither the application for an addendum nor the payment of the \$200 fee is required for an outdoor advertising device with a digital display lawfully permitted as legal conforming or legal nonconforming, erected and in operation prior to this legislation. Prohibits TDOT from requiring any addendum for an outdoor advertising device with a digital display lawfully erected and in operation prior to the effective date of this legislation. Specifies that neither the application for an addendum nor the payment of the \$200 fee is required for an outdoor advertising device authorized by valid permit from the department that was effective on September 10, 2019 and has been upgraded to a changeable message sign with a digital display between September 11, 2019 and the effective date of this legislation. Exempts any advertising structure existing along the parkway system by and for the sole benefit of a nonprofit organization exempt from federal income tax from the payment of fees for permits or tags. Specifies that a valid permit that was effective on September 10, 2019, shall not become invalid based on any failure to renew the permit between November 1 and December 31, 2019 and such permit shall not be subject to renewal until the renewal period occurring after the effective date of this legislation. Authorizes the TDOT Commissioner to assess and collect from the owner who has failed to remove a non-conforming outdoor advertising device a civil penalty in the amount of \$500 for each calendar day not to exceed \$10,000. Authorizes such an owner to contest. Stipulates that the TDOT Commissioner is given authority to promulgate and enforce only those rules as necessary to carry out this legislation within 60 days of the effective date of this legislation, rather than the authority to promulgate and enforce any and all regulations as required and necessary. Makes various changes to the Scenic Highway System Act of 1971 and the Tennessee Parkway System Act to reflect and mirror the provisions of the Outdoor Advertising Control Act of 2020. Specifies that should TDOT receive documentation from a federal agency that compliance with a provision of this legislation may jeopardize federal funding or grant money, TDOT is required to promulgate emergency rules to address the area of noncompliance. These emergency rules may conflict with and take precedence over statutory provisions.

Subcommittee

InfrastructureSub_03.04.20.pdf

Amendments:

budget_sub_amendment_03.18.2020.pdf

Fiscal Note:

(Dated March 1, 2020) Other Fiscal Impact Passage of this legislation will prevent a penalty against federal funding received from the Federal Highway Administration estimated to exceed \$93,100,000.

Senate Status:

03/11/20 - Senate Transportation & Safety Committee recommended with amendment. Sent to Senate Calendar Committee.

House Status:

03/19/20 - House passed with amendment 3 (017273), which deletes all language after the enacting clause. Creates the "Outdoor Advertising Control Act of 2020". Makes various changes to the Billboard Regulation and Control Act of 1972. Specifies that neither the application for an addendum nor the payment of the \$200 fee is required for an outdoor advertising device with a digital display lawfully permitted as legal conforming or legal nonconforming, erected and in operation prior to this legislation. Prohibits TDOT from requiring any addendum for an outdoor advertising device with a digital display lawfully erected and in operation prior to the effective date of this legislation. Specifies that neither the application for an addendum nor the payment of the \$200 fee is required for an outdoor advertising device authorized by valid permit from the department that was effective on September 10, 2019 and has been upgraded to a changeable message sign with a digital display between September 11, 2019 and the effective date of this legislation. Exempts any advertising structure existing along the parkway system by and for the sole benefit of a nonprofit organization exempt from federal income tax from the payment of fees for permits or tags. Specifies that a valid permit that was effective on September 10, 2019, shall not become invalid based on any failure to renew the permit between November 1 and December 31, 2019 and such permit shall not be subject to renewal until the renewal period occurring after the effective date of this legislation. Authorizes the TDOT Commissioner to assess and collect from the owner who has failed to remove a non-conforming outdoor advertising device a civil penalty in the amount of \$500 for each calendar day not to exceed \$10,000. Authorizes such an owner to contest. Stipulates that the TDOT Commissioner is given authority to promulgate and enforce only those rules as necessary to carry out this legislation within 60 days of the effective date of this legislation, rather than the authority to promulgate and enforce any and all regulations as required and necessary. Makes various changes to the Scenic Highway System Act of 1971 and the Tennessee Parkway System Act to reflect and mirror the provisions of the Outdoor Advertising Control Act of 2020. Specifies that should TDOT receive documentation from a federal agency that compliance with a provision of this legislation may jeopardize federal funding or grant money, TDOT is required to promulgate emergency rules to address the area of noncompliance. These emergency rules may conflict with and take precedence over statutory provisions.

TRANSPORTATION VEHICLES

SB1591/HB1605 **New specialty earmarked license plate for Southern leopard frog.**

Sponsors:

Sen. Massey, Becky , Rep. Howell, Dan

Summary:

Creates a new specialty earmarked license plate for the Southern leopard frog (*Lithobates sphenoccephalus*). Specifies that the funds produced from the sale of such new specialty earmarked license plates must be deposited in the wildlife resources fund to be used exclusively for management, protection, propagation, and conservation of fish and wildlife species, including the Southern Leopard frog, and the protection and enhancement of such species' habitats.

Amendment

Summary:

Senate amendment 1 (015783) deletes all language after the enacting clause. Section 1 specifies that spouses of a member of the Free and Accepted Masons are authorized to apply for a Masons' specialty earmarked license plate. Sections 2 and 3 create a new specialty earmarked license plate for the Alumni Program of the University of Tennessee, Knoxville. Sections 4 and 5 create a new specialty earmarked license plate for the University of Miami. Sections 6 and 7 create a new specialty earmarked license plate for I RECYCLE. Sections 8 and 9 create a new specialty earmarked license plate for the University of Texas. Sections 10 and 11 create a new specialty earmarked license plate for the West Virginia University. Sections 12 and 13 create a new specialty earmarked license plate for ALS Awareness. Sections 14 and 15 create a new specialty earmarked license plate for the Make-A-Wish Foundation. Sections 16 and 17 create a new cultural license plate for the Delta Kappa Gamma Society International. Sections 18 and 19 create a new specialty earmarked license plate for African American Breast Cancer Awareness. Sections 20 and 21 create a new specialty earmarked license plate for the Loyal Order of Moose. Sections 22 and 23 create a new specialty earmarked license plate for the Isaiah 117 House. Sections 24 and 25 create a new specialty earmarked license plate for Habitat for Humanity for Montgomery County. Sections 26 and 27 create a new specialty earmarked license plate for the Tennessee Chamber of Commerce and Industry. Sections 28 and 29 create a new specialty earmarked license plate for Mothers Against Drunk Driving (MADD). Sections 30 and 31 create a new specialty earmarked license plate for the Greene County School System. Sections 32 and 33 create a new specialty earmarked license plate for Service Dogs Changing Lives. Sections 34 and 35 create a new specialty earmarked license plate for Childhood Cancer Awareness. Sections 36 and 37 create a new specialty earmarked license plate for Enjoy the Ride. Sections 38 and 39 create a new specialty earmarked license plate for the 101st Airborne Screaming Eagle. Section 40 expands the definition of a "collegiate plate" or "collegiate license plate" to include a four year law school located with Tennessee that is not accredited by the American Bar Association. Sections 41 and 42 create a new specialty earmarked license plate for Big Brothers Big Sisters. Sections 43, 44, and 45 add a provision to the original bill to create a cultural military license plate for the Disabled Veteran (service-connected). Decreases the fee for this specialty plate and for the regular registration fee for plates by 50 percent for disabled veterans who receive or are eligible for social security disability insurance benefits (SSDI) or supplemental security income (SSI). Section 46 extends the time frame for a new specialty earmarked license plate for the Friends of Shelby Park and Bottoms to reach the minimum issuance requirement to July 1, 2021. Section 47 adds a provision to the original bill to extend the time frame for a new specialty earmarked license plate for the Niswonger Children's Hospital to reach the minimum issuance requirement to July 1, 2021. Section 48 specifies that should any provision of this legislation be held invalid, it shall not affect the validity of the other provisions. House amendment 2 (017385) adds a provision to the legislation as amended to create a new specialty earmarked license plate for the Women's Suffrage Centennial.

Fiscal Note: (Dated January 26, 2020) Increase State Revenue \$15,700/FY20-21/Wildlife Resources Fund \$12,500/FY20-21/Tennessee Arts Commission \$3,100/FY20-21/Highway Fund \$17,500/FY21-22 and Subsequent Years/Wildlife Resources Fund \$14,000/FY21-22 and Subsequent Years/Tennessee Arts Commission \$3,500/FY21-22 and Subsequent Years/Highway Fund Other Fiscal Impacts The Department of Revenue will retain approximately \$3,640 from the sale of every 1,000 license plates to compensate TRICOR for production, warehousing, and distribution costs. TRICOR will receive approximately \$140 in net revenue in FY20-21.

Senate Status: 03/19/20 - Senate concurred in House amendment 2 (017385), which adds a provision to the legislation as amended to create a new specialty earmarked license plate for the Women's Suffrage Centennial.

House Status: 03/19/20 - House passed with amendment 2 (017385), which adds a provision to the legislation as amended to create a new specialty earmarked license plate for the Women's Suffrage Centennial.

Executive Status: 03/19/20 - Sent to the speakers for signatures.

WELFARE

SB2665/HB2860 **Requires DHS to create an app for TANF programs.**

Sponsors: Sen. White, Dawn , Rep. Terry, Bryan

Summary: Requires the department of human services to create a phone app for citizens to search and apply for programs that use TANF funds. Specifies that the app must also offer means by which the citizen may electronically apply to the programs and offer reminders to the citizen of any pending information needed to be submitted to complete an application. Broadly captioned.

Amendment Summary: House Health Committee amendment 1 (017167) deletes and replaces all language after the enacting clause. Authorizes, in the event that a state or federal state of emergency is declared, and for a period of no more than 12 months, DHS to award temporary assistance grants to eligible families in amounts up to 100 percent greater than the amounts for which the families have otherwise been determined eligible.

Subcommittee Amendments: PH_Sub_03.18.20.pdf

Fiscal Note: (Dated March 7, 2020) Increase State Expenditures - \$350,000/FY20-21 \$60,000/FY21-22 and Subsequent Years Other Fiscal Impact Federal Temporary Assistance for Needy Families (TANF) funding may be available for a portion of the increase in state expenditures. However, the extent and timing of any such funding is unknown.

Senate Status: 03/11/20 - Senate Health & Welfare Committee deferred to next available calendar.

House Status: 03/19/20 - Taken off notice in House Finance, Ways & Means Subcommittee.