



The Research Review



PUBLISHED BY THE RESEARCH DIVISION OF THE TENNESSEE HOUSE OF REPRESENTATIVES

May 10, 2007



Governor Bredesen unveiled new plans for education funding reform before a joint session of the General Assembly last week.

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Photo of the week:



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Agriculture

Jeremy Maxwell

Agriculture Committee met Tuesday to take up twelve bills on calendar. The committee heard testimony from sponsors of the smoking ban bills but did not take any action on the bills. The following bills were **rolled one week**:

HB 439 (Floyd) prohibits smoking in certain food service establishments to which children are granted access; prohibits smoking in all buildings owned or operated by county or municipal government.

HB 1395 (Jones, U) allows restaurant to choose to have a designated smoking area or to allow children service in the establishment, but not both.

HB 1583 (Fitzhugh) prohibits cigarette manufacturers from targeting advertisements toward significant youth audiences.

HB1851 (Bone) enacts the "Non-Smoker Protection Act" which prohibits smoking in any public place except for certain types of establishments that are defined.

HB 2072 (Maddox) expands prohibitions on smoking on school grounds.

HB 2336 (Odom) creates the Tennessee Smokefree Air Law of 2007 which prohibits smoking in any enclosed public place and outdoor arenas.

HB 1168 (Sontany) authorizes chemical capture of companion animals by certified animal control agencies.

HB 255 (Odom) adds swine to list of animals for which it is a Class E felony to own, train, or use for fighting for the purpose of amusement, sport, or gain.

HB 1703 (Bell) as amended makes it an offense for any person to knowingly use a pesticide in a manner inconsistent with its label.

The following bill was **deferred to January 2008**:
HB 1855 (Litz) authorizes commissioner of agriculture to establish a voluntary animal identification system for livestock.

The following bills were **taken off notice**:

HB 1249 (Odom) removes preemption concerning local regulation of tobacco products and authorizes local regulation of tobacco product usage.

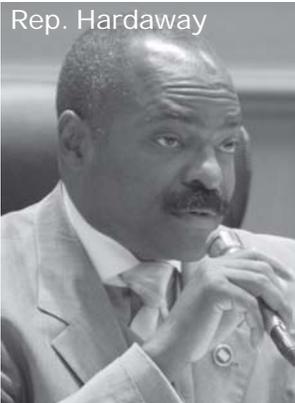
HB 762 (Niceley) requires all poultry processed in this or other states and sold in this state to state whether arsenic was fed to poultry at any time prior to processing.



Children & Family Affairs

Amelia Mitchell

The **Children & Family Affairs Committee** met this week and the following bill passed out to Finance Ways & Means:



Rep. Hardaway

HB 351 by Rep. Hardaway as amended clarifies the law concerning willful failure to support a child in a termination of parental rights proceeding. This bill is to be called the Anna Mae He Act.

The following bill failed for lack of majority

HB 1185 by Rep. S. Jones as amended clarifies the

calculation of child support shall not include a determination that a parent is willfully or voluntarily underemployed parent in the following circumstances: 1. the parent has been partially or completely unemployed for no less than 3 months; 2. the mother of the child was pregnant with that child at the time of the divorce filing; 3. the mother of the child was pregnant with the first child born of the marriage that is subject of the divorce petition at the time of the filing, and the parent that wants to stay unemployed can prove that it was the intention of the parties for that to happen before conception.

The following bill was sent to summer study:

HB 490 by Rep. Sontany adds that if a petition alleging that a juvenile is an unruly child was filed by law enforcement, and if the court finds that it is in the best interest of the child, then the court may order that the juvenile and the juvenile's parent or guardian participate in any counseling or other services provided by the petitioning law enforcement agency, if available. If the court orders counseling by the law enforcement agency, and if the parent or guardian willfully fails to attend, then the parent or guardian would commit the offense of contributing to the delinquency or unruly behavior of a child, which is a Class A misdemeanor.



Rep. Sontany

The Domestic Relations and Family Justice Subcommittees are closed subject to the call of the Chairs.



Commerce

Matt Barnes

Full Committee

The **Commerce Committee** met Tuesday to hear 25 bills. HBs 2165, 2255, 2232, 2249, 1551, 2043, 69, 1948, 1421 and HR 60 were rolled for one week. HBs 2167 and 1491 were taken off notice, and HB 11 failed as amended.



Chairman Curtiss

HB 2095 (Maddox), with an amendment that rewrites it, prohibits a real estate licensee from giving or paying cash rebates, cash gifts or cash prizes in conjunction with any real estate transaction.

[passed to Calendar and Rules as amended]

HB 1428 (Pinion), with an amendment that rewrites it, authorizes Commerce and Insurance to issue a service release inspection for purposes of installation and inspection of manufactured home or modular building HVAC systems. Such inspection is valid for 45 days on designated circuits only but shall not allow for occupancy. *[passed to Finance, Ways and Means as amended]*

HB 1481 (Matheny), as amended, requires all persons entering into employment after the effective date as a municipal, county or state-employed plumbing and mechanical inspector to receive certification within 12 months from the date of employment. Those inspectors already employed as of the effective date of this act shall be deemed to meet the qualifications for certification. Effective date is upon becoming law for purposes of rulemaking and July 1, 2008 for all other purposes. *[passed to Finance, Ways and Means as amended]*

HB 2286 (Rowe) regulates the selling of preneed funeral contracts and requires all sellers of such contracts to register with Commerce and Insurance. An amendment requires Commerce and Insurance to send a renewal notice prior to the expiration of a two-year registration. Such renewal may be effected at any time during the two months preceding expiration. Further, commissions authorized to be paid according to Title 56, Chapter 6, relative to agents, solicitors, and administrators, shall not be prohibited. *[passed to full committee as amended]*

HB 221 (Moore), with an amendment that rewrites it, requires motor vehicle dealers to pay off the agreed-upon indebtedness on a trade-in vehicle within 30 days after the dealer has received actual payment on the financing contract for the new vehicle purchase.

[passed to Calendar and Rules as amended]

HB 1452 (Favors), with an amendment that rewrites it, requires health insurance issuers to develop and implement procedures to ensure that providers are regularly informed of information maintained by the issuer to evaluate the performance or practice of the providers. *[passed to Finance, Ways and Means as amended]*

HB 1878 (Curtiss), as amended, revises the provisions associated with the disbursement of funds from the health access incentive account, maintained within the state treasury. The commissioner of Health shall direct these funds to services provided by federally qualified health centers, in addition to other present law initiatives. The amendment removes the requirement that the commissioner of Health submit programs for review by the regional health council before expending funds. *[passed to Calendar and Rules as amended]*



Rep. Moore



Commerce

Matt Barnes

HB 1005 (Curtiss), with an amendment that rewrites it, revises the provisions governing appointments to the State Board for Licensing Contractors. A second amendment removes “Inc.” wherever it appears in subdivisions (2) and (3). A third authorizes the Homebuilders Association to submit a nominee. [*passed to Finance, Ways and Means as amended*]



Rep. Coley

HJR 354 (Coley) urges Congress to pass legislation requiring credit card companies to include on monthly statements the time it will take to pay off the accumulated

debt, assuming only the minimum payment is made and no further debt is accumulated. [*passed to Calendar and Rules*]

HB 315 (DeBerry, J.), with an amendment that rewrites it, requires a health insurance entity, within 90 days after receipt of the application, to notify a provider of the results of the provider’s clean credentialing application and notify as to whether or not the entity is willing to contract with the provider. A clean application means it has no defect, misstatement of facts, or improprieties. [*passed to Calendar and Rules as amended*]

HB 549 (Shepard), with an amendment that rewrites it, moves the Tennessee Board of Pharmacy from Commerce and Insurance to the Health-related boards and make other technical changes. [*passed to Finance, Ways and Means as amended*]

HB 1605 (Shepard), as amended, authorizes a mental health or chemically dependent patient to have at least 12 additional visits after a utilization review episode instead of at least seven or as many as otherwise recommended by the treatment plan. [*passed to Calendar and Rules as amended*]

Industrial Impact Subcommittee

The **Industrial Impact Subcommittee** met Tuesday before full Commerce to hear three bills. HB 644 was

rolled to 2008 and HB 59 held in subcommittee pending an amendment.

HB 1726 (McCormick), with an amendment that rewrites it, encourages insurance providers to develop plans that provide coverage for basic and essential health care needs. Such plans would only be offered to members of the National Federation of Independent Business, described in the amendment as a Tennessee non-profit corporation in existence for at least five years and organized as a trade association for the purpose of serving employers with no more than 50 employees. Such plans would be exempt from mandated coverages. [*passed to full committee as amended*]



Rep. McCormick

Utilities, Banking and Small Business Subcommittee

The **Utilities, Banking and Small Business Subcommittee** met Tuesday before full Commerce to hear three bills. HB 2323 was taken off notice.

HB 415 (Todd) repeals the locksmith licensing provisions of 2006. The parties have been working on an amendment for some time that would delay the licensing requirement until July 1, 2008. However, the amendment would allow the commissioner of Commerce and Insurance to begin administering examinations and issuing licenses when such examinations are available. Since Chairman Curtiss just received the amendment at Monday night’s floor session and since the subcommittee is shutting down, the bill passed to full committee without adopting the amendment. The full committee will hear the amendment next week. [*passed to full committee*]

HB 2330 (Fitzhugh) removes exemptions from registration as an issues-dealer for those persons who sell oil, gas or mineral interests. [*passed to full committee*]

The Utilities, Banking and Small Business Subcommittee is closed subject to the call of the Chair.



Conservation & Environment

Jeremy Maxwell

Chairman Buck



The Conservation and Environment Committee met Wednesday to consider four bills on calendar. The following bills were **referred to FWM as amended**:

HB 2308 (Odom) authorizes department to institute proceedings to seek civil penalties of up to \$10,000 per day for

persons who damage a state park, remove or destroy rare, threatened or endangered species of plants in parks, or otherwise violate department rules and regulations; proceedings to be instituted through the attorney general; civil penalties paid to be deposited in the state park fund.

HJR 108 (McCord) adds provisions establishing the right to hunt and fish, subject to reasonable rules and regulations. The declaration of this right does not abrogate any private or public property rights, nor does it limit the state's power to regulate commercial activity.

HB 1804 (Buck) requires water quality enforcement actions be posted on the department's Web site. All director's and commissioner's orders and all other enforcement actions and outcomes, shall be published weekly in their entirety in one (1) location on the department's website.

The following bill was **referred to Calendar and Rules**:

HJR 532 (Kernell, Hawk) expresses desire of General Assembly to see monument honoring David Crockett erected at prominent location on grounds of State Capitol.

The following bill was **deferred to summer study committee**:

HB 1921 (Rinks) requires boat titling in state of Tennessee.



Consumer & Employee Affairs

Lucy Wilson

The House Consumer & Employee Affairs Committee heard six of the seven bills on the calendar. HB 1489 by Towns which renames the “Tennessee Identity Theft Deterrence Act of 1999” to “Tennessee Identification and Personal Information Protect Act of 2007” will be heard May 15, 2007 in full committee.

Two bills passed out of committee to Calendar and Rules.

HB 1818 by Hackworth authorizes the Commissioner of Labor and Workforce Development to issue an order assigning temporary responsibility for paying benefits among insurance carriers when there is dispute as to which carrier should pay benefits. The bill as amended also extends the Joint Committee for Workers’ Compensation for an additional five (5) years

HB 0066 by Turner M makes it a class B misdemeanor for an illegal alien to knowingly receive workers’ compensation unless exempted by the US Department of Labor. Any money derived from unlawful employment could be forfeited.

The remaining four bills passed and were referred to Finance, Ways & Means.

HB 1645 by Mumpower, as amended, requires anyone in the construction industry to carry workers’ compensation insurance, with two exceptions;

- 1) any person working on his own property, or
- 2) any sole proprietor or partner working on a residential dwelling for which the total compensation is less than \$7,000.

HB 0877 by Lynn enacts the “Employer Responsibility in Hiring Practices Act.” The first amendment rewrites the bill creating the Office of

Employment Verification Assistance within the Department of Labor and Workforce Development to assist employers who do not have internet access. Staffing is limited to one person. A verbal amendment to amendment #1 clarified that immigration status should be verified within three *business* days.

Further amendments defined “employee” as anyone for whom the employer files a W-2 wage and tax statement. And it was stipulated that all Department of Labor and Workforce Development expenses from the creation of the Office of Employment Verification Assistance be reimbursed from appropriations from the general fund.

A final amendment made changes to the bill as amended. Those changes include:

- Authorizing the department to hire such staff as is necessary
- Requiring a report at six month intervals on the effect of this act. Copies shall be sent to the Governor and his cabinet, the General Assembly, City/County Mayors and made available on the website.

HB 2128 by Fitzhugh is amended to stipulate any employee who received unemployment benefits shall not be entitled to temporary total disability benefits for the same weeks s/he received unemployment. Parties are expected to mediate in good faith. Based on the amendatory language, the “party or their representative” will be subject to a civil penalty for not mediating in good faith at the benefit review conference.



Consumer & Employee Affairs

Lucy Wilson

HB 1518 by Hackworth is rewritten by an amendment. The amendment prohibits the use of differing rates for reimbursement of physical or occupational therapy services in the medical fee schedule based on whether the services are performed at an independently-owned facility or at a physician-owned facility. Provisions are made for differing reimbursement rates if over utilization of therapy services are documented by the utilization review program and demonstrate that a bifurcated reimbursement system will correct the over-utilization.

The **House Consumer & Employee Affairs Committee** will conduct their final meeting May 15, 2007.

The **Employee Affairs Subcommittee** and the **Consumer Affairs Subcommittee** are closed and will open only at the call of the Chair.



The final meeting of the full committee is May 15th.



Education

Pam Mason

Full Committee



Chairman
Winningham

The Education Committee met on Tuesday and Wednesday of this week. Action on the calendar follows.

Referred to Calendar & Rules:
HB 346 – (Winningham) changes from October 1 to September 1 the date for filing an application to establish a charter school and for a renewal application for a charter school.

HB 2067 – (Maddox) directs the state to pay directly to LEAs all BEP and other state funds either appropriated by the General Assembly or otherwise allocated for promotion of classroom Internet connectivity and/or technology access.

HB 2125 – (Winningham) requires LEAs to measure and report to the department of education alternative school success through academic and behavior indicators. The state board of education is required to improve alternative school performance with greater accountability from the department of education and LEAs by outcomes of students served by alternative schools. LEAs with alternative schools are required to develop formal transition plans for integration of students from regular to alternative schools and from alternative to regular.

HB 1945 – (Winningham) expands opportunities for schools to increase parental involvement in schools by identifying activities that can be pursued.

Referred to Calendar & Rules, if amended:

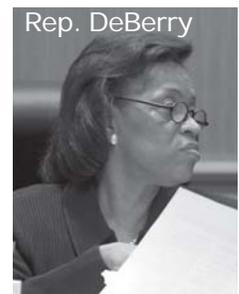
HB 1467 – (Fitzhugh) requires LEAs to adopt a policy on local school support groups. The policy must require a support group to: furnish a form stating nonprofit organization status, goals and objectives of group, address and telephone number and position of each office of the group; provide annual information

on each officer; provide an annual detailed statement of receipts and disbursements to the school principal; maintain financial records for at least 4 years; operate within applicable standards set by a related state association if applicable; ensure funds are safeguarded and only used for purposes related to objectives by having accounting procedures; receive prior approval from director of schools, or designee, before any fundraising; and provide access to all books, records, and bank accounts. Coaches, trainers or sponsors are prohibited from acting as treasurer or bookkeeper, and a majority of voting members of the board are prohibited from being school employees. Groups cannot use the school's or school district's sales tax exemption to purchase items. Groups are subject to audit by the Officer of the Comptroller.

A local board of education must adopt a policy on this issue and an organization must provide a school with collection documentation so that a principal of a school may contract with a school support organization to operate a concession stand or parking at school activities on school property. Any money collected at such an event shall be considered school support group funds and not student activity funds.

Nothing in this bill shall diminish the authority of a local board of education having an agreement with a civic organization for the operation of concessions or parking at school events. Any such civic organization shall not be subject to this act.

HB 1531 – (DeBerry, L.) as amended, adds language to the Code under annual report by commissioner to include report on overall high school graduation rates organized by high school and school systems; and report on high school graduation rates by gender and subgroup, pursuant to applicable federal law. This information is to be placed on the annual system and school report cards posted on the Internet.



Rep. DeBerry



Education

Pam Mason

HB 1991 – (McCord) amendment rewrites the bill to address any person, corporation or other entity with a contract with a local board of education or child care program to have background checks on employees. The checks must be done if there is direct contact with children or if there is access to school grounds when children are present. It is the duty of the employer to require applicants to supply fingerprints and submit to a criminal history records check prior to any contact with children. The background check must be conducted by the TBI. If a criminal history check shows a violent sexual offense, no direct contact with children can be allowed.

Any employee convicted of such an offense after employment must notify their employer within 7 days of conviction of such. If notification is not given, the employee commits a Class A misdemeanor.

The requirements of the legislation apply only if contact occurs during the course of performing a function of the contract.

HB 665 – (Baird) addresses inpatient mental health treatment as it pertains to juveniles. When a court orders an inpatient mental health treatment program for a juvenile, the principal of that child's school must develop a transition plan for the child's return to school.

HB 1062 – (Gresham) a teacher or administrator convicted of certain felony offenses would automatically have their license revoked by the State Board of Education. The teacher or administrator would not have the right to a hearing if such verification is received by the State Board. Notification of the relevant procedures for reinstatement of revoked licenses must be given.

HB 1530 – (DeBerry, L.) directs the office of education accountability to conduct a study of the effectiveness of pre-kindergarten programs. The study shall assess student achievement, both short and long term effects. The office is to engage one or more independent evaluators to complete this study.

Referred to Finance, Ways, & Means:

HB 651 – (Winningham) teachers employed with local boards of education are authorized to participate in the state employee's 403(k) plan and receive the same state match.

HB 1790 – (Jones, U.) pilot pre-kindergarten programs are to be funded at the same level as those implemented pursuant to the "Voluntary Pre-K for Tennessee Act of 2005." The legislation is in the Governor's Budget.

HJR 448 – (Cooper) creates a special task force to study the impact of slavery and of the Middle Passage on a student's ability to learn. Membership shall be one member each appointed by the speakers of both houses; two members appointed by the Governor; and one member appointed by the Tennessee legislative black caucus. A report is due by February 1, 2008.

Referred to Finance, Ways, & Means, if amended:

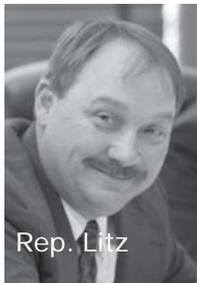
HB 950 – (Winningham) creates a special joint legislative study committee to evaluate and make recommendations regarding proprietary and career colleges. Membership shall be the chair and two members of the house education committee appointed by the speaker of the house; the chair and two members of the senate education committee appointed by the speaker of the senate; the majority leader of both houses or their designee; two representatives of the private or public sector, one appointed by each speaker; the executive director of THEC and one member of the THEC commission appointed by the executive director; the chancellor of TBR or their designee; the vice chancellor of Tennessee technological colleges or their designee; one representative from a Tennessee proprietary or career college that is national accredited and degree granting appointed by the speaker of the house; one representative from a Tennessee proprietary or career speaker of the senate. A report to the 105th General Assembly is due no later than January 1, 2008.



Education

Pam Mason

HB 1186 – (Jones, S.) as amended creates a study committee on methods of restraint employed on students who receive special education services. Members of the committee include the prime sponsors of HB 1186 and SB 1662; the chairs of the education committees of both houses; the ARC; the director of special education services in the department of education; the executive director of the select committee on children and youth; the chair of the commission of children and youth; the chair of the children and family affairs committee of the house of representatives and other experts. The committee shall report to the General Assembly by October 1, 2007.



HB 2260 – (Litz) adds to list of reasons for expulsion of students the act of making a threat, including a false report, to use a bomb, dynamite, or any other deadly explosive or destructive device including chemical weapons on school property or at a school sponsored event. Adds to 55-50-515 that a trial judge where a juvenile is convicted of such act may

require a mandatory one calendar year suspension may order the suspension of the juvenile's driver's license until age eighteen or up to a period of two years from the date of commission of the offense, whichever is later. Upon such action the juvenile shall surrender all operator licenses to the court. The court shall forward a record of the conviction to the department and may recommend the suspension of the operator's license.

HB 1084 – (Casada) sets up guidelines for elementary schools to establish a reading program. A fund is to be created in the state treasury known as "reading diagnostic and intervention fund". Money in the fund shall be invested and shall not revert to the general fund. The monies are to be used by the department of education for the purpose of this act. The department is to set up criteria for use of this fund.

HB 1972 – (Armstrong) provides that after July 1, 2008 each school in the state shall have at least one registered or licensed practical nurse.

HB 1950 – (Jones, S.) creates the "schools against violence in education act" and directs the commissioner of education to appoint a state-level safety team to assist LEAs. The commissioner shall appoint members from the following areas: representative of the department of safety, the TBI, homeland security; the department of mental health and developmental disabilities; the emergency medical services of the department of health, the state board of education, and the Tennessee association of school resource officers. The commissioner may appoint a representative from the following: the Tennessee organization of school superintendents; the Tennessee alternative education association; the Tennessee education association; the Tennessee association of mental health organizations; the Tennessee association of school counselor and psychologists; the Tennessee state parent teacher association; the Tennessee school health coalition; and a representative of students between sixteen and twenty-four. The amended bill removes the "school resource officer" language from Section 3 of the bill.



HB 2138 – (Pruitt) makes attendance in an alternative school mandatory for students who have been expelled or suspended. As amended the bill applies to Davidson County only.

HB 1423 – (Harwell) creates a foster child scholarship program to ensure that a child whose physical residence has moved within a school year may continue to attend a school even if it is not in the child's resident school district. The child shall also be eligible for a transportation scholarship. No school shall be required to enroll or re-enroll a foster child if the child is under a zero tolerance expulsion for guns, drugs, or assault on a teacher. Nothing in the bill shall be in conflict with rights of any child under the federal McKinney-Vento Homeless Education Assistance Act and its reauthorization under No Child Left Behind.

Failed:

HB 483 – (Coley)



Education

Pam Mason

Referred to Summer Study:

- HB 2073 – (Maddox)**
- HB 1872 – (Hawk)**

Referred to Select Oversight Committee on Education:
HB 1360 – (Kernell)

Deferred to 2008:

- HB 2147 – (Coley)**
- HB 1996 – (Jones, U.)**

Taken off Notice:

- HB 1251 – (Odom)**
- HB 2113 – (Maddox)**
- HB 447 – (Winningham)**

Deferred 1 week:

- HB 374 – (Briley)**
- HB 1046 – (Townes)**
- HB 2293 – (Winningham)**
- HB 694 – (Winningham)**
- HB 239 – (Overbey)**
- HB 343 – (Winningham)**
- HB 2294 – (Winningham)**
- HB 795 – (Campfield)**

At its Wednesday meeting, the Committee considered all lottery legislation on the calendar. Action follows.

Taken off Notice:

- HB 153 – (McDaniel)**
- HB 154 – (McDaniel)**
- HB 305 – (Hood)**
- HB 478 – (Brooks)**
- HB 448 – (Winningham)**
- HB 929 – (Winningham)**
- HB 724 – (Cooper)**
- HB 350 – (Hardaway)**
- HB 1059 – (Gresham)**
- HB 1609 – (Matlock)**
- HB 1980 – (Hood)**
- HB 2123 – (Odom)**
- HB 1979 – (Hood)**

- HB 446 – (Winningham)**
- HB 2064 – (Maddox)**
- HB 199 – (Bone)**

The following bills address various lottery proposals and were deferred one week.

- HB 1008 – (Brown)** enacts the “Tennessee STAR Scholarship Act of 2007”.
- HB 1014 – (Brown)** revises pilot after school programs for at-risk students.
- HB 2071 – (Maddox)** allow adult education programs to apply for after school grants
- HB 1340 – (Brown)** requires THEC to report on award and retention rates of nontraditional students.

The following bills address lottery funded capital outlay projects and were deferred one week.

- HB 2065 – (Maddox)**
- HB 2357 – (Winningham)**
- HB 1475 – (Fitzhugh)**
- HB 9 – (Hawk)**

The following bills were taken off notice. The language of these bills will be incorporated into the Omnibus Lottery bill – **HB 653 – (Winningham)**. Bill topic, number, and sponsor follow.

Changing limitation on receipt of HOPE

- HB 161 – (Dunn)**
- HB 336 – (Hackworth)**
- HB 338 – (Hackworth)**
- HB 236 – (Overbey)**

Nontraditional Students

- HB 871 – (Rinks)**
- HB 1013 – (Brown)**
- HB 1068 – (Winningham)**
- HB 152 – (McDaniel)**
- HB 1082 – (Brown)**

Foster Care Tuition

- HB 339 – (Winningham)**

Private School Teacher Scholarships

- HB 874 – (Harwell)**



Finance, Ways & Means

Julie Travis & Patrick Boggs

The Full Committee

The House Finance, Ways, and Means committee met on Tuesday, May 8th to take action on seventeen bills. This week in committee, Mr. Anthony Haynes, the Director of State Relations for the University of Tennessee system, and Mr. David Gregory, representing the Tennessee Board of Regents were present to give insight to the committee regarding security at their institutions. Both systems are currently working to improve campus security, though both agree that there are areas where improvements could be made, and suggested to the committee potential areas to upgrade.



The following bills were referred to Calendar and Rules:

HB 99 (Winningham, Brooks) – This bill creates a pilot project whereby, in each grand division, two or more LEAs would enter into an agreement with one or more postsecondary institutions in their respective grand division to establish a cooperative high school program. A consortium will oversee articulation, alignment, and curriculum development in the program and evaluate student successes. After a year, the programs will commence statewide if deemed successful. No fees can be charged to students if the program gets state, local, or federal funding.

HB 2090 (Maddox) – This bill, as rewritten in the committee, exempts DMRS from the requirement that other hospitals must go through to obtain a certificate of need for ICF/MR non-facility beds as a result of the Arlington and Clover Bottom lawsuits, though it does not address the Brown waiting list lawsuit.

HB 403 (S. Jones) – This bill requires school resource officers to be sworn police officers. Police officers would have to undergo forty hours of basic training in school policing and follow-up training of sixteen hours annually; and, their employment must be on condition of a signed memorandum of understanding between the chief of a law enforcement agency and the LEA.

HB 63 (M. Turner) – This bill defines “qualified rehabilitation professional” and changes the requirements for licensing home care organizations that provide prescribed wheeled mobility devices.

HB 2253 (Pinion) – This administration bill authorizes the Department of Transportation to initiate and enter into fifteen design-build contracts per year if the cost is less than \$1,000,000, and up to five of more than that amount. After three projects are completed, a report will be presented to the General Assembly’s House and Senate Transportation Committees on the effectiveness of the program.

HB 2310 (Odom) – This administration bill authorizes the Department of Environment & Conservation to increase the caps on certain fees, and the commissioner may bring actions in court.

HB 2236 (Brown) – This administration bill replaces the optional high-school exit exam with three assessment exams. The exams will be given in the eighth, tenth, and eleventh grades. The testing is to provide diagnostic data to aid in increasing graduation rates and improving readiness for postsecondary education. The Commissioner of Education shall approve of the exam selections.

HB 312 (Briley) – This bill increases the amounts charged for filing notices with the clerk of the Supreme Court, and limits any future increases for filing with criminal appeals courts.

HJR 243 (Watson) – This resolution names a bridge spanning the Hiwassee River on S.R. 58 in Meigs



Finance, Ways & Means

Julie Travis & Patrick Boggs

County the “Cherokee Memorial Bridge.” Signage shall be paid for out of the highway fund.

HJR 244 (Watson) – This resolution names a bridge spanning U.S. 64 on S.R. 68 in Polk County the “Veterans Memorial Bridge.” Signage shall be paid for out of the highway fund.

HB 775 (Vaughn) – This requires that written notice of the method of appeal be given to a claimant upon final denial of a claim for unemployment compensation.

HB 1557 (Shepard) – This enacts the “Revised Uniform Anatomical Gift Act,” by revising procedures within the current Uniform Anatomical Gift Act. It retains the opt-in consent, while strengthening the rights of donors and expanding the list of the deceased’s survivors who can consent to a donation.

HB 2320 (Curtiss) – This administration bill exempts prepaid limited health service organizations that subcontract with TennCare HMOs from the health maintenance organization tax.

HB 2267 (Shepard) – This administration bill, as rewritten in the subcommittee, reschedules Gamma Hydroxybutyric Acid (GHB) and its salts, isomers, and salts of isomers to coincide with the federal controlled substance schedule. It adds numerous opiates, depressants, stimulants, and narcotics to Schedules I through V of the controlled substances schedule, thereby making it a criminal offense to manufacture, deliver, sell, or possess with the intent to manufacture, deliver, or sell the drugs.

Deferred for one week in full committee:

- HB 1809 (Pruitt)
- HB 2139 (Pruitt)
- HB 1752 (U. Jones)

The Budget Subcommittee

The Budget Subcommittee of the House Finance, Ways, and Means Committee met on Wednesday, May 9, with sixty-two bills and resolutions on its calendar and addenda.

Subcommittee actions for these bills are as follows:

Deferred for one week:

- HB 1141 (Buck)
- HB 1146 (Buck)
- HB 1822 (Buck)
- HB 1154 (Buck)
- HB 729 (Hood) *as amended by BSA #1*
- HB 444 (Moore)
- HB 114 (Shepard)
- HB 1532 (L. DeBerry)
- HB 761 (Matheny)
- HB 704 (McCord)
- HB 976 (Niceley)
- HB 1290 (Pinion)
- HB 895 (Sargent)
- HB 1501 (Towns)
- HB 1877 (Towns)
- HB 1302 (West)
- HB 2251 (Odom)

Deferred for two weeks:

- HB 2206 (J. DeBerry)
- HB 1439 (J. DeBerry)
- HB 1434 (J. DeBerry)
- HB 327 (Tidwell)

Bills deferred to 2008:

- HB 57 (M. Turner)

Bills referred to the study committee subcommittee:

- HB 1971 (Armstrong)
- HJR 346 (L. DeBerry)
- HR 74 (L. DeBerry)
- HB 922 (McCormick)



Chairman Fitzhugh
Vice Chair Tindell



Finance, Ways & Means

Julie Travis & Patrick Boggs

Bills taken off-notice:

- HB 435 (DuBois)
- HB 1230 (Kelsey)
- HB 668 (Swafford)
- HB 1047 (C. Cobb)

Behind the Budget:

- HB 1004 (Curtiss) *as amended by BSA #1*
- HB 1216 (Fincher)
- HB 733 (Hood)
- HB 1381 (S. Jones)
- HB 1182 (S. Jones)
- HB 1906 (Rinks)
- HB 106 (Shepard)
- HB 49 (M. Turner)
- HB 65 (M. Turner)
- HB 100 (Winningham)
- HB 1326 (Briley)
- HB 139 (Harmon)
- HB 2225 (Maddox)
- HB 723 (McCord)
- HB 886 (Montgomery)
- HB 1207 (Pinion)
- HB 456 (Sontany)

Referred to full committee:

HB 1856 (Litz) – The subcommittee reconsidered its action in placing this bill behind the budget. It restores the premium tax credits available to county mutual insurance companies, which were erroneously eliminated during last year’s session.

HB 2332 (Curtiss, Odom) – An administration bill, this legislation authorizes a person licensed as a manicurist, aesthetician, or natural hair stylist to become licensed as a manicuring, aesthetics, or natural hair styling instructor without holding a cosmetology license.

SJR 91 (R. Finney, Hensley) – As amended by the subcommittee, this resolution urges the Comptroller of the Treasury to study the current laws governing alcohol and drug abuse including law enforcement mechanisms used to prevent illegal access to alcohol and drugs and the sentencing statistics over the last two years of drug and alcohol convictions in the state. Findings and recommendations from the study will be reported back to the leaders of the House and Senate by December 1, 2008.



HB 2354 (Odom) – An administration bill rewritten in the subcommittee, this increases the cigarette excise tax from 20 cents per pack to 60 cents per pack. All funds raised would be placed into the education fund, save a \$21 million annual transfer to the Department of Agriculture’s currently existing grant program.

HB 2261 (Odom) – This administration bill, aimed at the practice of doctor shopping for prescription medications, makes the failure of a patient to disclose to a physician that the enrollee has obtained the same prescription within the past thirty days from another physician a Class E felony.

HB 1433 (M. Turner) – This legislation provides for a funding mechanism for the Gaylord Opryland Hotel and Convention Center. It does this by allowing Metropolitan Nashville to create a secondary tourism development zone within its borders, and to enact a special rooming tax inside that zone.

HB 1221 (Gilmore) – This bill requires each state department that issues permits for proposed projects or actions to provide personal notifications, though by mail is not required, to interested persons, and create a notification registry of interested persons.



Finance, Ways & Means

Julie Travis & Patrick Boggs

HB 90 (Harmon) – This bill requires the annual inspection of all for-hire motor vehicles that accommodate eight or more passengers.

HB 1276 (Lynn) – This bill enacts the “Regulatory Flexibility Act of 2007.” It requires economic impact statements by executive departments before they engage in their rulemaking authority.

HB 2083 (Maddox) – This bill, with an amendment attached by the subcommittee, transfers jurisdiction of the Big Cypress State Natural Area from the TWRA to the Department of Environment and Conservation. The amendment allows hunting to continue on the property, as well as access to any structures that are used by the TWRA.

HB 2088 (Maddox) – This legislation defines “personal support services agency” and “personal support services worker.” Each recipient of an agency’s services shall be sent a consumer notice before services commence. Likewise, each worker shall be provided with a certain information notice before the worker provides any service to the recipient.

HB 1876 (McDonald) – This bill creates a licensing program for geologists, along with an Advisory Committee for Geology. Licensees must meet certain standards and undergo continuing education requirements to have their license renewed.

HB 1995 (Miller) – This bill, which applies only to Shelby and Davidson counties, outlines the process for issuance of a complaint to enforce codes and for abatement of a public nuisance for compliance with building codes, when an owner will not do so.

HJR 433 (Tindell) – This resolution urges Congress to provide authorization and funding for a regional lab dedicated exclusively to child exploitation in Tennessee.

HB 2314 (Hood, Odom) – This bill, the administration’s Jessica’s Law, increases the penalty for Class A felony rape of a child from 15 years to 25 years minimum. Such person, when released, shall remain on community supervision, including GPS tracking of movements, for the remainder of that person’s natural life and may not petition for release from that supervision. According to the administration’s funding letter, the remaining costs for implementing the GPS monitoring system in the bill, as amended, will be covered in the administration amendment to the appropriations bill.



Government Operations

Kristina Ryan

The Government Operations Committee met on Wednesday, May 9, 2007 to consider its calendar. All bills except for three were sunset bills. **HB 623** by Representative Mike Turner and **HB 770** by Representative ampfield were both rolled to next year's calendar. **HB 1823** by Representative Casada, **HB 498** by Representative Kernell and **HB 2015** by Representative Kernell were all rolled for one week.



Sunset Bills

The following bills were sent to the Calendar and Rules Committee:

HB 494 by Kernell - Board of Dentistry - June 30, 2011

HB 2001 by Kernell – Military Affairs Commission

- The amendment adopted would sunset this entity.

HB 2008 – by Kernell – Board of Medical Examiners – June 30, 2011

HB 2009 by Kernell – Child Care Agency Licensing Board of Review – June 30, 2011

- The amendment adopted would extend this entity until June 30, 2013.

HB 2011 by Kernell – TennCare Pharmacy Advisory Committee – June 30, 2009

- The amendment extends this entity until June 30, 2011.

HB 2018 by Kernell – Civil Service Commission – June 30, 2011

HB 2026 by Kernell – Department of Personnel – June 30, 2010

- The amendment extends this department until June 30, 2011.

HB 2014 by Kernell – Terminates the Cragfont Restoration Commission.

HB 2017 by Kernell – Department of General Services – June 30, 2009.

HB 2024 by Kernell – Terminates the Cordell Hull Birthplace Advisory Council.

HB 2030 by Kernell – Motor Vehicle Commission – June 30, 2010.

- The amendment adopted extends this entity to June 30, 2011.

HB 2032 by Kernell – Industrial Development Division, Building Finance Committee – June 30, 2012

- The amendment adopted extends this entity until June 30, 2013.

HB 2033 by Kernell – Board for Economic Growth – June 30, 2010.

- The amendment adopted extends this entity to June 30, 2011.

HB 2034 by Kernell – Southern States Nuclear Compact – June 30, 2012.

- The amendment adopted extends this entity to June 30, 2013.

HB 2035 by Kernell – Four Lake Regional Industrial Development Authority – June 30, 2010.

- The amendment adopted extends this entity to June 30, 2011.

HB 2036 by Kernell – Southern States Energy Board – June 30, 2012.

- The amendment adopted extends this entity to June 30, 2013.

HB 2037 by Kernell – Viticulture Advisory Board – June 30, 2012.

- The amendment extends this entity to June 30, 2013.



Government Operations

Kristina Ryan

HB 2038 by Kernell – Historical Commission – June 30, 2012.

- The amendment adopted extends this entity to June 30, 2012.

HB 2039 by Kernell – Agricultural Hall Fame – Board of Governors – June 30, 2012.

- The amendment adopted extends this entity to June 30, 2012.

Other Legislation

HB 1748 by Kernell

As amended, this legislation changes to termination date for the following entities to June 30, 2011:

- Northwest Community Service Agency
- Shelby County Community Service Agency
- Southwest Community Service Agency
- Mid-Cumberland Community Service Agency
- South Central Community Service Agency
- Upper Cumberland Community Service Agency



Health & Human Resources

Judy Narramore

Chairman Armstrong



Full Committee

The **Health & Human Resources Committee** met Tuesday, May 8, 2007, with 26 bills on calendar, including the two bills referred today from the Health Care Facilities Subcommittee.

Four bills were *referred to Calendar & Rules*:

HB 0773 (Vaughn) as amended requires the health licensure and certification entities under authority of the Department of Health to include the maximum amount owed by a licensee or certificate holder at the time the order is entered and provide, by certified mail, a final cost assessment to the licensee or certificate holder within 60 days of the effective date of the order.

HB 0233 (Overbey) as amended expands the scope of practice of speech language pathology to include the use of rigid and flexible endoscopes. A speech language technologist who uses an endoscope must meet procedural conditions specified in the amendment.

HB 0240 (Overbey) as amended authorizes covenant not to compete provisions in specified health care provider employment agreements. Amendment 1 rewrites the bill to authorize and define the covenants not to compete for provider employment contracts and the purchase or sale of a provider's practice. Amendment 2 adds a severability clause and changes the effective date of the bill as amended. Amendment 3 removes radiologists from the provisions of the bill. Amendment 4 removes emergency room physicians from the provisions of the bill. Amendment 5 removes osteopathic physicians from the provisions of the bill.

HB 2329 (Odom) as amended authorizes the Department of Children's Services to provide training for unlicensed personnel who assist children and youth with the self-administration of medication in group home

settings, exempts such unlicensed personnel from nursing licensure provisions of current law, and requires that such unlicensed persons must have received and be able to document six hours of training in medication administration from a registered nurse.

Two bills were *referred to Finance, Ways & Means*:

HB 1885 (Overbey) as amended creates the polysomnography professional standards committee to develop a regulatory structure for the practice of polysomnography and licensure of polysomnographic technologists under the Board of Medical Examiners. Amendment 1 redefines the practice of polysomnography to make the definition more precise. Amendment 2 authorizes the patient's home, in accordance with a physician's order, as a location where the practice of polysomnography can take place.

HB 2350 (Odom) extends the expiration date for the monthly six percent gross receipts tax on intermediate care facilities for the mentally retarded (ICF/MR) from July 15, 2007, to July 15, 2009.

In other committee action, **HB 1306 (West)** (elective cosmetic surgery) failed on a voice vote. **Rep. Hackworth** requested that **HB 1550** be taken off notice. **Rep. Overbey** rolled **HB 0283** one week and **HB 0241** to the heel of the last calendar. **Rep. Odom** took **HB 2351** off notice. Committee time expired as **HB 0301 (Overbey)** (access to hospital patient medical records) was being debated; a motion on the bill is pending. The remaining bills on calendar were rolled one week; **HB 2063, HB 1268, HB 0964, HB 1618, HB 0806, HB 0812, HB 1669, HB 0486, HB 2298, HB 1976, HB 1892, HB 2182, HB 1960, and HB 1781.**

Rep. Overbey





Health & Human Resources

Judy Narramore

Health Care Facilities Subcommittee

The **Health Care Facilities Subcommittee** reopened to consider two bills for action and one bill, **HB 1268 (Lynn)**, for review and to make a recommendation to the full committee. The subcommittee met immediately before full committee on May 8, 2007, referring both bills on calendar to the full committee. **HB 2350 (Odom)** extends the expiration date for the monthly six percent gross receipts tax on intermediate care facilities for the mentally retarded (ICF/MR) from July 15, 2007, to July 15, 2009. **HB 1781 (U. Jones)** as amended creates a 13-member advisory committee to study the accessibility and efficiency of emergency medical care in Shelby County. The advisory committee will issue recommendations and an action plan for the increased cooperation and efficiency of emergency care in Shelby County to the Mayor of Shelby County and the Mayor of the City of Memphis no later than December 15, 2007, at which time the committee will dissolve. For discussion and review, **Rep. Lynn** presented **HB 1268** [repeals Health Services and Planning Act of 2002; abolishes Health Services and Development Agency (HSDA); and, abolishes certificate of need program] and a proposed amendment (rewrites the bill to require the HSDA to report annually to the General Assembly on specified activities of the agency). The subcommittee voted to recommend against the bill and the proposed amendment.

Professional Occupations Subcommittee

The **Professional Occupations Subcommittee** is closed subject to the call of the Chair.

Public Health & Family Assistance Subcommittee

The **Public Health & Family Assistance Subcommittee** is closed subject to the call of the Chair.

Health Care Facilities reopened this week for action on two bills and review on a third.



Judiciary

Jamie Wyatt

The Full Judiciary Committee

Due to lengthy discussions on a few bills, the Judiciary Committee was unable to finish its calendar. The committee will meet Thursday May 10th immediately following session to finish its last calendar.

The following bills were approved for passage and sent to the Finance, Ways and Means Committee:

- **HB 132 by Rep. Bell**, as amended, authorizes a person with a handgun carry permit to possess a handgun the entire year while on the premises of any refuge, public hunting area, and wildlife management area or, to the extent permitted by federal law, national forest land maintained by the state. However, such a person is not authorized to use the handgun to hunt unless the person is in full compliance with all wildlife laws.

The following bills were approved for passage and sent to Calendar and Rules:

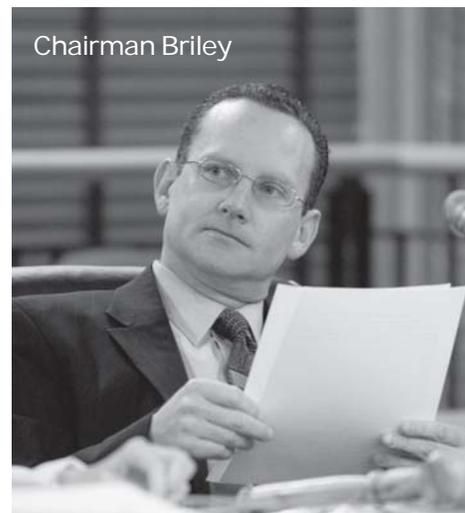
- **HB 1365 by Rep. Kernell** increases the punishment for the first offense of unlawful possession of a weapon with the intent to go armed from a fifty dollar (\$50) fine to a fine not to exceed five hundred dollars (\$500). Also, it makes a second or subsequent violation of this offense a Class B misdemeanor.
- **HB 2184 by Rep. Niceley**, as amended, authorizes any person to possess or carry with the intent to go armed any weapon in or on the grounds of any public park, playground, civic center or other building facility, area or property owned, used or operated by any municipal, county or state government. Also, the bill requires postings notifying all those that enter such areas that they are authorized to carry such weapons.

Off Notice

HB 1334 by Rep. Briley

HB 2154 by Rep. Briley

HB 2311 by Rep. Briley



Chairman Briley



State & Local Government

Lawrence Hall, Jr.

Chairman Jones



This week the **State and Local Government** full committee had twenty-seven bills on the calendar. Four bills were passed to calendar and rules and one was passed to finance, ways, and means. All other bills were rolled to a later calendar or taken off notice. The full committee will close in two weeks.

Calendar and Rules:

-HB 1533 by L. DeBerry – This bill requires the tax assessor to review and accept or reject a taxpayer's amended personal property schedule within 60 days of receipt.

-HB 916 by Shaw – This bill authorizes an employee of an energy distribution system purchasing electric energy from an energy acquisition corporation to serve as a director of the energy acquisition corporation.

-HB 1442 by Dunn – This bill prohibits a member of a county election commission or the state election commission from participating in the management or leadership of a political party organization or a candidate's campaign during such member's term of office.

-HJR 329 by Shaw – This resolution names Army Aviation Support Facility in Jackson in honor of the late Chief Warrant Officer 3 William T. Flanigan Tennessee Army National Guard.

Finance, Ways, and Means:

-HB 1345 by Shepard – This bill continues the joint study currently being performed by TSU and MTSU of solid waste in Tennessee.

The **State Government** subcommittee is closed.

This week in **Local Government** subcommittee there were thirty-three bills on the calendar. The committee passed nineteen bills to full committee to be considered next week.

Local Government subcommittee is now closed.

Full Committee:

-HB 2289 by Shepard – This bill requires that a municipal solid waste region's plan include provisions for managing solid waste generated as a result of natural disaster and imposes a pre-disposal fee on tire dealers.

-HB 2127 by Fitzhugh – This bill establishes provisions for the certification and education of municipal finance officers.

-HB 1824 by Casada – This bill requires notice of hearing on establishment of central business improvement district be published in two major newspapers in the municipality.

-HB 1043 by Towns – This bill increases fine for making nonemergency 911 calls from \$50.00 to \$250.00 for the first offense and \$500.00 for second or subsequent offense.

-HB 1751 by Brown – This bill requires posting and archiving of annual reports on TELC's Web page.

-HB 2120 by Litz – This bill permits a winery selling wine it produces to make sales on its premises without restriction on the number of gallons sold if made from a minimum of 50 percent wine from "fruit" instead of "grapes" as in the present law.

-HB 1754 by U. Jones – This bill expands the definition of premier type tourist resort to permit the sale of alcoholic beverages for consumption on the premises at a commercially operated facility that is located on 500 acres, has at least 50 rooms for overnight accommodations, and serves at least two meals a day in a dining room that seats at least 50 people.

-HB 1787 by U. Jones – This bill establishes minimum and maximum number of members for technical advisory committee to emergency communications board.



State & Local Government

Lawrence Hall, Jr.

-HB 1788 by U. Jones – This bill will allow counties and municipalities to purchase secondhand articles, goods, equipment, materials, supplies, or commodities from federal, state, or local government agencies without public advertisement and competitive bidding and from private entities under certain circumstances.

-HB 1789 by U. Jones – This bill establishes guidelines allowing municipalities to use competitive sealed proposals to purchase goods and services instead of competitive sealed bids under certain circumstances.

-HB 1692 by Todd – This bill changes the period of time for election to be held to elect members of a charter commission for metropolitan from 46-60 days to 45-61 days.

-HB 763 by Niceley – This bill will restore the right to trial by jury in quo warranto actions contesting the validity of municipal annexation.

-HB 1629 by Pitts – This bill increases the elderly income level on which tax relief can be sought from not exceeding \$20,000 in tax year 2006 to not exceeding \$22,000 in tax year 2008.

-HB 2158 by Briley – This bill provides that the department of revenue bears the burden of proving that a taxpayer's records are inaccurate for taxes on alcoholic beverages sold for consumption on the premises.

-HB 2300 by Maddox – This bill clarifies that any form of local government, not just a municipality, may transfer land within its boundaries to a port authority.

-HJR 461 by Matlock – This resolution names the Tennessee National Guard armory in Sweetwater in Monroe County as the "Lieurance/Hunt National Guard Armory."

-HJR 462 by Hawk – This resolution names the Tennessee National Guard Armory in Erwin in honor of the late Sergeant First Class Mark O. Edwards.

-HB 609 by C. Cobb – This bill expands the definition of "qualified public use facility" for purposes of convention center and tourism financing purposes.

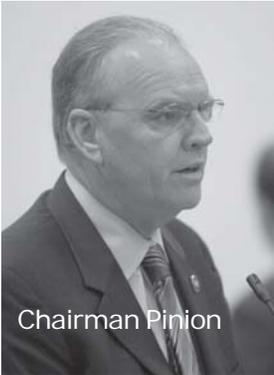
-HB 2172 by Naifeh – This bill authorizes the creation of regional megasite authorities.

**Elections Subcommittee is closed.
Local Government Subcommittee is now closed.
State Government Subcommittee is closed.**



Transportation

Jeremy L. Elrod



Full Committee

The **House Transportation Committee** convened on May 8, 2007 to consider twelve bills.

The following bills were referred to the **Calendar and Rules Committee**.

HB855 (Bass) – Specifies that civil defense and emergency management personnel are not authorized to install blue flashing

emergency lights on their vehicles.

HB1058 (Gresham) – As amended, if a person charged with a violation of the financial responsibility law submits evidence of compliance on or before the court date of compliance, a court shall dismiss the violation if it is satisfied the person had insurance at the time of the violation and maintained coverage between the date of the violation and the court date.

HB2271 (Odom) – Transfers responsibility for administering registration and titling provisions from the department of safety to the department of revenue; revises related provisions. As amended, it cleans up statutes regarding the transfer to Revenue of registration and titling. It also clarifies the responsibilities of the Department of Revenue and Safety in regards to the Financial Responsibility Law.

HB2186 (McCord) – As amended, the bill adds to the present law exemption from the building height and sign restrictions for certain scenic highways in Knox County property that is zone “C-6.”

HB1201 (Pinion) – Requires local governments that operate hot mix asphalt facilities to comply with applicable health, safety, and zoning laws in the use of such asphalt. The bill also modifies approval process for new facilities and authorizes department of transportation to regulate such facilities.

The following bills were referred to the **Finance, Ways and Means Committee**:

HB1382 (S. Jones) – Increases certain motor vehicle registration fees due to the county clerk. As amended, funds raised by this bill would be earmarked for computer related expenses, but may be used as other county clerks’ fees if the monies are not needed for computer related expenses. An amendment was also adopted to exempt Shelby County from the bill.

HJR425 (Bass) – “Harvey McClain Bridge” highway signs on a bridge on U.S. Highway 64 Bypass in Giles County.

HB2216 (Ferguson) – As amended, allows TDOT to start a program to encourage governmental entities in Tennessee to use more vehicles that ran on alternative fuels. The department of agriculture is authorized to start an alternative fuel program to stimulate public and private research.

HJR154 (Shaw) – “Lt. James E. Mills Memorial Highway” highway signs on a portion of SR 125 in Hardeman County. An amendment was adopted to pay for the signs with state highway funds.

HJR424 (Winningham) – “Corporal Rusty Lee Washam - PFC Denny Lee Washam Memorial Bridge” highway signs on a bridge spanning Buffalo Creek on State Route 63 in Scott County.

HB698 (McCord) – As amended, a traffic citation issued based on evidence from a surveillance camera installed to enforce/monitor traffic violations shall be a non-moving violation.

HB1206 (Pinion) – As amended, defines “customary maintenance” and “destroyed” for billboard regulation purposes. The bill would prohibit a non-conforming billboard that is



Transportation

Jeremy L. Elrod

destroyed from being re-permitted unless it was destroyed by vandalism. Permit and tag fees for billboards are increased and allocates fees that are received in excess of administration costs to litter prevention education programs. Stacked billboards are allowed to be moved to a new location if the new location is eligible for a permit.

Public Safety & Rural Roads Subcommittee

Public Safety & Rural Roads Subcommittee is closed subject to the call of the Chair.

Public Transportation & Highways Subcommittee

Public Transportation & Highways Subcommittee is closed subject to the call of the Chair.

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