

Amendment No. _____

Signature of Sponsor

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Date _____
Time _____
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Comm. Amdt. _____

AMEND Senate Bill No. 2878

House Bill No. 2734*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67-6-104(b)(3), is amended by adding the following as a new subdivision:

(C) On or after January 1, 2021, a county that borders at least three (3) distressed rural counties identified pursuant to subdivision (b)(3)(B);

SECTION 2. Tennessee Code Annotated, Section 67-6-104(g)(1), is amended by deleting the language "For eligible counties as defined in subdivision (b)(3)(B)" and substituting instead the language "For eligible counties as defined in subdivision (b)(3)(B) or subdivision (b)(3)(C)".

SECTION 3. Tennessee Code Annotated, Section 67-6-104(m)(1), is amended by deleting the subdivision and substituting instead the following:

(1)

(A) In the case of property located in eligible counties as defined in subdivision (b)(3)(A), have filed an application with the commissioner of finance and administration prior to December 31, 2014;

(B) In the case of property located in eligible counties as defined in subdivision (b)(3)(B), have filed an application with the commissioner of finance and administration on or after December 31, 2014, and prior to December 31, 2020; or

(C) In the case of property located in eligible counties as defined in subdivision (b)(3)(C), have filed an application with the commissioner of finance



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and administration on or after January 1, 2021, and no later than December 31, 2026; and

SECTION 4. Tennessee Code Annotated, Section 67-6-104(m)(2), is amended by deleting the subdivision and substituting instead the following:

(A) In the case of property located in eligible counties as defined in subdivision (b)(3)(B), have received the approval of a commercial development district from the commissioner of finance and administration on or before June 30, 2021; or

(B) In the case of property located in eligible counties as defined in subdivision (b)(3)(C), have received the approval and certification of a commercial development district from the commissioner of finance and administration on or before June 30, 2027.

If the commissioner, with approval by the commissioner of economic and community development, determines that the special allocation of sales and use tax revenues, as authorized by this section, is in the best interests of the state, then the commissioner shall approve the request and certify the district. Upon certification of the district pursuant to this subdivision (m)(2)(B), the commissioner shall provide prompt notice of the certification to the commissioner of economic and community development, the commissioner of tourist development, and the requesting local governing body.

SECTION 5. Tennessee Code Annotated, Section 67-6-104(f), is amended by deleting the first sentence of the subsection and substituting instead the following:

Each commercial development district shall be certified by the commissioner of finance and administration in accordance with this subsection (f) and, as appropriate, subdivision (m)(2)(B).

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.

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AMEND Senate Bill No. 1220

House Bill No. 639*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. This act shall be known and may be cited as the "Jonathan Booker Act."

SECTION 2. Tennessee Code Annotated, Section 40-35-313(a)(1)(B)(i)(c), is amended by deleting the subdivision and substituting instead the following:

(c) Is not seeking deferral of further proceedings for a sexual offense, a violation of § 39-15-502, § 39-15-508, § 39-15-511, or § 39-15-512, driving under the influence of an intoxicant as prohibited by § 55-10-401, vehicular assault under § 39-13-106 prior to service of the minimum sentence required by § 39-13-106, an offense involving the use of a deadly weapon as defined in § 39-11-106(a)(6), or a Class A or B felony.

SECTION 3. This act shall take effect July 1, 2020, the public welfare requiring it, and applies to acts committed on or after that date.



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AMEND Senate Bill No. 2734

House Bill No. 2517*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-17-432(a), is amended by deleting the language "and mandatory minimum sentences required" and substituting instead "sentences authorized".

SECTION 2. Tennessee Code Annotated, Section 39-17-432(b)(1), is amended by deleting the subdivision and substituting instead the following:

(1) A violation of § 39-17-417, or a conspiracy to violate the section, may be punished one (1) classification higher than is provided in § 39-17-417(b)-(i) if the violation or the conspiracy to violate the section occurs:

(A) On the grounds or facilities of any school; or

(B) Within five hundred feet (500') of or within the area bounded by a divided federal highway, whichever is less, the real property that comprises a public or private elementary school, middle school, secondary school, preschool, child care agency, public library, recreational center, or park.

SECTION 3. Tennessee Code Annotated, Section 39-17-432(b)(2), is amended by deleting the language "shall also be" and substituting instead "may also be".

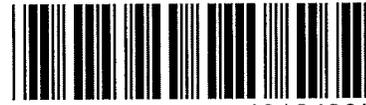
SECTION 4. Tennessee Code Annotated, Section 39-17-432(b)(3), is amended by deleting the language "but shall be subject to" and substituting instead "but may be subject to".

SECTION 5. Tennessee Code Annotated, Section 39-17-432, is amended by deleting subsection (c) and substituting instead the following:

(c)



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(1) Notwithstanding any other law or the sentence imposed by the court to the contrary, a defendant sentenced for a violation of subsection (b) may be required to serve at least the minimum sentence for the defendant's appropriate range of sentence.

(2) There is a rebuttable presumption that a defendant is not required to serve at least the minimum sentence for the defendant's appropriate range of sentence. The rebuttable presumption is overcome if the court finds that the defendant's conduct exposed vulnerable persons to the distractions and dangers that are incident to the occurrence of illegal drug activity.

(3) If the defendant is required to serve at least the minimum sentence for the defendant's appropriate range of sentence, any sentence reduction credits the defendant may be eligible for or earn must not operate to permit or allow the release of the defendant prior to full service of the minimum sentence.

SECTION 6. Tennessee Code Annotated, Section 39-17-432(d), is amended by deleting the subsection and substituting instead the following:

(d) Notwithstanding the sentence imposed by the court, title 40, chapter 35, part 5, relative to release eligibility status and parole does not apply to or authorize the release of a defendant sentenced for a violation of subsection (b), and required under subsection (c) to serve at least the minimum sentence for the defendant's appropriate range of sentence, prior to service of the entire minimum sentence for the defendant's appropriate range of sentence.

SECTION 7. Tennessee Code Annotated, Section 39-17-432(e), is amended by deleting the subsection and substituting instead the following:

(e) Nothing in title 41, chapter 1, part 5, shall give either the governor or the board of parole the authority to release or cause the release of a defendant sentenced for a violation of subsection (b), and required under subsection (c) to serve at least the

minimum sentence for the defendant's appropriate range of sentence, prior to service of the entire minimum sentence for the defendant's appropriate range of sentence.

SECTION 8. Tennessee Code Annotated, Section 39-17-432(f), is amended by deleting the subsection and substituting instead the following:

(f) This section does not prohibit the judge from sentencing a defendant, who violated subsection (b) and is required under subsection (c) to serve at least the minimum sentence for the defendant's appropriate range of sentence, to any authorized term of incarceration in excess of the minimum sentence for the defendant's appropriate range of sentence.

SECTION 9. Tennessee Code Annotated, Section 39-17-432(g), is amended by deleting the subsection and substituting instead the following:

(g) The sentence of a defendant who, as the result of a single act, violates both subsection (b) and § 39-14-417(k), may be enhanced under both subsection (b) and § 39-17-417(k) for each act. The state may seek enhancement of the defendant's sentence under subsection (b), § 39-17-417(k), or both, and shall provide notice of the election pursuant to § 40-35-202.

SECTION 10. Tennessee Code Annotated, Section 49-2-116(c), is amended by deleting the subsection and substituting instead the following:

(c) A school safety zone is the territory extending five hundred feet (500') from school property or within the area bounded by a divided federal highway, whichever is less.

SECTION 11. Tennessee Code Annotated, Section 49-2-116(d), is amended by deleting the subsection and substituting instead the following:

(d) The director of schools, with the approval of the board of education, may develop a method of marking school safety zones, including the use of signs. Signs or other markings shall be located in a visible manner on or near each school indicating that such area is a school safety zone, that such zone extends five hundred feet (500')

from school property or within the area bounded by a divided federal highway, whichever is less, and that the delivery or sale of a controlled substance or controlled substance analogue to a minor in the school safety zone may subject the offender to an enhanced punishment. The state board of education shall assist the LEA in complying with the posting provisions of this subsection (d).

SECTION 12. This act shall take effect July 1, 2020, the public welfare requiring it, and applies to offenses committed on or after that date.

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AMEND Senate Bill No. 1863*

House Bill No. 1899

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67-4-2009, is amended by adding the following as a new subdivision:

(A) There is allowed against the sum total of the taxes imposed by the franchise tax law, compiled in part 21 of this chapter, and by the excise tax law, compiled in this part, a nonrefundable credit equal to the excess pole attachment fees incurred by a cable service provider, telecommunications service provider, or cooperative in this state;

(B) Any credit authorized by subdivision () (A) that is unused may be carried forward in any tax period until the credit is taken. However, the credit may not be carried forward for more than fifteen (15) taxable years;

(C) The credit provided by subdivision () (A) may be computed by a cable service provider, telecommunications service provider, or cooperative that is classified as a partnership for federal income tax purposes and that would otherwise qualify for the credit provided in this subdivision (). Such cable service provider, telecommunications service provider, or cooperative may pass through the credit provided in this subdivision () to a partner classified as a corporation for federal income tax purposes that directly or indirectly owns an interest in the cable service provider, telecommunications service provider, or cooperative. The amount of the credit passed through to a corporate partner must be computed under this subdivision () as if the partnership were subject to franchise and excise tax under part 21 of this chapter and this part. A corporate partner that receives a credit under this subdivision () (C) may take a percentage of the credit that equals the total amount of the credit for the partnership multiplied by the partner's



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percentage interest in the partnership on the last day of the partnership tax year against the partner's franchise and excise tax liability for the partner's tax year that includes the last day. The credit passed through under this subdivision () (C) must, in the hands of the partner, be subject to applicable provisions and limitations otherwise provided by this subdivision (), including carry-forward provisions; provided, that in no case shall the credit or a carryover of the credit be taken by a corporate partner unless it was subject to franchise and excise tax at the time the credit was earned by the partnership; and

(D) For purposes of this subdivision ():

(i) "Cable service provider" has the same meaning as defined in § 7-59-303;

(ii) "Cooperative" means a corporation that:

(a)

(1) Is organized under title 65, chapter 29; or

(2) Becomes subject to title 65, chapter 29, in the manner provided in title 65, chapter 29; and

(b) Is deemed to be a not-for-profit corporation pursuant to § 65-29-102;

(iii) "Excess pole attachment fees" means the amount of pole attachment fees calculated based on actual fees paid to entities utilizing the Tennessee valley authority pole attachment rate formula and actually paid by a cable service provider, telecommunications service provider, or cooperative in this state, less twenty-six percent (26%) of this total amount of pole attachment fees actually paid by a cable service provider, telecommunications service provider, or cooperative under the Tennessee valley authority pole attachment rate formula. The calculation under this subdivision () (D) (iii) must be based on fees paid on an aggregate statewide basis; and

(iv) "Telecommunications service provider" has the same meaning as defined in § 65-4-101.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring
it.

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AMEND Senate Bill No. 2127*

House Bill No. 2673

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67-6-102, is amended by adding the following as new, appropriately designated subdivisions:

- () "Micro market" means an unattended food establishment that:
 - (A) Includes one (1) or more micro market displays;
 - (B) Has an automated payment kiosk or other device designed for self-checkout by the consumer by means of electronic payment;
 - (C) Has controlled entry not accessible by the general public; and
 - (D) Provides commercially prepackaged food or ready-to-eat food including, without limitation:
 - (i) Items prepackaged in tamper evident packaging;
 - (ii) Products containing nutrition information required by the federal Food, Drug, and Cosmetic Act (21 U.S.C. § 301 et seq.); or
 - (iii) Products containing a freshness or expiration date;

() "Micro market display" means a place where food being sold by a micro market is displayed, including a:

- (A) Refrigerator or a refrigerated cooler;
- (B) Freezer;
- (C) Vending machine;
- (D) Open rack;
- (E) Beverage dispenser; or
- (F) Single-service coffee brewer;



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() "Unattended" means sales of goods are processed electronically without the physical presence of a person operating the market sales checkout;

SECTION 2. Tennessee Code Annotated, Section 67-6-202(c) is amended by deleting the language "from any vending machine" and substituting instead the language "from any micro market or vending machine".

SECTION 3. Tennessee Code Annotated, Section 67-6-329(a)(18), is amended by deleting the language "from any vending machine" and substituting instead the language "from any micro market or vending machine"; and is further amended by deleting the language "including vending machines" and substituting instead the language "including micro markets and vending machines".

SECTION 4. Tennessee Code Annotated, Section 67-6-504, is amended by adding the following as a new subsection:

Notwithstanding any law to the contrary, a dealer who owns and operates micro markets in multiple locations is authorized to submit monthly a single return and payment arising from all sales or purchases made at all micro markets owned and operated by the dealer and taxable under this chapter.

SECTION 5. This act shall take effect July 1, 2020, the public welfare requiring it.

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AMEND Senate Bill No. 1810*

House Bill No. 1919

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67-4-2109(a)(7), is amended by deleting the subdivision and substituting instead the following:

(7)

(A) "Required capital investment", except for convention or trade show enterprises and enterprises located in areas designated as adventure tourism districts, means an investment of five hundred thousand dollars (\$500,000) in real property, tangible personal property, or computer software owned or leased in this state valued in accordance with generally accepted accounting principles. For businesses engaged in convention or trade show enterprises, "required capital investment" means an investment of ten million dollars (\$10,000,000) in such property in the same manner described for other enterprises. A capital investment shall be deemed to have been made as of the date of payment or the date the business enterprise enters into a legally binding commitment or contract for purchase or construction;

(B) For businesses engaged in enterprises located in an area designated as an adventure tourism district pursuant to § 11-11-204(c), "required capital investment" means an investment of one hundred thousand dollars (\$100,000) in such property in the same manner described for other enterprises. A capital investment shall be deemed to have been made as of the date of payment or the date the business enterprise enters into a legally binding commitment or contract



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for purchase or construction. This subdivision (a)(7)(B) is deleted on July 1, 2026.

SECTION 2. Tennessee Code Annotated, Section 67-4-2109(b)(1)(C), is amended by designating the existing language as subdivision (i) and adding the following as a new subdivision (ii):

(ii) This subdivision (b)(1)(C)(ii) applies to qualified business enterprises located in an area designated as an adventure tourism district pursuant to § 11-11-204(c). If the qualified business enterprise is located in a tier 3 enhancement county, the qualified business enterprise must, within the investment period, make the required capital investment and create at least ten (10) qualified jobs. If the qualified business enterprise is located in a tier 4 enhancement county, the qualified business enterprise must, within the investment period, make the required capital investment and create at least five (5) qualified jobs. The credit provided in subdivision (b)(1)(A) may only be granted if the commissioner of revenue has determined that allowance of the credit is in the best interests of the state. The credit shall first apply in the tax year in which the qualified business enterprise first satisfies the capital investment and job creation requirements and in subsequent tax years within the investment period in which further net increases occur above the level of employment established when the credit was last taken. This subdivision (b)(1)(C)(ii) is deleted on July 1, 2026.

SECTION 3. Tennessee Code Annotated, Section 67-4-2109(b)(1)(C), is amended by deleting the language "In order to qualify for the credit," and substituting instead the language "Except as provided in subdivision (b)(1)(C)(ii), in order to qualify for the credit,".

SECTION 4. Tennessee Code Annotated, Section 67-4-2109(b)(2)(C), is amended by adding the following as a new subdivision:

(viii) No additional annual credit as provided for in this subdivision (b)(2)(C) is allowed for any business plans filed on or after July 1, 2026, regardless of the location of the enterprise.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.

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AMEND Senate Bill No. 1469

House Bill No. 1175*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 71, Chapter 5, Part 1, is amended by adding the following as a new section:

(a) The bureau of TennCare shall reimburse an ambulance service provider that provides a covered service to a TennCare recipient at a rate not less than the federal medicare program's allowable charge for participating providers. For purposes of this section, "ambulance service provider" means a public or private ground-based ambulance service that bills for transports and has a base of operations in this state.

(b) This section does not affect the Ground Ambulance Service Provider Assessment Act, compiled under part 15 of this chapter. Funds described under this section and part 15 of this chapter may not be used to fund the other.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.



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