THE ATTACHED AMENDMENT(S) ARE TO BILLS THAT WILL BE HEARD IN COMMITTEE THE WEEK OF

February 17, 2020

FILED	
Date	2/10/2020
Time	10:50 A.M.
Clerk	DKS
Comm. Amdt.	

Amendment No._____

_____
Signature of Sponsor

AMEND Senate Bill No. 2400 House Bill No. 1844*

by deleting subdivision (a)(4) in SECTION 1 and substituting instead the following:

(4) "Private entity" means any person; business; partnership; company; association; corporation; for-profit entity; or nonprofit entity, as long as the aforementioned entities have at least one (1) employee, but does not include contractors as defined in § 62-6-102(4);

Amendment No. _____

Signature of Sponsor

FILED	
Date	2-12-2010
Time	1:59 P.M.
Clerk	DKS
Comm. Amdt.	

AMEND Senate Bill No. 975* **House Bill No. 1466**

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

SECTION 1. Tennessee Code Annotated, Title 58, Chapter 1, Part 1, is amended by adding the following as a new section:

(a) Subject to the limits established by subsection (d), the members of a volunteer honor guard are eligible for:

(1) A per diem payment for each day that the member participates in an honor guard that appears at the funeral of a veteran of the United States armed forces; and

(2) Mileage reimbursement for travel to and from the location of a veteran's funeral for the purposes of participating in an honor guard that appears at the funeral, not to exceed one hundred miles (100 mi.) round trip.

(b) In order to obtain a per diem payment under subsection (a), an individual must submit a request and evidence of having participated in a volunteer honor guard at the funeral of a veteran of the United States armed forces to the military department.

(c) The military department shall issue a per diem payment to any individual who submits a request and evidence pursuant to subsection (b) and complies with any additional requirements established by rule under subsection (e).

(d)

(1) The amount of a per diem under this section must be sufficient to defray the cost of one (1) meal, but not more than ten dollars ($10.00). The military department shall not issue a per diem to more than nine (9) individuals for participation in any one (1) honor guard appearance at a veteran's funeral.

(2) The amount of mileage reimbursement under this section must be the same amount as the business standard mileage rate established by the Internal Revenue Code (26 U.S.C.). The military department shall not issue mileage reimbursement for more than two (2) vehicles used to transport one (1) or more members of an honor guard to the location of any one (1) veteran's funeral.

(e) The adjutant general may, in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, promulgate rules to implement this section.

SECTION 2. For the purpose of promulgating rules, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect January 1, 2021, the public welfare requiring it.

Amendment No. _____

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Signature of Sponsor

FILED
Date 2/13/2020
Time 2:03
Clerk DKS
Comm. Amdt. _____

AMEND Senate Bill No. 1642* **House Bill No. 2075**

by deleting from § 71-4-703(d) in Section 1 the language "shall" and substituting instead the language "may".

FILED
Date 2-12-2020
Time 2:35 A.M.
Clerk DKS
Comm. Amdt. _____

Amendment No. _____

Rich Tillis

Signature of Sponsor

AMEND Senate Bill No. 1887* **House Bill No. 2200**

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

SECTION 1. Tennessee Code Annotated, Section 7-4-206(b), is amended by deleting subdivision (5).

SECTION 2. Tennessee Code Annotated, Section 7-88-112(c), is amended by deleting subdivision (3).

SECTION 3. Tennessee Code Annotated, Section 7-88-116(c), is amended by deleting subdivision (3).

SECTION 4. Tennessee Code Annotated, Section 8-30-313, is amended by deleting subsection (f).

SECTION 5. Tennessee Code Annotated, Section 40-34-107, is amended by deleting the section.

SECTION 6. Tennessee Code Annotated, Section 41-1-507, is amended by deleting subsection (c) and substituting instead the following:

(c) The commissioner shall report to the state and local government committee of the senate and the state government committee of the house of representatives the number of early releases by primary offense whenever inmates are granted early parole under this part.

SECTION 7. Tennessee Code Annotated, Section 41-8-105(b), is amended by deleting the second sentence of the subsection.

SECTION 8. Tennessee Code Annotated, Section 41-21-238, is amended by deleting subsection (c).

Amendment No._____

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Signature of Sponsor

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Date _____
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AMEND Senate Bill No. 1835 House Bill No. 1548*

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

SECTION 1. Tennessee Code Annotated, Title 15, Chapter 2, is amended by adding the following as a new section:

The month of April is observed as "Barber, Beauty, and Health Month" in this state to recognize the contributions of Tennesseans to the health and beauty industry, to honor those persons who work in the health and beauty industry, to recognize those persons who work to help this state become the best in the nation for natural hair care and cosmetology, and to remind Tennesseans of the importance of maintaining proper health and wellness.

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

HOUSE EDUCATION COMMITTEE

AMENDMENT PACKET

FOR

February 19, 2020

House Curriculum, Testing, & Innovation Subcommittee Am. #1

Amendment No._____

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

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Signature of Sponsor

AMEND Senate Bill No. 1946 House Bill No. 1826*

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

SECTION 1. Tennessee Code Annotated, Section 49-1-610, is amended by designating the existing language as subsection (a) and adding the following language as a new subsection:

(b) The commissioner shall develop formative assessment question banks that are aligned to state-mandated summative assessments measuring the academic progress of students. The department of education shall make the formative assessment question banks available for use by LEAs. The commissioner shall begin developing the formative assessment question banks required under this subsection (b) no later than July 1, 2020.

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

House Curriculum, Testing, & Innovation Subcommittee Am. #1

Amendment No._____

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Date _____
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Comm. Amdt. _____

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Signature of Sponsor

AMEND Senate Bill No. 2578 House Bill No. 1822*

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

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, Part 10, is amended by adding the following language as a new section:

(a) LEAs that serve any of the grades three through twelve (3-12) may offer advanced courses in mathematics in each of the grades three through twelve (3-12) served.

(b) If an LEA offers advanced courses in mathematics, then a student achieving a benchmark score as determined by the state board of education on the end-of-grade or end-of-course test for the mathematics course in which the student was most recently enrolled must be enrolled in an advanced course for the next mathematics course in which the student will enroll, if an advanced mathematics course is offered at the school in which the student is enrolled.

(c) LEAs may administer diagnostic assessments to a student in grades three through twelve (3-12) to determine the mathematics course in which the student should be placed if the student did not take an end-of-grade or end-of-course test in the mathematics course in which the student was most recently enrolled.

(d) An LEA shall not remove a student who qualifies for placement in an advanced mathematics course under this section from an advanced mathematics course in which the student is enrolled unless the student's parent or guardian requests in writing for the parent's student to be removed from the advanced course after being

informed in writing that the student's placement was determined by the student's achievement on the previous end-of-grade or end-of-course test.

(e) By October 1, 2021, and each October 1 thereafter, the department of education shall submit a report to the education committees of the senate and the house of representatives containing data collected on the number and demographics of students who were eligible for advanced math courses, and of those students, the number and demographics of those who were placed in advanced math courses and were not placed in advanced math courses. The report must include information on the type and format of advanced math courses offered by each LEA and any feedback provided by LEAs on the implementation of this section. Disclosure under this subsection (e) must comply with the Family Educational Rights and Privacy Act (FERPA) (20 U.S.C. 1232g); § 10-7-504; the Data Accessibility, Transparency and Accountability Act, compiled in chapter 1, part 7 of this title; and all other relevant state and federal privacy laws.

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

House K-12 Subcommittee Am. #1

Amendment No._____

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Signature of Sponsor

AMEND Senate Bill No. 1593 **House Bill No. 1589***

by deleting § 49-6-2309(a) in the amendatory language of Section 2 and substituting instead the following:

(a) A school shall provide a United States department of agriculture reimbursable meal to each student who requests one and qualifies for free or reduced-price meals under the eligibility rules promulgated by the state board of education pursuant to § 49-6-2303(2) and (3), unless the student's parent or guardian directs the school, in writing, to withhold the meal.

AND FURTHER AMEND by adding the following as a new subsection (e) in § 49-6-2309 in the amendatory language of Section 2:

(e) This section does not prohibit or inhibit a school from referring a student's parent or guardian to the department of children's services for investigation of suspected child abuse or neglect.

AND FURTHER AMEND by deleting the language "or stigmatize" in § 49-6-2310(a)(1) in the amendatory language of Section 2.

AND FURTHER AMEND by deleting from § 49-6-2310(a)(3) in the amendatory language of Section 2 the language "Prohibit a student who cannot pay for a meal, or who has accumulated a meal debt," and substituting instead "Prohibit a minor student who cannot pay for a meal, or who has accumulated a meal debt, except as provided in subsection (b),".

AND FURTHER AMEND by deleting § 49-6-2310(b) in the amendatory language of Section 2 and substituting instead the following:

(b) A school may ask a student who does not qualify for free or reduced-price meals under the eligibility rules promulgated by the state board of education pursuant to

§ 49-6-2303(2), and who is lawfully employed and, through such employment, receives an income in an amount that exceeds the amount of the accumulated meal debt, to pay the meal debt if the student's parent or guardian fails to pay the meal debt, before the student may participate in a school-related event or activity, graduate or participate in a graduation ceremony, or receive a diploma.

(c) A school shall direct communications about a student's meal debt to the student's parent or guardian and not to the student, except as provided in subsection (b). This subsection (c) does not prohibit a school from sending a student home with a letter addressed to the student's parent or guardian regarding a meal debt that is owed to the school.

(d) A school shall inform a student's parent or guardian, and not the student, that the parent or guardian may be referred to the department of children's services for investigation of suspected child abuse or neglect if the school reasonably believes that the accumulation of a meal debt, or the parent's or guardian's decision to withhold a United States department of agriculture reimbursable meal from a student who otherwise qualifies for one under the eligibility rules promulgated by the state board of education pursuant to § 49-6-2303(2) and (3), may be due to child abuse or neglect.

AND FURTHER AMEND by deleting § 49-6-2311 in the amendatory language of Section 2 and substituting instead the following:

49-6-2311.

A school shall not require a student's parent or guardian to pay fees or costs from collection agencies hired to collect a meal debt if the meal debt was accumulated for meals provided to a student who qualified for free or reduced-price meals under the eligibility rules promulgated by the state board of education pursuant to § 49-6-2303(2) at the time the meal debt was accumulated.

Education 2/12
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Comm. Amdt. _____
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Amendment No. _____

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Signature of Sponsor

AMEND Senate Bill No. 1593 **House Bill No. 1589***

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 "Tennessee Anti-Lunch Shaming Act."

SECTION 2. Tennessee Code Annotated, Title 49, Chapter 6, Part 23, is amended by adding the following as new sections:

49-6-2308.

As used in this section and §§ 49-6-2309 – 49-6-2311:

(1) "Meal application" means an application for free or reduced-price meals pursuant to the national school lunch program created by the National School Lunch Act (42 U.S.C. §§ 1751-1769) or the school breakfast program created by the Child Nutrition Act of 1966 (42 U.S.C. §§ 1771-1789); and

(2) "School":

(A) Means any public elementary or secondary school that receives state financial assistance; and

(B) Includes a local education agency.

49-6-2309.

(a) A school must provide a United States department of agriculture reimbursable meal to each student who requests one, unless the student's parent or guardian directs the school, in writing, to withhold the meal.

(b) A school shall not require a student to throw away a meal after the meal has been served to the student because of the student's inability to pay for the meal, or because the student has accumulated a meal debt.

(c) If a student accumulates a meal debt equal to the cost of five (5) or more meals provided to the student during the school year, then the student's school shall attempt, on at least two (2) separate occasions, to contact the student's parent or guardian to discuss the reasons for the meal debt and to offer any available assistance, including assisting the parent or guardian with filling out a meal application.

(d) Nothing in this section or §§ 49-6-2310 – 49-6-2311 prohibits a school from collecting a meal debt from a student's parent or guardian if the school has complied with subsections (a) and (c).

49-6-2310.

(a) A school shall not:

(1) Publicly identify a student who cannot pay for a meal, or who has accumulated a meal debt, which includes, but is not limited to, requiring a student to wear a wristband or hand stamp, segregating the student from the student's classmates, or providing the student with an alternative meal;

(2) Require a student who cannot pay for a meal, or who has accumulated a meal debt, to do chores or other work as payment for meals; or

(3) Prohibit a student who cannot pay for a meal, or who has accumulated a meal debt, from:

(A) Participating in a school-related event or activity;

(B) Graduating or participating in a graduation ceremony; or

(C) Receiving a diploma.

(b) A school must direct communications about a student's meal debt to the student's parent or guardian and not to the student. This subsection (b) does not

prohibit a school from sending a student home with a letter addressed to the student's parent or guardian regarding a meal debt that is owed to the school.

49-6-2311.

(a) A school that violates § 49-6-2309(b) or any provision of § 49-6-2310 is subject to a civil penalty of not less than fifty dollars ($50.00) for each violation. The fine may be imposed by the state board of education as part of an administrative proceeding initiated by a student's parent or guardian, or by a court of competent jurisdiction.

(b) Any fine assessed against a school under this section must be credited toward any meal debt accumulated by the student against whom the violation of § 49-6-2309(b) or any provision of § 49-6-2310 was directed. If the fine exceeds the amount of the student's meal debt, then the fine must be credited to the student's account.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

Education 2/12
G. Johnson

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Date _____
Time _____
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Comm. Amdt. _____
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Amendment No. _____

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Signature of Sponsor

AMEND Senate Bill No. 1593 **House Bill No. 1589***

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 "Tennessee Anti-Lunch Shaming Act."

SECTION 2. Tennessee Code Annotated, Title 49, Chapter 6, Part 23, is amended by adding the following as new sections:

49-6-2308.

As used in this section and §§ 49-6-2309 – 49-6-2311:

(1) "Meal application" means an application for free or reduced-price meals pursuant to the national school lunch program created by the National School Lunch Act (42 U.S.C. §§ 1751-1769) or the school breakfast program created by the Child Nutrition Act of 1966 (42 U.S.C. §§ 1771-1789); and

(2) "School":

(A) Means any public elementary or secondary school that receives state financial assistance; and

(B) Includes a local education agency.

49-6-2309.

(a) A school shall provide a United States department of agriculture reimbursable meal to each student who requests one, unless the student's parent or guardian directs the school, in writing, to withhold the meal.

(b) A school shall not require a student to throw away a meal after the meal has been served to the student because of the student's inability to pay for the meal, or because the student has accumulated a meal debt.

(c) If a student accumulates a meal debt equal to the cost of five (5) or more meals provided to the student during the school year, then the student's school shall attempt, on at least two (2) separate occasions, to contact the student's parent or guardian to discuss the reasons for the meal debt and to offer any available assistance, including assisting the parent or guardian with filling out a meal application.

(d) Nothing in this section or §§ 49-6-2310 – 49-6-2311 prohibits a school from collecting a meal debt from a student's parent or guardian if the school has complied with subsections (a) and (c).

49-6-2310.

(a) A school shall not:

(1) Publicly identify or stigmatize a student who cannot pay for a meal, or who has accumulated a meal debt, which includes, but is not limited to, requiring a student to wear a wristband or hand stamp, segregating the student from the student's classmates, or providing the student with an alternative meal;

(2) Require a student who cannot pay for a meal, or who has accumulated a meal debt, to do chores or other work as payment for meals; or

(3) Prohibit a student who cannot pay for a meal, or who has accumulated a meal debt, from:

(A) Participating in a school-related event or activity;

(B) Graduating or participating in a graduation ceremony; or

(C) Receiving a diploma.

(b) A school shall direct communications about a student's meal debt to the student's parent or guardian and not to the student. This subsection (b) does not prohibit a school from sending a student home with a letter addressed to the student's parent or guardian regarding a meal debt that is owed to the school.

49-6-2311.

A school shall not require a student's parent or guardian to pay fees or costs from collection agencies hired to collect a meal debt.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

Ed Full 2/5
Zachary

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Date _____
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Comm. Amdt. _____
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Amendment No._____

_____
Signature of Sponsor

AMEND Senate Bill No. 1604 House Bill No. 1559*

by deleting subdivision (a)(2) in the amendatory language of Section 1 and redesignating subsequent subdivisions accordingly.

AND FURTHER AMEND by adding the following as a new subsection (e) in the amendatory language of Section 1:

(e) The department of education shall survey each LEA and public charter school to study the relevance and value of the instruction required under subsection (a) no later than July 1, 2025. The department shall report the results of the survey and study required under this subsection (e) to the education committees of the senate and house of representatives no later than November 1, 2025.

Ed Full 2/5
Dunn

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No. _____

Bill Dunn

Signature of Sponsor

AMEND Senate Bill No. 1604 **House Bill No. 1559***

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

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, Part 10, is amended by adding the following as a new section:

(a)

(1) Each LEA and public charter school shall provide age-appropriate instruction to public school students in kindergarten through grade twelve (K-12) on the events of September 11, 2001.

(2) The instruction required under subdivision (a)(1) must occur annually on September 11, unless September 11 falls on a day when school is not in session, then the instruction must be provided to students on the last regular school day that immediately precedes September 11 of that year.

(b) An LEA or public charter school providing instruction on the events of September 11, 2001, as required in subdivision (a)(1), is encouraged to, if practicable:

(1) Begin the instruction at eight forty-six a.m. (8:46 a.m.), prevailing time;

(2) Continue the instruction for a minimum of nine (9) minutes and eleven (11) seconds;

(3) Incorporate the phrases "United We Stand" and "Never Forget" into the instruction; and

(4) Focus the instruction on heroism, patriotism, and the sacrifices made by the first responders and volunteers who aided in the rescue and recovery efforts.

(c) The department of education shall provide each LEA and public charter school with a variety of age-appropriate and grade-appropriate internet resources and materials that may be used to educate K-12 public school students about the events of September 11, 2001. The resources and materials identified by the department should aid educators and curriculum coordinators in creating programs and lesson plans. Each LEA and public charter school shall determine the resources and materials that will be used to provide the instruction required under subdivision (a)(1).

(d) This section is repealed on July 1, 2025.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to the 2020-2021 school year and each school year thereafter.

Education 2/12
Clemmons

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No. _____

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Signature of Sponsor

AMEND Senate Bill No. 1604 **House Bill No. 1559***

by deleting Section 2 and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Title 49, Chapter 6, Part 10, is amended by adding the following as a new section:

(a) Each LEA and public charter school is encouraged to provide age-appropriate instruction to public school students in grades nine through twelve (9-12) on the history of the Holocaust (1933-1945), which was the systematic, planned annihilation of European Jews and other groups by Nazi Germany, and a watershed event in the history of humanity. The instruction encouraged under this subsection (a) must:

(1) Occur annually on January 27, the International Holocaust Remembrance Day; and

(2) Be taught in a manner that leads to an investigation of human behavior; an understanding of the ramifications of prejudice, racism, and stereotyping; and an examination of what it means to be a responsible and respectful person, to encourage tolerance of diversity in a pluralistic society, and to nurture and protect democratic values and institutions.

(b) Notwithstanding subdivision (a)(1), if January 27 falls on a day when school is not in session, then the instruction required under subsection (a) must be provided to students on the last regular school day immediately preceding January 27 of that year.

(c) The department of education shall provide each LEA and public charter school with a variety of age-appropriate and grade-appropriate internet resources and materials that may be used to educate public school students about the history of the Holocaust. The resources and materials identified by the department should aid

educators and curriculum coordinators in creating programs and lesson plans. Each LEA and public charter school shall determine the resources and materials that will be used to provide the instruction required under subsection (a).

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

Ed. Full 8/19
Haston

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Amendment No._____

Kirk Haston _____
Signature of Sponsor

AMEND Senate Bill No. 2342 **House Bill No. 1827***

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

SECTION 1. Tennessee Code Annotated, Section 49-6-2203(d)(3), is amended by deleting the first sentence of the subdivision and substituting instead:

In addition to the finished textbooks and instructional materials required to be filed with the secretary of the commission, publishers shall make all textbooks and instructional materials proposed for adoption available for inspection by LEAs and the public online, which may include access via the state textbook depository's website.

SECTION 2. This act shall take effect July 1, 2020, the public welfare requiring it.

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Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No. _____

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Signature of Sponsor

AMEND Senate Bill No. 512* **House Bill No. 608**

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

SECTION 1. Tennessee Code Annotated, Section 16-2-506(4)(A), is amended by redesignating the current language as subdivision (4)(A)(i) and adding the following language as a new subdivision (4)(A)(ii):

(ii) Effective September 1, 2020, there is created an additional trial court in the fourth judicial district. The type of court, type of judge to preside over the court, and part of court must be designated as provided in § 16-2-512. The governor shall appoint a person to serve as an additional judge or chancellor, and the person so appointed shall serve in that capacity until September 1, 2022, or until the person's successor is elected and qualified. At the August 2022 general election, and every eight (8) years thereafter, the qualified voters of the fourth judicial district shall elect an additional judge or chancellor for a full eight-year term;

SECTION 2. Tennessee Code Annotated, Section 16-2-506(12)(A), is amended by adding the following language as a new subdivision:

(iii) Effective September 1, 2020, there is created an additional trial court in the twelfth judicial district. The type of court, type of judge to preside over the court, and part of court must be designated as provided in § 16-2-512. The governor shall appoint a person to serve as an additional judge or chancellor, and the person so appointed shall serve in that capacity until September 1, 2022, or until the person's successor is elected and qualified. At the August 2022 general election, and every eight (8) years

thereafter, the qualified voters of the twelfth judicial district shall elect an additional judge or chancellor for a full eight-year term;

SECTION 3. Tennessee Code Annotated, Section 16-2-506(13)(A), is amended by redesignating the current language as subdivision (13)(A)(i) and adding the following language as a new subdivision (13)(A)(ii):

(ii) Effective September 1, 2020, there is created an additional trial court in the thirteenth judicial district. The type of court, type of judge to preside over the court, and part of court must be designated as provided in § 16-2-512. The governor shall appoint a person to serve as an additional judge or chancellor, and the person so appointed shall serve in that capacity until September 1, 2022, or until the person's successor is elected and qualified. At the August 2022 general election, and every eight (8) years thereafter, the qualified voters of the thirteenth judicial district shall elect an additional judge or chancellor for a full eight-year term;

SECTION 4. Tennessee Code Annotated, Section 16-2-506(19)(A), is amended by adding the following language as a new subdivision:

(viii) Effective September 1, 2020, there is created an additional trial court in the nineteenth judicial district. The type of court, type of judge to preside over the court, and part of court must be designated as provided in § 16-2-512. The governor shall appoint a person to serve as an additional judge or chancellor, and the person so appointed shall serve in that capacity until September 1, 2022, or until the person's successor is elected and qualified. At the August 2022 general election, and every eight (8) years thereafter, the qualified voters of the nineteenth judicial district shall elect an additional judge or chancellor for a full eight-year term;

SECTION 5. Tennessee Code Annotated, Section 16-2-506(20)(A), is amended by adding the following language as a new subdivision:

(iii) Effective September 1, 2020, there is created an additional trial court in the twentieth judicial district. The type of court, type of judge to preside over the court, and

part of court must be designated as provided in § 16-2-512. The governor shall appoint a person to serve as an additional judge or chancellor, and the person so appointed shall serve in that capacity until September 1, 2022, or until the person's successor is elected and qualified. At the August 2022 general election, and every eight (8) years thereafter, the qualified voters of the twentieth judicial district shall elect an additional judge or chancellor for a full eight-year term;

SECTION 6. Tennessee Code Annotated, Section 16-2-506(22)(A), is amended by redesignating the current language as subdivision (22)(A)(i) and adding the following language as a new subdivision (22)(A)(ii):

(ii) Effective September 1, 2020, there is created an additional trial court in the twenty-second judicial district. The type of court, type of judge to preside over the court, and part of court must be designated as provided in § 16-2-512. The governor shall appoint a person to serve as an additional judge or chancellor, and the person so appointed shall serve in that capacity until September 1, 2022, or until the person's successor is elected and qualified. At the August 2022 general election, and every eight (8) years thereafter, the qualified voters of the twenty-second judicial district shall elect an additional judge or chancellor for a full eight-year term;

SECTION 7. Tennessee Code Annotated, Section 16-2-506(23)(A), is amended by redesignating the current language as subdivision (23)(A)(i) and adding the following language as a new subdivision (23)(A)(ii):

(ii) Effective September 1, 2020, there are created two (2) additional trial courts in the twenty-third judicial district. The type of courts, type of judges to preside over the courts, and part of courts must be designated as provided in § 16-2-512. The governor shall appoint two (2) persons to serve as additional judges or chancellors, and the persons so appointed shall serve in that capacity until September 1, 2022, or until the persons' successors are elected and qualified. At the August 2022 general election, and

every eight (8) years thereafter, the qualified voters of the twenty-third judicial district shall elect two (2) additional judges or chancellors for a full eight-year term;

SECTION 8. Tennessee Code Annotated, Section 16-2-506(31)(A), is amended by redesignating the current language as subdivision (31)(A)(i) and adding the following language as a new subdivision (31)(A)(ii):

(ii) Effective September 1, 2020, there is created an additional trial court in the thirty-first judicial district. The type of court, type of judge to preside over the court, and part of court must be designated as provided in § 16-2-512. The governor shall appoint a person to serve as an additional judge or chancellor, and the person so appointed shall serve in that capacity until September 1, 2022, or until the person's successor is elected and qualified. At the August 2022 general election, and every eight (8) years thereafter, the qualified voters of the thirty-first judicial district shall elect an additional judge or chancellor for a full eight-year term;

SECTION 9. This act shall take effect upon becoming a law, the public welfare requiring it.

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Clerk _____
Comm. Amdt. _____
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Amendment No._____

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Signature of Sponsor

AMEND <SB> **House Joint Resolution No. 779***

by deleting the language following the caption in its entirety and substituting instead the following:

WHEREAS, on October 3, 2019, an editor for *The Washington Post* wrote that President Donald J. Trump has cast a spell on the Republican Party and suggested that Trumpism is cult-like; and

WHEREAS, on November 24, 2019, a CNN host suggested that Trump supporters belong to a cult and that our president is using mind control; and

WHEREAS, we recognize that fake news outlets suggest ideas without directly making accusations so that they can claim innocence from their ivory towers; and

WHEREAS, it is fascinating to see this latest "cult-of-Trump" meme coming from the left, because they are the true masters of deploying mobs to demand total conformity and compliance with their agenda; and

WHEREAS, any thoughtful observer can see the cult-of-Trump meme as a classic case of psychological projection; after all, accusing someone's perceived opponent of exactly what one intends to do is a very old tactic; and

WHEREAS, Fake News is in a panic because President Trump has opened the eyes of many average Americans who are tired of politics as usual. They are tired of being politicians' political pawns, and they are tired of every other country's needs being put before their own; and

WHEREAS, suggestions of cult-like behavior by President Trump's supporters substitute a value judgment in place of a sorely needed argumentative analysis of how voters generate their own political views; and

WHEREAS, to describe the entire Republican Party as a cult led by President Trump is problematic: If Fake News is going to refer to the party as a cult and its supporters as cultists, they must define what "cult" means; otherwise, they are assuming that a cult is some obvious phenomenon and everyone knows what the word means; and

WHEREAS, this cult diagnosis isn't a reasoned argument, or even an objective description; and

WHEREAS, the cult diagnosis draws a line between Trump opponents and Trump supporters, and it oversimplifies the way people think and feel about their own beliefs and those on the other side of that line; and

WHEREAS, President Trump understood their frustration when he ran for office; he has taken a stand on behalf of the middle class and everyday people, and that is the reason he has growing support; and

WHEREAS, suggestions that supporters of President Trump are exhibiting cult-like behavior isn't helpful in an era of significant political polarization; now, therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED ELEVENTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE SENATE CONCURRING, that the State of Tennessee recognizes CNN and *The Washington Post* as fake news and part of the media wing of the Democratic Party.

BE IT FURTHER RESOLVED, that we condemn them for denigrating our citizens and implying that they are weak-minded followers instead of people exercising their rights that our veterans paid for with their blood.

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No._____

Signature of Sponsor

AMEND Senate Bill No. 2016 **House Bill No. 1816***

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

SECTION 1. Tennessee Code Annotated, Title 40, Chapter 35, Part 1, is amended by adding the following new, appropriately numbered section:

(a) This section shall be known and may be cited as the "Good Samaritan Sentencing Enhancement Act of 2020".

(b) A defendant who commits an offense against a person while that person is acting as a Good Samaritan by rendering emergency care or assistance to the victim of a crime may be sentenced within the range that is one (1) range higher than the defendant would otherwise have been sentenced if:

(1) The person acting as a Good Samaritan was acting in good faith; and

(2) The defendant knew or reasonably should have known that the person was acting as a Good Samaritan to a crime victim.

(c) As used in this section, "Good Samaritan" means a person who helps, defends, protects, or renders emergency care to a person in need without compensation.

SECTION 2. Tennessee Code Annotated, Section 39-13-204(i), is amended by adding the following as a new subdivision:

( ) The victim of the murder was acting as a Good Samaritan, as defined in Section 1(c), at the time of the murder and the defendant knew that the person was acting as a Good Samaritan;

SECTION 3. This act shall take effect July 1, 2020, the public welfare requiring it.

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Date _____
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Amendment No._____

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Signature of Sponsor

AMEND Senate Bill No. 2062* **House Bill No. 2293**

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

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 14, Part 1, is amended by adding the following language as a new section:

(a) As used in this section:

(1) "Addressee" means the person to whom a piece of mail is addressed;

(2) "Curtilage" has the same meaning as defined in § 39-11-611; and

(3) "Mail" means a letter, postal card, package, bag, or other sealed article that:

(A) Is delivered by a common carrier or delivery service and not yet received by the addressee; or

(B) Has been left to be collected for delivery by a common carrier or delivery service.

(b) It is an offense to take mail from a residential mailbox or from the curtilage of a dwelling without the consent of the addressee and with the intent to deprive the addressee of the mail.

(c) Mail theft is punishable as follows:

(1) A first offense of mail theft is punished as theft under § 39-14-105, after determining value under § 39-11-106; and

(2) A second or subsequent offense of mail theft is punished as theft under § 39-14-105, after determining value under § 39-11-106. However, in no

event shall punishment for a second or subsequent offense of mail theft be less than a Class D felony.

SECTION 2. This act shall take effect July 1, 2020, the public welfare requiring it, and shall apply to violations occurring on or after that date.

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Amendment No. _____

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Signature of Sponsor

AMEND Senate Bill No. 2731 **House Bill No. 2515***

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

SECTION 1. Tennessee Code Annotated, Title 8, Chapter 7, Part 2, is amended by adding the following language as a new section:

(a) Effective July 1, 2020, there are created fifteen (15) additional assistant district attorney general positions, three (3) legal secretary positions, and two (2) criminal investigator positions to be designated in judicial districts as provided in this section.

(b)

(1) The executive director of the district attorneys general conference and the administrative director of the courts shall meet and prepare a report that contains the directors' recommendations as to the specific judicial districts in which the additional assistant district attorney general positions, legal secretary positions, and criminal investigator positions created pursuant to subsection (a) should be designated. The report must be prepared in consultation with the comptroller.

(2) By September 1, 2020, the executive director of the district attorneys general conference shall file a report prepared pursuant to subdivision (b)(1) with the speaker of the senate, the speaker of the house of representatives, the chair of the judiciary committee of the senate, and the chair of the judiciary committee of the house of representatives. Upon the filing of such report, the district attorneys general recommended by the report to receive additional assistant district attorney general positions, legal secretary positions, and criminal

investigator positions are authorized to interview and employ persons to fill the positions.

SECTION 2. Tennessee Code Annotated, Title 8, Chapter 7, Part 2, is amended by adding the following language as a new section:

(a) Effective July 1, 2020, there are created eighteen (18) alternative sentencing coordinator positions to be designated in judicial districts as provided in this section.

(b)

(1) The executive director of the district attorneys general conference and the administrative director of the courts shall meet and prepare a report that contains the directors' recommendations as to the specific judicial districts in which the alternative sentencing coordinator positions created pursuant to subsection (a) should be designated. The report must be prepared in consultation with the comptroller.

(2) By September 1, 2020, the executive director of the district attorneys general conference shall file a report prepared pursuant to subdivision (b)(1) with the speaker of the senate, the speaker of the house of representatives, the chair of the judiciary committee of the senate, and the chair of the judiciary committee of the house of representatives. Upon the filing of such report, the district attorneys general recommended by the report to receive an alternative sentencing coordinator position are authorized to interview and employ persons to fill the positions.

(c) The duties of the alternative sentencing coordinator include, but are not limited to:

(1) Developing and maintaining a thorough understanding of the alternative sentencing options available in the judicial district, including an accurate inventory of treatment facilities and space availability;

(2) Developing and maintaining a thorough understanding of drug courts, including participation in training or certification programs approved through the local court and the district attorneys general conference;

(3) Providing education and public awareness of programs and treatment opportunities available for offenders, as directed by the district attorney general and in coordination with the district attorneys general conference;

(4) Assessing, after the return of an indictment or presentation, whether an offender's alleged criminal conduct was directly linked to controlled substance abuse;

(5) Identifying offenders who have a willingness and likelihood of successful participation in alternative sentencing, including treatment and other intervention;

(6) Recommending to the district attorney general those offenders who should be considered for alternative sentencing; and

(7) Creating and maintaining an up-to-date list of offenders receiving alternative sentencing.

SECTION 3. Tennessee Code Annotated, Title 8, Chapter 14, Part 1, is amended by adding the following language as a new section:

(a) Effective July 1, 2020, there are created four (4) additional assistant district public defender positions and eleven (11) legal secretary positions to be designated in judicial districts as provided in this section.

(b)

(1) The executive director of the district public defenders conference and the administrative director of the courts shall meet and prepare a report containing the directors' recommendations as to the specific judicial districts in which the additional assistant district public defender positions and legal

secretary positions created pursuant to subsection (a) should be designated. The report must be prepared in consultation with the comptroller.

(2) By September 1, 2020, the executive director of the district public defenders conference shall file a report prepared pursuant to subdivision (b)(1) with the speaker of the senate, the speaker of the house of representatives, the chair of the judiciary committee of the senate, and the chair of the judiciary committee of the house of representatives. Upon the filing of such report, the district public defenders recommended by the report to receive additional assistant district public defender positions and legal secretary positions are authorized to interview and employ persons to fill the positions.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

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Amendment No. _____

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Signature of Sponsor

AMEND Senate Bill No. 1726* **House Bill No. 1812**

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

SECTION 1. Tennessee Code Annotated, Title 55, Chapter 10, Part 4, is amended by adding the following as a new section:

55-10-426.

(a) As used in this section:

(1) "Conviction" means a judgment entered by a Tennessee court upon a plea of guilty, a plea of nolo contendere, or a finding of guilt by a jury or the court, notwithstanding any pending appeal or habeas corpus proceeding arising from the judgment;

(2) "Director" means the director of the TBI;

(3) "DUI" means driving under the influence of an intoxicant, as defined in § 55-10-401; and

(4) "TBI" means the Tennessee bureau of investigation.

(b)

(1) Beginning January 1, 2021, the TBI shall post on its website a publicly accessible list of any person convicted of a second or subsequent DUI offense on and after that date.

(2)

(A) The list must include the offender's full legal name and other identifying data as the TBI determines is necessary to properly identify the offender and to exclude innocent persons.

(B) The list shall not include the offender's social security number, driver license number, or any other state or federal identification number.

(c) The court clerks shall forward a copy of the judgment and date of birth of all persons convicted of a second or subsequent DUI offense to the TBI within sixty (60) calendar days of the date of judgment.

(d)

(1) Upon a person's conviction for a second DUI offense, the TBI shall maintain the person's name and other identifying information, described in subdivision (b)(2), on the list published under subdivision (b)(1) for two (2) years following the date of conviction, after which time the TBI shall remove the person's name and identifying information from the list; provided, that the person is not convicted of another DUI offense during that two-year period.

(2) Upon a person's conviction for a third or subsequent DUI offense, the TBI shall maintain the person's name and other identifying information, described in subdivision (b)(2), on the list published under subdivision (b)(1) for five (5) years following the date of the most recent conviction, after which time the TBI shall remove the person's name and identifying information from the list; provided, that the person is not convicted of another DUI offense during that five-year period.

SECTION 2. For the purpose of promulgating rules, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect January 1, 2021, the public welfare requiring it.

Safety & Funding Subcommittee

Tuesday, February 18, 2020

Amendment Packet

1 Total

Hulsey

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Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No. _____

Signature of Sponsor

AMEND Senate Bill No. 1748 **House Bill No. 1616***

by adding the following new subdivision to the amendatory language of SECTION 1:

(10) Persons who are operators of tow trucks or wreckers while engaged in providing automotive towing services for law enforcement agencies, automobile clubs, or third-party dispatch services;

HOUSE RESEARCH DIVISION

Public Health Subcommittee
Amendment ePacket

Tuesday, February 18, 2020

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Amendment No. _____

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Signature of Sponsor

AMEND Senate Bill No. 2505 **House Bill No. 2153***

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

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

71-1-124.

(a) Notwithstanding any law to the contrary, the commissioner shall submit a report quarterly to the persons identified in subsection (c) detailing the department's access to and use of federal funds. The report may be submitted electronically.

(b) The report must include information, in the aggregate and per program, regarding:

(1) The amount and source of federal funds available to be spent by the department in the current fiscal year;

(2) The amount of federal funds budgeted to be spent and expected to be actually spent in the current fiscal year;

(3) The amount and percentage of federal funds set aside as reserve, both cumulatively and in the current fiscal year;

(4) Whether there are restrictions or requirements under federal law on how federal funds can be spent, and what those restrictions or requirements are;

(5) Whether there are restrictions or requirements under state law on how federal funds can be spent, and what those restrictions or requirements are;

(6) Whether and how the restrictions or requirements described in subdivisions (b)(4)-(5) prevented the department's expenditure of federal funds; and

(7) Whether unspent federal funds available to the department carry over to the next fiscal year or are lost.

(c) Persons to whom the commissioner must submit the report include:

(1) The speakers of the house of representatives and the senate;

(2) The chief clerks of the house of representatives and the senate;

(3) The chairs of the finance, ways and means committees of the house of representatives and the senate;

(4) The executive director of the general assembly's fiscal review committee, for distribution to the members of the committee;

(5) The budget directors of the house of representatives and the senate; and

(6) The legislative librarian.

(d) For purposes of this section, "program" includes programs administered by the department for adult and family services, child support, and rehabilitation services, including:

(1) The child care benefits program;

(2) The temporary cash assistance program, through the state's temporary assistance to needy families (TANF) program;

(3) The supplemental nutrition assistance program (SNAP);

(4) Family assistance services;

(5) The child support enforcement program;

(6) Rehabilitation services; and

(7) The disability determination program.

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

HOUSE RESEARCH DIVISION

FL&R Subcommittee
Amendment ePacket

Tuesday, February 18, 2020

Amendment No. _____

Signature of Sponsor

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Date _____
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Clerk _____
Comm. Amdt. _____

AMEND Senate Bill No. 1814 **House Bill No. 1798***

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

SECTION 1. Tennessee Code Annotated, Title 68, Chapter 11, is amended by adding the following as a new part:

68-11-2201. Short title.

This act shall be known and may be cited as the "Nursing Home Resident Care Monitoring Act."

68-11-2202. Part definitions.

As used in this part:

(1) "Board" means the board for licensing health care facilities, established in § 68-11-203;

(2) "Legal representative" means a legal guardian or a legally appointed substitute decision maker who is authorized to act on behalf of a resident;

(3) "Monitoring device":

(A) Means a surveillance instrument that transmits and records activity and is connected to the nursing home's computer network;

(B) Includes audio devices installed in a resident's room, designed to acquire communications or other sounds occurring in the room; and

(C) Does not include a camera that records still images exclusively or an interception device that is specifically used for the nonconsensual interception of wire or electronic communications;

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(4) "Nursing home" means a nursing home licensed under this chapter; and

(5) "Resident" means a person who is a resident of a nursing home.

68-11-2203. Authorization to install monitoring devices in resident rooms.

(a)

(1) Every nursing home in this state shall equip a resident's room with a functioning monitoring device if requested to do so, in writing, by the resident, or the resident's legal representative.

(2) The resident is responsible for the actual cost of the device and the actual cost to the nursing home for the installation.

(3) The device may be supplied by:

(A) The resident, or the resident's legal representative, as long as the device complies with the requirements of subsection (f); or

(B) The nursing home, with the actual cost of the device charged to the resident.

(b) At the time of a resident's admission to a nursing home, the nursing home shall notify the resident, or the resident's legal representative, in writing, of the resident's right to have a monitoring device installed in the resident's room. The resident, or the resident's legal representative, may submit a removal form to remove a requested monitoring device at any time during which the resident resides in the nursing home. The nursing home shall keep a record of each resident's choice to request or remove a monitoring device. The nursing home shall make the record described in this subsection (b) accessible to the board upon request.

(c) If the resident, or the resident's legal representative, submits a removal form, then the nursing home shall remove the monitoring device from the resident's room. The resident is responsible for the actual cost to the nursing home for the removal of the monitoring device.

(d) The nursing home shall permit the resident, or the resident's legal representative, to monitor the resident's room through use of the monitoring device.

(e) If the monitoring device records activity visually, then the recordings made by the device must include a record of the date and time. The monitoring device must be in a fixed, stationary position and be placed in a conspicuously visible location in the room.

(f) All monitoring device installations and supporting services must comply with the requirements of the edition of the National Fire Protection Association (NFPA) 101 Life Safety Code in force at the time of installation and remain in compliance with that or any subsequent edition of NFPA 101 enforced pursuant to 42 CFR Part 483.

68-11-2204. Accommodation for residents sharing a room.

(a) If a resident who is residing in a shared room wishes to have a monitoring device installed in the resident's room, and another resident living in or moving into the same shared room does not want a monitoring device in the room, then the nursing home shall make a reasonable attempt to accommodate each resident by offering to move either resident to another shared room that is available at the time of the request.

(b) If a resident chooses to move to a private room in order to avoid the use of a monitoring device in a shared room, then the resident shall pay the private room rate.

(c) If a nursing home is unable to accommodate a resident due to lack of space, then the nursing home shall reevaluate the request to move to another room at least once every two (2) weeks until the request is fulfilled. In the meantime, the nursing home shall not use a monitoring device in any shared room in which a resident does not want a monitoring device operating.

68-11-2205. Written notification upon admission.

(a) Upon admission, a nursing home shall provide a resident, or the resident's legal representative, a written notification about the resident's right to have a monitoring device installed in the resident's room. The written notification must include, at a minimum, the following:

(1) A description of the type, function, and use of the monitoring device available for use in the room;

(2) A statement that, by requesting a monitoring device in the resident's room, the resident waives the resident's right to privacy in connection with the use of the monitoring device; and

(3) An explanation of the process for rescinding a request for the use of a monitoring device in the resident's room.

(b) The board shall create a template form for the written notification required by this section and make the template form available for free on its website.

68-11-2206. Signage providing notice of monitoring devices.

(a) Each nursing home shall post a sign clearly and conspicuously at the main entrance of the nursing home to inform visitors that monitoring devices are being used. The sign must be in a large, clearly legible type and font and must state in equally legible type and font "The rooms of some residents may be equipped with monitoring devices".

(b) Each nursing home shall post a sign clearly and conspicuously at the entrance of each resident's room where monitoring devices are being used. The sign must be in large, clearly legible type and font and bear the words "This room is being monitored".

(c) The nursing home is responsible for the costs of installation and maintenance of the signs required by this section.

68-11-2207. Liability.

(a) Compliance with this part is a complete defense to any civil or criminal action brought against the resident, the resident's legal representative, or the nursing home for the use of a monitoring device as described in this part.

(b) A communication or other sound acquired by a monitoring device installed under this part is not a violation of § 39-13-601.

(c) A facility is not civilly or criminally liable for the inadvertent or intentional disclosure of a recording by a monitoring device by a resident, or the resident's legal representative.

(d) A facility is not civilly or criminally liable for a violation of a resident's right to privacy arising out of any monitoring conducted pursuant to this part.

68-11-2208. Discrimination and retaliation prohibited.

A nursing home shall not deny a person or resident admission to a nursing home, or otherwise discriminate or retaliate against a person or resident because the person or resident chooses not to authorize the use of a monitoring device in the resident's room.

68-11-2209. Reporting abuse and neglect.

(a) Any person who views an incident that a reasonable person would consider abuse or neglect after viewing a recording by a monitoring device in a resident's room shall report the incident to the nursing home as soon as is practicable after the viewing.

(b) Any staff member of a nursing home who views an incident that a reasonable person would consider abuse or neglect after viewing a recording by a monitoring device in a resident's room shall report the incident to the board as soon as is practicable after the viewing.

68-11-2210. Use of tape or recording as evidence.

(a) Subject to applicable rules of evidence and procedure and the requirements of this section, a tape or recording created through the use of monitoring devices described in this part may be admitted into evidence in a civil or criminal court action or administrative proceeding.

(b) A court or administrative agency shall not admit into evidence a tape or recording created through the use of monitoring devices described in this part, or take or authorize action based on the tape or recording, unless:

(1) The tape or recording shows the time and date the events acquired on the tape or recording occurred; and

(2) The contents of the tape or recording have not been edited or artificially enhanced.

(c) A person who sends more than one (1) tape or recording to the board shall identify for the board each tape or recording on which the person believes that an incident of abuse or evidence of neglect may be found. The board may adopt rules encouraging persons who send a tape or recording to the board to identify the place on the tape or recording that an incident of abuse or evidence of neglect may be found.

68-11-2211. Enforcement.

The board may impose appropriate sanctions under this part on any person who knowingly:

(1) Refuses to permit a resident, or the resident's legal representative, to monitor the resident's room through the use of the monitoring device;

(2) Refuses to admit a person to residency or allows the removal of a resident from the nursing home because the person, or the person's legal representative, requests that a monitoring device not be used in the resident's room; or

(3) Violates this part.

68-11-2212. Obstruction of electronic monitoring devices; criminal offense.

(a) A person who intentionally hampers, obstructs, tampers with, or destroys a monitoring device installed in a resident's room in accordance with this part, or a tape or recording made by the monitoring device, commits a Class B misdemeanor.

(b) It is a defense to prosecution under subsection (a) that the person took the action with the effective consent of the resident, or the resident's legal representative.

SECTION 2. The headings to sections in this act are for reference purposes only and do not constitute a part of the law enacted by this act. However, the Tennessee Code Commission is requested to include the headings in any compilation or publication containing this act.

SECTION 3. The board for licensing health care facilities may promulgate rules to effectuate the purposes of this act. The rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 4. This act shall take effect July 1, 2020, the public welfare requiring it.

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Time _____
Clerk _____
Comm. Amdt. _____

Amendment No. _____

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Signature of Sponsor

AMEND Senate Bill No. 1814 **House Bill No. 1798***

by deleting § 68-11-2210(b)(1) from SECTION 1 and substituting instead the following:

(1) The tape or recording shows the time and date the events acquired on the tape or recording occurred, or is otherwise authenticated; and

TRANSPORTATION COMMITTEE

AMENDMENT EPACKET

February 19, 2020

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Amendment No. _____

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Signature of Sponsor

AMEND Senate Bill No. 2065 **House Bill No. 1712***

by deleting subsection (a) in Section 1 and substituting instead the following:

(a) The Tennessee advisory commission on intergovernmental relations (TACIR) is directed to perform a study of the feasibility of expanding passenger railroad service in this state through the National Railroad Passenger Corporation, doing business as Amtrak, including identified areas of demand for passenger rail service, operating characteristics of potential service options, forecast performance options, and projected operational costs to the state. This study must be conducted from TACIR's existing resources.

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Amendment No. _____

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Signature of Sponsor

AMEND Senate Bill No. 1597* **House Bill No. 1684**

by deleting the language "salvage pool operator" wherever it appears in subdivision (d)(1) of SECTION 1 and substituting instead the language "salvage pool operator or an automotive dismantler and recycler".

AND FURTHER AMEND by deleting SECTION 2 and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 55-3-201, is amended by adding the following as new, appropriately designated subdivisions:

( ) "Automotive dismantler and recycler" means a person who engages in the business of acquiring salvage vehicles for the purpose of recovering parts for resale;

( ) "Salvage pool operator" means a person who engages in the business of selling salvage vehicles at auction, including wholesale auction, or otherwise.

Curriculum, Testing, and Innovation Subcommittee

Amendment Pack

February 18, 2020

Kagan
Curriculum 2/18

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Comm. Amdt. _____

Amendment No. 1

John D Ragan
Signature of Sponsor

AMEND Senate Bill No. 1637* **<HB>** 2407

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

SECTION 1. Tennessee Code Annotated, Section 49-6-6001, is amended by adding the following language as a new subsection (l):

(l) A student whose individualized education program (IEP), section 504 plan under the Rehabilitation Act of 1973 (29 U.S.C. § 701 et seq.), or individual learning plan (ILP) allows for testing accommodations shall be allowed to use the same testing accommodations while taking an assessment under the Tennessee comprehensive assessment program (TCAP) or an end-of-course assessment, required by the state board of education under subsection (a), as long as the accommodation does not invalidate the assessment.

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

Ragan

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Amendment No. _____

John D Ragan
Signature of Sponsor

AMEND Senate Bill No. 1637* **House Bill No. 2407**

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

SECTION 1. Tennessee Code Annotated, Section 49-6-6001, is amended by adding the following language as a new subsection (l):

(l) A student whose individualized education program (IEP), section 504 plan under the Rehabilitation Act of 1973 (29 U.S.C. § 701 et seq.), or individual learning plan (ILP) allows for testing accommodations shall be allowed to use the same testing accommodations while taking an assessment under the Tennessee comprehensive assessment program (TCAP) or an end-of-course assessment, required by the state board of education under subsection (a), as long as the accommodation does not invalidate the assessment.

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

House Curriculum, Testing, & Innovation Subcommittee Am. #1

Amendment No._____

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Signature of Sponsor

AMEND Senate Bill No. 2578 **House Bill No. 1822***

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

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, Part 10, is amended by adding the following language as a new section:

(a) LEAs that serve any of the grades three through twelve (3-12) may offer advanced courses in mathematics in each of the grades three through twelve (3-12) served.

(b) If an LEA offers advanced courses in mathematics, then a student achieving a benchmark score as determined by the state board of education on the end-of-grade or end-of-course test for the mathematics course in which the student was most recently enrolled must be enrolled in an advanced course for the next mathematics course in which the student will enroll, if an advanced mathematics course is offered at the school in which the student is enrolled.

(c) LEAs may administer diagnostic assessments to a student in grades three through twelve (3-12) to determine the mathematics course in which the student should be placed if the student did not take an end-of-grade or end-of-course test in the mathematics course in which the student was most recently enrolled.

(d) An LEA shall not remove a student who qualifies for placement in an advanced mathematics course under this section from an advanced mathematics course in which the student is enrolled unless the student's parent or guardian requests in writing for the parent's student to be removed from the advanced course after being

informed in writing that the student's placement was determined by the student's achievement on the previous end-of-grade or end-of-course test.

(e) By October 1, 2021, and each October 1 thereafter, the department of education shall submit a report to the education committees of the senate and the house of representatives containing data collected on the number and demographics of students who were eligible for advanced math courses, and of those students, the number and demographics of those who were placed in advanced math courses and were not placed in advanced math courses. The report must include information on the type and format of advanced math courses offered by each LEA and any feedback provided by LEAs on the implementation of this section. Disclosure under this subsection (e) must comply with the Family Educational Rights and Privacy Act (FERPA) (20 U.S.C. 1232g); § 10-7-504; the Data Accessibility, Transparency and Accountability Act, compiled in chapter 1, part 7 of this title; and all other relevant state and federal privacy laws.

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

Cepicky

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No. _____

_____
Signature of Sponsor

AMEND Senate Bill No. 1735 **House Bill No. 1687***

by deleting the word "abolish" in subsection (a) in the amendatory language of Section 1 and substituting instead the word "remove".

Correction 5/11
Cepicky

Amendment No._____

_____
Signature of Sponsor

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

AMEND Senate Bill No. 1735 House Bill No. 1687*

by deleting the word "abolish" in subsection (a) in the amendatory language of Section 1 and substituting instead the word "remove".

AND FURTHER AMEND by deleting the word "may" in subsection (b) in the amendatory language of Section 1 and substituting instead the word "must".

Dunn

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No._____

Bill Dunn

Signature of Sponsor

AMEND Senate Bill No. 1735 **House Bill No. 1687***

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

SECTION 1. Tennessee Code Annotated, Section 49-1-314, is amended by deleting the section and substituting instead the following:

Each LEA is responsible for developing and implementing the instructional programs under the state standards adopted by the state board that:

(1) Best fit the LEA's students' educational needs;

(2) Achieve levels of proficiency or advanced mastery;

(3) Vigorously promote individual teacher creativity and autonomy; and

(4) Incorporate science and social studies concepts into the English language arts instruction for students in kindergarten through grade two (K-2).

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to the 2020-2021 school year and each school year thereafter.

Curriculum 2/11
Cepicky

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No. _____

Signature of Sponsor

AMEND Senate Bill No. 1739 House Bill No. 1688*

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

SECTION 1. Tennessee Code Annotated, Section 49-6-1021, is amended by deleting subsection (a) and substituting instead the following:

(a) Each LEA shall integrate:

(1) For students in kindergarten through grade three (K-3), a minimum of two (2) twenty-five minute periods of physical activity into each school day;

(2) For elementary school students other than students in kindergarten through grade three (K-3), a minimum of one hundred thirty (130) minutes of physical activity into each school week; and

(3) For middle and high school students, a minimum of ninety (90) minutes of physical activity into each school week.

SECTION 2. Tennessee Code Annotated, Section 49-6-1021(b), is amended by deleting the language "subdivision (a)(1)" and substituting instead "subdivision (a)(2)".

SECTION 3. Tennessee Code Annotated, Section 49-6-1021(d), is amended by deleting the last sentence of the subsection and substituting instead the following:

The physical activity requirements of subdivisions (a)(2) and (a)(3) may be provided in conjunction with the school's physical education program, but the physical activity requirements of subdivisions (a)(2) and (a)(3) must not replace a school's physical education program for students in any of the grades four through twelve (4-12).

SECTION 4. Tennessee Code Annotated, Section 49-6-1021(e)(1), is amended by deleting the language "elementary school" and substituting instead "elementary school, other than students in kindergarten through grade three (K-3),".

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to the 2020-2021 school year and each school year thereafter.

Cepicky
CTI 2/18

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No._____

_____
Signature of Sponsor

AMEND Senate Bill No. 1739 **House Bill No. 1688***

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

SECTION 1. Tennessee Code Annotated, Section 49-6-1021, is amended by deleting subsection (a) and substituting instead the following:

(a) Each LEA shall integrate:

(1) For students in kindergarten through grade two (K-2), a minimum of two (2) twenty-minute periods of physical activity into each school day;

(2) For elementary school students other than students in kindergarten through grade two (K-2), a minimum of one hundred thirty (130) minutes of physical activity into each school week; and

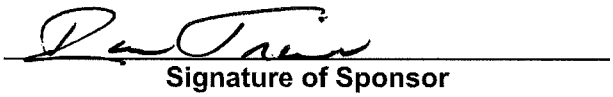
(3) For middle and high school students, a minimum of ninety (90) minutes of physical activity into each school week.

SECTION 2. Tennessee Code Annotated, Section 49-6-1021(b), is amended by deleting the language "subdivision (a)(1)" and substituting instead "subdivision (a)(2)".

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to the 2020-2021 school year and each school year thereafter.

2/14/20
8:49 am

Amendment No._____



Signature of Sponsor

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

AMEND Senate Bill No. 2849 **House Bill No. 2161***

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

SECTION 1. Tennessee Code Annotated, Title 56, Chapter 7, Part 1, is amended by adding the following as a new section:

(a) For purposes of this section:

(1) "Casualty insurance" has the same meaning as defined in § 56-2-201;

(2) "Certificate of insurance":

(A) Means a document or instrument prepared or issued by an insurer or insurance producer as evidence of property or casualty insurance coverage; and

(B) Does not include a policy of insurance, insurance binder, policy endorsement, or automobile insurance identification or information card;

(3) "Governmental entity" means any political subdivision of this state, including, but not limited to, any incorporated city or town, metropolitan government, county, utility district, or school district;

(4) "Insurance producer" means a person licensed to sell, solicit, or negotiate property or casualty insurance under the laws of this state;

(5) "Insurer" means a person duly licensed to transact a property or casualty insurance business in this state;

(6) "Person" means any individual, partnership, corporation, association, or other legal entity, including any governmental entity; and

(7) "Property insurance" has the same meaning as defined in § 56-2-201.

(b) A certificate of insurance is not a policy of insurance and does not amend, extend, or alter the coverage afforded by the policy to which the certificate of insurance refers. A certificate of insurance does not confer any rights beyond what the referenced policy of insurance expressly provides.

(c) A person shall not:

(1) Prepare, issue, request, or require the issuance of a certificate of insurance that contains any false or misleading information concerning the policy of insurance referenced in the certificate of insurance;

(2) Prepare, issue, request, or require the issuance of a certificate of insurance that purports to alter, amend, or extend the coverage provided by the policy of insurance referenced in the certificate of insurance; or

(3) Alter or modify a certificate of insurance after issuance.

(d) A certificate of insurance must not warrant that the policy of insurance referenced in the certificate of insurance complies with the insurance or indemnification requirements of a contract. The inclusion of a contract number or description within a certificate of insurance does not warrant that the policy of insurance referenced in the certificate of insurance complies with the insurance or indemnification requirements of a contract.

(e) An insurer must provide a person with notice of a cancellation, nonrenewal, material change, or any similar notice concerning a policy of insurance only if the person has a right to the notice under the terms of the policy of insurance, an endorsement to the policy, or state law. The policy of insurance, an endorsement to a policy of insurance, and state law govern the terms and conditions of any notice under this subsection (e), including the required timing of the notice.

(f) This section applies to all certificates of insurance issued in connection with property insurance or casualty insurance risks located in this state, regardless of where the policyholder, insurer, insurance producer, or person requesting or requiring the issuance of a certificate of insurance is located.

(g) A certificate of insurance, or any other document or correspondence relative to a certificate of insurance, prepared, issued, requested, or required in violation of this section is void.

(h) The commissioner, in accordance with § 56-6-120, may examine and investigate the activities of any person that the commissioner reasonably believes engaged in, or is currently engaging in, an act or practice prohibited by this section.

(i) If a person intentionally violates this section, then the commissioner may take any of the following actions:

(1) Issue an order requiring the person to cease and desist from the actions constituting the violation; and

(2) Assess a civil penalty of not more than one thousand dollars ($1,000) per violation.

(j) This section does not limit the authority of the commissioner to investigate conduct, enforce compliance, or issue penalties under this title.

(k) The commissioner may promulgate rules pursuant to the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, to carry out this section.

SECTION 2. For the purpose of promulgating rules, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect July 1, 2020, the public welfare requiring it, and applies to certificates of insurance executed, amended, or renewed on or after that date.

HOUSE RESEARCH DIVISION

Finance, Ways & Means Subcommittee Amendment Packet

February 19th, 2020

Spencer K
2/10/2020
3:29 pm

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No. _____

John D Ragan
Signature of Sponsor

AMEND Senate Bill No. 852* **House Bill No. 1146**

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

SECTION 1. Tennessee Code Annotated, Section 55-4-256(a)(2), is amended by deleting the subdivision in its entirety and substituting instead the following:

(2) Two (2) disabled veteran memorial license plates may be issued free of charge to any qualified applicant pursuant to this section. Additional disabled veteran license plates may be obtained by any disabled veteran upon payment of the regular registration fee for plates, as prescribed under § 55-4-111, plus the payment of a fee equal to the cost of actually producing the plate.

SECTION 2. Tennessee Code Annotated, Section 55-4-256(d), is amended by deleting the subsection in its entirety and substituting instead the following:

(d) A disabled veteran who is entitled under this section to be issued two (2) memorial registration plates, free of charge, may elect in the alternative for the issuance of:

(1) One (1) registration plate for holders of the Purple Heart, free of charge, for one (1) motor vehicle authorized by § 55-4-210(c) or one (1) motor home, as described in subdivision (a)(1), which is owned or leased by the disabled veteran if the disabled veteran meets the requirements of § 55-4-257(c) to be eligible for the issuance of a registration plate for a holder of the Purple Heart; and

(2) One (1) additional registration plate for holders of the Purple Heart pursuant to § 55-4-257(e)(2).

(e) A second disabled veteran plate initially issued to, or renewed by, any recipient under this section as it existed prior to the effective date of this act, is not subject to the regular registration fee or the cost of producing the plate, and is free of charge pursuant to this section on or after the effective date of this act.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

Ramsey
MP
2/12/2020
11:35am

Amendment No._____

Dr. R L Ramsey
Signature of Sponsor

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

AMEND Senate Bill No. 1638 **House Bill No. 1678***

by deleting from subdivision (i)(*b*) in Section 1 the language "situated to the east of the Cumberland River and".

Spencer K
[illegible] 2020
:02 am

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No. _____

Ron M. Danks
Signature of Sponsor

AMEND Senate Bill No. 2669 **House Bill No. 2676***

by deleting all language after the caption and substituting instead the following:

WHEREAS, it is the intent of the General Assembly to streamline and reduce the number of taxes that are levied in this state; and

WHEREAS, eliminating the professional privilege tax is expected to boost consumer spending by those previously subject to the tax, benefiting both private enterprise and local and state sales and use tax revenues; and

WHEREAS, fiscal considerations and prudence impact the scope and breadth of tax cuts the General Assembly proposes in any given fiscal year, and it may take multiple years of cuts before a tax is completely eliminated; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 67-4-1702, is amended by deleting the section in its entirety and substituting instead the following:

There is levied a tax on the privilege of engaging in the following vocations, professions, businesses, or occupations:

(1) Persons licensed or registered as agents under title 48, chapter 1; and

(2) Persons licensed or registered as broker-dealers under title 48, chapter 1.

SECTION 2. Tennessee Code Annotated, Section 67-4-1708, is amended by deleting subsection (b) in its entirety.

SECTION 3. Tennessee Code Annotated, Section 67-4-1710, is amended by deleting the section in its entirety.

SECTION 4. This act shall take effect July 1, 2020, the public welfare requiring it.

HOUSE RESEARCH DIVISION

Finance, Ways & Means Subcommittee Amendment Packet

February 19th, 2020

Spencer K
2/10/2020
3:29 pm

Amendment No._____

John D Ragan
Signature of Sponsor

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

AMEND Senate Bill No. 852* **House Bill No. 1146**

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

SECTION 1. Tennessee Code Annotated, Section 55-4-256(a)(2), is amended by deleting the subdivision in its entirety and substituting instead the following:

(2) Two (2) disabled veteran memorial license plates may be issued free of charge to any qualified applicant pursuant to this section. Additional disabled veteran license plates may be obtained by any disabled veteran upon payment of the regular registration fee for plates, as prescribed under § 55-4-111, plus the payment of a fee equal to the cost of actually producing the plate.

SECTION 2. Tennessee Code Annotated, Section 55-4-256(d), is amended by deleting the subsection in its entirety and substituting instead the following:

(d) A disabled veteran who is entitled under this section to be issued two (2) memorial registration plates, free of charge, may elect in the alternative for the issuance of:

(1) One (1) registration plate for holders of the Purple Heart, free of charge, for one (1) motor vehicle authorized by § 55-4-210(c) or one (1) motor home, as described in subdivision (a)(1), which is owned or leased by the disabled veteran if the disabled veteran meets the requirements of § 55-4-257(c) to be eligible for the issuance of a registration plate for a holder of the Purple Heart; and

(2) One (1) additional registration plate for holders of the Purple Heart pursuant to § 55-4-257(e)(2).

(e) A second disabled veteran plate initially issued to, or renewed by, any recipient under this section as it existed prior to the effective date of this act, is not subject to the regular registration fee or the cost of producing the plate, and is free of charge pursuant to this section on or after the effective date of this act.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

Ramsey
MP
2/12/2020
11:35am

Amendment No._____

Dr. R L Ramsey
Signature of Sponsor

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

AMEND Senate Bill No. 1638 **House Bill No. 1678***

by deleting from subdivision (i)(*b*) in Section 1 the language "situated to the east of the Cumberland River and".

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No. _____

Ron M. Dart

Signature of Sponsor

AMEND Senate Bill No. 2669 **House Bill No. 2676***

by deleting all language after the caption and substituting instead the following:

WHEREAS, it is the intent of the General Assembly to streamline and reduce the number of taxes that are levied in this State; and

WHEREAS, eliminating the professional privilege tax is expected to boost consumer spending by those previously subject to the tax, benefiting both private enterprise and local and state sales and use tax revenues; and

WHEREAS, fiscal considerations and prudence impact the scope and breadth of tax cuts the General Assembly proposes in any given fiscal year, and it may take multiple years of cuts before a tax is completely eliminated; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 67-4-1702, is amended by deleting the section in its entirety and substituting instead the following:

There is levied a tax on the privilege of engaging in the following vocations, professions, businesses, or occupations:

(1) Persons licensed or registered as agents under title 48, chapter 1; and

(2) Persons licensed or registered as broker-dealers under title 48, chapter 1.

SECTION 2. Tennessee Code Annotated, Section 67-4-1703, is amended by deleting subsections (a) and (b) and substituting instead the following:

(a)

(1) For purposes of this part, the tax year begins on June 1 of each year and ends on May 31 of the following year. The privilege tax established by this part is due and payable on June 1 of each tax year. Taxes paid after June 1 are delinquent.

(2) The privilege tax imposed by this part shall be:

For any tax year ending on or before May 31, 2021	$400
For any tax year ending on or after May 31, 2022	$200

(b) Any person who is licensed or registered for two (2) or more professions taxed pursuant to this part shall not be required to pay more than one (1) tax in an amount set by subsection (a).

SECTION 3. Tennessee Code Annotated, Section 67-4-1708, is amended by deleting subsection (b) in its entirety.

SECTION 4. Tennessee Code Annotated, Section 67-4-1710, is amended by deleting the section in its entirety.

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

HOUSE RESEARCH DIVISION

MH&SA Subcommittee
Amendment ePacket

Wednesday, February 19, 2020

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No._____

_____
Signature of Sponsor

AMEND Senate Bill No. 2175 **House Bill No. 2244***

by deleting the amendatory language of Section 1 and substituting instead the following:

(f) Notwithstanding subsections (a) and (b), a state-owned or state-operated hospital or treatment resource that receives a person transported under § 33-6-406 shall have a licensed physician, a licensed advance practice nurse working under the supervision of and in collaboration with a licensed physician, or a licensed physician assistant working under the supervision of and in collaboration with a licensed physician examine the person to determine whether the person is subject to admission under § 33-6-403. If the person is subject to admission under § 33-6-403, then the licensed physician, licensed advance practice nurse, or licensed physician assistant shall complete a certificate of need for the emergency diagnosis, evaluation, and treatment showing the factual foundation for the conclusions on each item of § 33-6-403, and the person who took the service recipient to the hospital or treatment resource may then apply for the admission for the purpose of emergency diagnosis, evaluation, and treatment. A licensed physician shall evaluate an individual admitted to a hospital or treatment resource pursuant to this subsection (f) within twenty-four (24) hours of the individual's admission.

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____
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Amendment No._____

_____
Signature of Sponsor

AMEND Senate Bill No. 1912 **House Bill No. 1917***

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

SECTION 1. Tennessee Code Annotated, Section 63-1-164(a)(1), is amended by deleting the language "acupuncture, and other such treatments" and substituting instead the language "nonopioid medicinal drugs or drug products, occupational therapy, acupuncture, interventional procedures or treatments, and other such treatments".

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

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No._____

Rush Bricker

Signature of Sponsor

AMEND Senate Bill No. 2007 **House Bill No. 1998***

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

SECTION 1. Tennessee Code Annotated, Section 33-6-103, is amended by adding the following as a new subsection (d):

(d) The department may contract with any licensed community mental health agency for the provision of services under the behavioral health safety net, as long as the community mental health agency is able to sufficiently demonstrate to the department that the community mental health agency is able to provide to individuals who will be served under the behavioral health safety net all of the behavioral health services that are included within adult behavioral health services for the seriously and persistently mentally ill, as defined in § 71-5-103.

SECTION 2. This act shall take effect July 1, 2020, the public welfare requiring it.

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____
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Amendment No. _____

_____
Signature of Sponsor

AMEND Senate Bill No. 2651 **House Bill No. 2854***

by deleting all language after the caption and substituting instead the following:

WHEREAS, it is the consensus of the General Assembly that Tennessee Code Annotated, Section 28-3-110, was not at any time intended to require judgments or decrees in domestic relations matters issued by a court with domestic relations jurisdiction to be renewed; and

WHEREAS, it is the intent of the General Assembly that all judgments or decrees in a domestic relations matter issued by a court with domestic relations jurisdiction be enforceable and remain in effect from the date of entry until paid in full or otherwise discharged; and

WHEREAS, it is not the intent of the General Assembly to render any judgment or decree in a domestic relations matter issued by a court with domestic relations jurisdiction unenforceable by the passage of this act; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 28-3-110, is amended by adding the following language as a new subsection:

(e) Notwithstanding subsection (a), there is no time within which a judgment or decree in a domestic relations matter issued by a court with domestic relations jurisdiction pursuant to title 36 must be acted upon, unless otherwise specifically provided for under title 36.

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

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No._____

_____
Signature of Sponsor

AMEND Senate Bill No. 867 **House Bill No. 896***

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

SECTION 1. Tennessee Code Annotated, Section 34-3-104, is amended by deleting subdivision (4) and substituting instead the following:

(4) The name, age, mailing address, relationship of the proposed conservator, statement of any felony or misdemeanor conviction of the proposed conservator, and, if the proposed conservator is not the petitioner, a statement signed by the proposed conservator acknowledging awareness of the petition and a willingness to serve. The petition must also include copies, produced within thirty (30) days of the filing date of the petition, of the following reports on the proposed conservator:

(A) A search of the department of health's registry of persons who have abused, neglected, or misappropriated the property of vulnerable persons, established by title 68, chapter 11, part 10;

(B) A criminal history records check performed by the Tennessee bureau of investigation, pursuant to § 38-6-109(c);

(C) A search of the national sex offender registry maintained by the United States department of justice;

(D) A search of the United States office of inspector general's exclusions database; and

(E) A search of the interstate compact offender tracking system;

SECTION 2. This act shall take effect July 1, 2020, the public welfare requiring it.

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____
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Amendment No. _____

_____
Signature of Sponsor

AMEND Senate Bill No. 1602 **House Bill No. 1563***

by deleting "January 1, 2021" in Section 1 and substituting instead "January 1, 2022".

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No._____

Signature of Sponsor

AMEND Senate Bill No. 1820 **House Bill No. 1575***

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 "2020 Defense Doctrine."

SECTION 2. Tennessee Code Annotated, Section 39-11-106(a), is amended by adding the following as a new subdivision:

( ) "Grave sexual abuse" means:

(A) Aggravated rape, pursuant to § 39-13-502;

(B) Rape, pursuant to § 39-13-503;

(C) Rape of a child, pursuant to § 39-13-522; or

(D) Aggravated rape of a child, pursuant to § 39-13-531;

SECTION 3. Tennessee Code Annotated, Section 39-11-504(a), is amended by deleting the language "well-grounded apprehension of death or serious bodily injury" and substituting instead "well-grounded apprehension of death, serious bodily injury, or grave sexual abuse".

SECTION 4. Tennessee Code Annotated, Section 39-11-611(b)(2)(A), is amended by deleting the language "imminent danger of death or serious bodily injury" and substituting instead "imminent danger of death, serious bodily injury, or grave sexual abuse".

SECTION 5. Tennessee Code Annotated, Section 39-11-611(b)(2)(B), is amended by deleting the language "imminent death or serious bodily injury" and substituting instead "imminent death, serious bodily injury, or grave sexual abuse".

SECTION 6. Tennessee Code Annotated, Section 39-11-611(f)(2), is amended by deleting the language "imminent danger of death or serious bodily injury" and substituting instead "imminent danger of death, serious bodily injury, or grave sexual abuse".

SECTION 7. Tennessee Code Annotated, Section 39-11-611, is amended by deleting the language "death or serious bodily harm" from subdivisions (f)(3) and (f)(5)(B) and substituting instead "death, serious bodily injury, or grave sexual abuse".

SECTION 8. Tennessee Code Annotated, Section 39-11-620(b), is amended by deleting the language "serious bodily injury" wherever it appears and substituting instead "serious bodily injury or grave sexual abuse".

SECTION 9.

By January 1, 2021:

(1) The police officer standards and training commission shall update all law enforcement training materials to reflect this act; and

(2) Any instructor who provides a handgun safety course that satisfies the training requirement to obtain a handgun carry permit shall update all training materials to reflect this act.

SECTION 10. This act shall take effect upon becoming a law, the public welfare requiring it.

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____
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Amendment No. _____

_____
Signature of Sponsor

AMEND Senate Bill No. 1896 **House Bill No. 1914***

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

SECTION 1. Tennessee Code Annotated, Section 54-14-101, is amended by deleting the section in its entirety.

SECTION 2. Tennessee Code Annotated, Section 54-14-102, is amended by deleting subsection (a) and substituting instead the following:

(a) A person owning any land, where ingress or egress to and from which is cut off or obstructed entirely from a public road or highway by the intervening land of another, or who has no outlet from the land to a public road in the state, by reason of the intervening land of another, is given the right to have a private easement or right-of-way not exceeding twenty-five feet (25') condemned and set aside for the benefit of the land over and across the intervening land for the purpose of ingress and egress and extending utility lines, including, but not limited to, electric, natural gas, water, sewage, telephone, or cable television to the enclosed land. Maintenance of the easement or right-of-way shall be the responsibility of the person granted the easement or right-of-way. Gates or fencing that restricts access to the subservient land may not be erected. In counties with a metropolitan form of government, the maximum permissible width for an easement or right-of-way is fifteen feet (15').

SECTION 3. Tennessee Code Annotated, Title 54, Chapter 14, is amended by adding the following language as a new section:

Notwithstanding § 54-14-102, there is no right to have an easement or right-of-way condemned and set aside for the benefit of the land surrounded or enclosed by the

lands of any other person if the court determines that the ingress or egress to and from the surrounded or enclosed land is cut off or obstructed entirely from a public road or highway as a result of the intentional and knowing action of the owner of the surrounded or enclosed land.

SECTION 4. Tennessee Code Annotated, Section 54-14-111, is amended by deleting the section and substituting instead the following:

The jury is authorized to locate the easement or right-of-way at a place where the easement or right-of-way will be of service to the petitioner and cause the least amount of monetary damage as practicable to the value of the intervening land.

SECTION 5. Tennessee Code Annotated, Section 54-14-113, is amended by deleting the section and substituting instead the following:

(a) The report may be modified by the court and the easement or right-of-way may be granted or decreed to the petitioners as the court may deem proper upon the payment to the defendant, or to the clerk of the court for the defendant's use, of the damages assessed, with costs and, if awarded pursuant to subsection (b), attorney's fees.

(b) In addition to the damages and costs awarded to the defendant as provided by §§ 54-14-103 and 54-14-109, the court may award reasonable attorney's fees to the defendant. The court shall not award attorney's fees if the court finds the defendant has acted in bad faith.

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

FILED
Date 2/18/2020
Time 8:59 am
Clerk _____
Comm. Amdt. _____

Amendment No. _____

_____
Signature of Sponsor

AMEND Senate Bill No. 1734 **House Bill No. 1682***

by adding the following as new subsections (d) and (e) in SECTION 1:

(d) As used in this section, "change", with respect to the changing of public roads, does not include any proposed or actual reduction of the maximum gross weight limits of freight motor vehicles operating over public roads.

(e) Nothing in this section shall be construed to supersede § 55-7-205(a)(8). To the extent that this section is in conflict with § 55-7-205(a)(8), § 55-7-205(a)(8) controls.

2/13/20
3:10

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No. _____

_____
Signature of Sponsor

AMEND Senate Bill No. 2065 **House Bill No. 1712***

by deleting subsection (a) in Section 1 and substituting instead the following:

(a) The Tennessee advisory commission on intergovernmental relations (TACIR) is directed to perform a study of the feasibility of expanding passenger railroad service in this state through the National Railroad Passenger Corporation, doing business as Amtrak, including identified areas of demand for passenger rail service, operating characteristics of potential service options, forecast performance options, and projected operational costs to the state. This study must be conducted from TACIR's existing resources.

2/14/2020

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No. _____

_____
Signature of Sponsor

AMEND Senate Bill No. 1597* **House Bill No. 1684**

by deleting the language "salvage pool operator" wherever it appears in subdivision (d)(1) of SECTION 1 and substituting instead the language "salvage pool operator or an automotive dismantler and recycler".

AND FURTHER AMEND by deleting SECTION 2 and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 55-3-201, is amended by adding the following as new, appropriately designated subdivisions:

( ) "Automotive dismantler and recycler" means a person who engages in the business of acquiring salvage vehicles for the purpose of recovering parts for resale;

( ) "Salvage pool operator" means a person who engages in the business of selling salvage vehicles at auction, including wholesale auction, or otherwise.

FILED
Date 2-12-2020
Time 2:35 A.M.
Clerk DKS
Comm. Amdt. _____

Amendment No. _____

Rich Tillis

Signature of Sponsor

AMEND Senate Bill No. 1887* **House Bill No. 2200**

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

SECTION 1. Tennessee Code Annotated, Section 7-4-206(b), is amended by deleting subdivision (5).

SECTION 2. Tennessee Code Annotated, Section 7-88-112(c), is amended by deleting subdivision (3).

SECTION 3. Tennessee Code Annotated, Section 7-88-116(c), is amended by deleting subdivision (3).

SECTION 4. Tennessee Code Annotated, Section 8-30-313, is amended by deleting subsection (f).

SECTION 5. Tennessee Code Annotated, Section 40-34-107, is amended by deleting the section.

SECTION 6. Tennessee Code Annotated, Section 41-1-507, is amended by deleting subsection (c) and substituting instead the following:

(c) The commissioner shall report to the state and local government committee of the senate and the state government committee of the house of representatives the number of early releases by primary offense whenever inmates are granted early parole under this part.

SECTION 7. Tennessee Code Annotated, Section 41-8-105(b), is amended by deleting the second sentence of the subsection.

SECTION 8. Tennessee Code Annotated, Section 41-21-238, is amended by deleting subsection (c).

THE ATTACHED AMENDMENTS ARE TO BILLS THAT WILL BE HEARD ON THE UTILITIES SUBCOMMITTEE CALENDAR WEDNESDAY FEBRUARY 19, 2020

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No. _____

_____
Signature of Sponsor

AMEND Senate Bill No. 2455* **House Bill No. 2733**

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

SECTION 1. Tennessee Code Annotated, Section 65-1-101, is amended by deleting the section and substituting instead the following:

(a) There is created the Tennessee public utility commission consisting of seven (7) part-time commissioners. The commissioners must be appointed as follows:

(1) One (1) commissioner must be appointed by the governor;

(2) Two (2) commissioners must be appointed by the speaker of the senate;

(3) Two (2) commissioners must be appointed by the speaker of the house of representatives; and

(4) Two (2) commissioners must be appointed by joint agreement among the governor, the speaker of the senate, and the speaker of the house of representatives.

(b)

(1) In making appointments pursuant to subsection (a), the governor, the speaker of the senate, and the speaker of the house of representatives shall strive to ensure that the Tennessee public utility commission is composed of commissioners who are diverse in professional or educational background, ethnicity, geographic residency, perspective, and experience. Except as otherwise provided in subdivision (b)(2), each commissioner of the commission must have at a minimum a bachelor's degree and at least three (3) years'

experience in a regulated utility industry, in executive level management, or in one (1) or more of the following fields:

(A) Economics;

(B) Law;

(C) Finance;

(D) Accounting; or

(E) Engineering.

(2) One (1) appointee made by the speaker of the senate in subdivision (a)(2) and one (1) appointee made by the speaker of the house of representatives in subdivision (a)(3) must be a public member with no experience in a regulated utility industry.

(c)

(1) The term of office of each commissioner commences on July 1, following such commissioner's appointment.

(2) The commissioners of the commission are state officers, continue to serve until the commissioner's successor is appointed, and serve six-year terms as follows:

(A) The term of the commissioner appointed pursuant to subdivision (a)(1) expires every six (6) years, beginning with the first term to end on June 30, 2017, and subsequent terms to end every six (6) years thereafter;

(B) The terms of commissioners appointed pursuant to subdivisions (a)(2) and (3) expire every six (6) years, beginning with the first terms to end on June 30, 2014, and subsequent terms to end every six (6) years thereafter; and

(C) The terms of the commissioners appointed pursuant to subdivision (a)(4) expire every six (6) years, beginning with the first term

to end on June 30, 2018, and subsequent terms to end every six (6) years thereafter.

(d)

(1) All appointments of the commissioners must be confirmed by joint resolution adopted by each house of the general assembly within ninety (90) days after the appointment, if the general assembly is in session. If the general assembly is not in session, appointment must be confirmed within ninety (90) days after the general assembly next convenes following the appointment.

(2) Any vacancy on the commission must be filled by the original appointing authority for such position to serve the unexpired term, and each appointment must be confirmed in the same manner as the original appointment. If, however, the general assembly is not in session and a vacancy occurs, the appropriate appointing authority shall fill such vacancy by appointment and the appointee serves the unexpired term, unless the appointment is not confirmed within ninety (90) days after the general assembly convenes following the appointment to fill such vacancy.

SECTION 2. Tennessee Code Annotated, Section 65-1-104(d), is amended by deleting the first two sentences and substituting instead the following:

The chair shall assign each matter before the commission to a panel of four (4) voting members from among the commissioners. The remaining three (3) voting members of the commission, who are not assigned to a particular panel, shall not vote or deliberate regarding such matters.

SECTION 3. Tennessee Code Annotated, Section 65-1-105(b), is amended by deleting the language "five (5)" and substituting instead the language "seven (7)".

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it. Notwithstanding any provision of this act to the contrary, initial terms for the two additional commissioner positions created pursuant to this act begin July 1, 2020.