

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

**June 15, 2020**



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# HOUSE RESEARCH DIVISION

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Finance, Ways & Means Subcommittee  
Amendment Packet  
June 10, 2020

MP 9:00

RECEIVED  
JUN 09 2020  
REP. SUSAN LYNN

Amendment No. \_\_\_\_\_



\_\_\_\_\_  
Signature of Sponsor

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____
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**AMEND Senate Bill No. 1778\***

**House Bill No. 1830**

by deleting SECTION 12 in its entirety and substituting instead the following:

SECTION 12. Section 5 of this act shall take effect upon becoming a law, the public welfare requiring it. Section 11 of this act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to any local governmental action, including assessment of property for taxation purposes, occurring on or after January 1, 2021. All other sections of this act shall take effect January 1, 2021, the public welfare requiring it.



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REP. SUSAN LYNN

Amendment No. \_\_\_\_\_

  
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Signature of Sponsor

<b>FILED</b>
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Clerk _____
Comm. Amdt. _____

**AMEND Senate Bill No. 2312**

**House Bill No. 2350\***

by adding the language "mental health hospital;" after the language "ambulatory surgical treatment center;" in subdivision (9)(A) in SECTION 1.

**AND FURTHER AMEND** in SECTION 1 by deleting subdivision (9)(B)(vii); by deleting the language "or" after subdivision (9)(B)(vi); and by adding the language "or" after subdivision (9)(B)(v).

**AND FURTHER AMEND** by adding the following as a new appropriately designated subdivision in SECTION 1:

( ) "Micro mental health hospital" means a facility required to be licensed as a mental health hospital under title 33 that has no more than ten (10) beds for admitted patients;

**AND FURTHER AMEND** by adding the following to the amendatory language of SECTION 10 as a new subsection:

( ) This part does not require a certificate of need to establish or operate a micro mental health hospital in any county with a population less than one hundred fifty thousand (150,000), according to the 2010 federal census or any subsequent federal census.

**AND FURTHER AMEND** by deleting from SECTION 10 the language "home health agency" wherever it appears and substituting instead the language "home care organization".

**AND FURTHER AMEND** by deleting the amendatory language of SECTION 14 and substituting instead the following:

(i) All costs of the contested case proceeding and any appeals, including the administrative law judge's costs and deposition costs, such as expert witness fees and



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reasonable attorney's fees, must be assessed against the losing party in the contested case. If there is more than one (1) losing party, then the costs must be divided equally among the losing parties. Costs must not be assessed against the agency or against any applicant for a certificate of need who is defending the approval of the applicant's certificate of need application.

**AND FURTHER AMEND** by deleting SECTION 17 and substituting instead the following:

SECTION 17. Tennessee Code Annotated, Section 68-11-1614, is amended by deleting the section and substituting the following:

(a) The commissioner of health shall provide the agency with aggregate data from the hospital discharge database and ambulatory surgical treatment center discharge database within fourteen (14) business days from the commissioner's receipt of a request. The information must include aggregate data by state, county, or zip code, as requested. The information must not include any patient identifiers that would lead to a patient's identity, such as name or street address. All information received pursuant to this section must be available for public disclosure by the agency, as long as it does not contain any patient identifiers.

(b) The commissioner of mental health and substance abuse services shall provide the agency with aggregate data about nonresidential substitution-based treatment centers for opiate addiction licensed in Tennessee within fourteen (14) business days from the commissioner's receipt of a request. The information must include aggregate data about patient origin by state, county, or zip code, as requested, at licensee treatment centers in this state. The information must not include any patient identifiers that would lead to a patient's identity, such as name or street address. All information received pursuant to this section must be available for public disclosure by the agency, as long as it does not contain any patient identifiers.

(c) The commissioners of health, mental health and substance abuse services, and intellectual and developmental disabilities may submit written reports or statements

and they may also send representatives to testify before the agency to inform the agency with respect to applications.

**AND FURTHER AMEND** by deleting the effective date section and substituting instead the following:

SECTION \_\_. Section 23 of this act shall take effect July 1, 2020, the public welfare requiring it. The remainder of this act shall take effect January 1, 2021, the public welfare requiring it, and applies to certificate of need applications filed on or after that date.

Amendment No. \_\_\_\_\_

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Signature of Sponsor

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

**AMEND Senate Bill No. 1639\***

**House Bill No. 2385**

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

SECTION 1. Tennessee Code Annotated, Section 4-24-201, is amended by adding the following new subdivisions:

( ) "Academy" means the Tennessee fire service and codes enforcement academy;

( ) "Volunteer firefighter" means a duly appointed member of a fire department on either a non-pay or partial-pay basis who is neither employed in a full-time capacity with the department nor eligible to receive the educational incentive pay issued pursuant to § 4-24-202 as a member of the department, regardless of whether the volunteer firefighter receives life insurance, health insurance, worker's compensation insurance, length of service awards, pay per-call or per-hour, or similar compensation;

SECTION 2. Tennessee Code Annotated, Title 4, Chapter 24, Part 2, is amended by adding the following new section:

(a) An active volunteer firefighter of a fire department that is registered and recognized by the state fire marshal pursuant to § 68-102-303 who completes at least forty (40) hours of training developed and approved by the commission during a program year must receive a pay supplement from the commission as follows, based on the highest level of training successfully completed by the volunteer firefighter:

(1) A volunteer firefighter who has completed the sixty-four-hour basic firefighting course and sixteen-hour live burn taught or approved by the academy, or an equivalent program approved by the commission, must receive four hundred dollars (\$400);



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(2) A volunteer firefighter who has completed certification from the commission for Fire Fighter 1, or an equivalent level approved by the commission, must receive six hundred dollars (\$600); and

(3) A volunteer firefighter who has completed certification from the commission for Fire Fighter 2, or an equivalent level approved by the commission, must receive eight hundred dollars (\$800).

(b) A firefighter who is eligible for the pay supplement pursuant to § 4-24-202 and also serves as a volunteer firefighter is not eligible for a pay supplement under subsection (a), but must receive a pay supplement of two hundred dollars (\$200) if the firefighter instructs or participates in an additional forty (40) hours of annual training with the firefighter's volunteer department.

(c) In the case of eligible fire departments established as a nonprofit organization or otherwise unable to make payments to their members, the commission is authorized to disburse funds directly to eligible members. In this case, members must complete a federal request for a taxpayer identification number that is submitted with the fire department's annual request and will not be required to register with this state as a vendor.

(d) Funds made available under this section must:

(1) Be to a fire department or volunteer firefighter of a department recognized under § 68-102-303;

(2) Be issued to a fire department that is in compliance with the reporting requirements of § 68-102-111;

(3) Be reported to the comptroller of the treasury in accordance with § 68-102-309, if required; and

(4) Comply with rules of the commission adopted under § 4-24-203(4).

(e) For purposes of issuing pay supplements under this section, the first program year begins on January 1, 2021.

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

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JUN 09 2020  
REP. SUSAN LYNN

Amendment No. 1

  
Signature of Sponsor

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

**AMEND Senate Bill No. 2677**

**House Bill No. 2760\***

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

SECTION 1.

The department of revenue is instructed to revise Rule 1320-05-01-.129 in an expedient manner to require out-of-state dealers to collect and remit sales taxes to the state if such dealers engage in the regular or systematic solicitation of consumers in this state through any means and make sales that exceed ten thousand dollars (\$10,000) to consumers in this state during the previous twelve-month period.

SECTION 2. Tennessee Code Annotated, Section 67-6-501(f)(1), is amended by deleting the following language:

The marketplace facilitator made or facilitated total sales to consumers in this state of five hundred thousand dollars (\$500,000) or less during the previous twelve-month period;

and substituting instead the following:

The marketplace facilitator made or facilitated total sales to consumers in this state of ten thousand dollars (\$10,000) or less during the previous twelve-month period;

SECTION 3. Section 1 of this act shall take effect upon becoming a law, the public welfare requiring it. Section 2 of this act shall take effect at 12:01 a.m. on October 1, 2020, the public welfare requiring it.



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# HOUSE RESEARCH DIVISION

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Finance, Ways & Means Committee  
Amendment Packet  
June 11, 2020

MP

Updated as of 1:pm 6/3/20

Amendment No. \_\_\_\_\_

*Dr. Rd Ramsey*  
Signature of Sponsor

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

**AMEND Senate Bill No. 2492**

**House Bill No. 1930\***

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

SECTION 1. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following new subdivisions:

( ) A commercially operated facility possessing each of the following characteristics:

(i) Has a marina with at least eighty-five (85) boat slips on Dale Hollow Lake at the confluence of the East and West Forks of the Obey River;

(ii) Has a restaurant with seating for approximately eighty (80) patrons;

(iii) Has assorted boats and at least twelve (12) cabins available for rent;

and

(iv) Is located in a county having a population of not less than five thousand (5,000) and not more than five thousand one hundred (5,100), according to the 2010 federal census or any subsequent federal census;

( ) A commercially operated facility possessing each of the following characteristics:

(i) Is located approximately one (1) mile from Dale Hollow Lake, containing an area of ninety (90) acres;

(ii) Has a six-thousand-square-foot barn with a commercial kitchen used for events;

(iii) Has at least two (2) cabins for rent; and



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(iv) Is located on Bolestown Road in a county having a population of not less than five thousand (5,000) and not more than five thousand one hundred (5,100), according to the 2010 federal census or any subsequent federal census;

( ) A commercially owned marina containing all of the following characteristics:

(i) Is located on at least twenty-five (25) acres of land located off of Livingston Boat Dock Road in a county having a population of not less than seven thousand eight hundred fifty-one (7,851) and not more than seven thousand eight hundred sixty-five (7,865), according to the 2010 federal census or any subsequent federal census;

(ii) Has a two-story restaurant that seats at least one hundred eighty (180) people;

(iii) Has at least three hundred fifty-five (355) boat slips and a full-service marina on Dale Hollow Lake; and

(iv) Includes at least ten (10) rental cabins;

( ) A commercially owned marina containing all of the following characteristics:

(i) Is located on at least forty (40) acres of land located off of state highway 294 in a county having a population of not less than seven thousand eight hundred fifty-one (7,851) and not more than seven thousand eight hundred sixty-five (7,865), according to the 2010 federal census or any subsequent federal census;

(ii) Has a restaurant that seats at least fifty (50) people;

(iii) Has approximately three hundred fifty (350) boat slips and a full-service marina on Dale Hollow Lake; and

(iv) Includes at least eleven (11) rental cabins;

SECTION 2. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following as a new subdivision:

(i) A commercially operated facility that:

(a) Is located on approximately two hundred seventy (270) acres of land and sits approximately nineteen (19) miles south of highway 24 in a county with a population of not less than forty-five thousand (45,000) and not more than forty-five thousand one hundred (45,100), according to the 2010 and any subsequent federal census;

(b) Is located on property that is separately licensed to produce, bottle, and store distilled spirits;

(c) Is located on property that offers tours and tastings, as well as the retail sale of merchandise and bottles of spirits and contains the global headquarters for a premium Tennessee whiskey company;

(d) Is located on property that includes a welcome center, three (3) tasting rooms, distillery building, barrel storage facilities, a pond, museum, bar, restaurant, commercial kitchen, miniature golf course, and live music venue;

(e) Is located on property that serves as a horse breeding and training facility;

(f) Is located on property that is a production site and a venue for weddings, meetings, conferences, concerts, and special events; and

(g) Has a restaurant that serves lunch and dinner, and caters for events with seating for at least forty-five (45) guests;

(ii) The commission and any beer board having jurisdiction over the facility may issue one (1) or more licenses to one (1) or more different persons or entities that meet the qualifications of this subdivision (27)( ); provided, that the persons or entities obtaining licenses under this subdivision (27)( )(ii) and any manufacturer licensed under § 57-3-202 comply with the requirements of § 57-4-110;

(iii) The premises of a facility licensed under this subdivision (27)( ) means any or all of the property that constitutes the facility; provided, that the premises must not include the premises of a manufacturer licensed under § 57-3-202 or any other facility

licensed under this subdivision (27)( ), except as authorized pursuant to § 57-4-101(p). The licensee shall designate the premises to be licensed by the commission by filing a drawing of the premises, which may be amended by the licensee filing a new drawing; and

(iv) Notwithstanding any provision of chapter 5 of this title to the contrary, the premises of any facility licensed under this subdivision (27)( ) means for beer permitting purposes any or all of the property that constitutes the facility; provided, however, that the premises must not include the premises of a licensee under § 57-3-202 or any other facility licensed under this subdivision (27)( ), except as authorized pursuant to § 57-4-101(p). The beer permittee shall designate the premises to be permitted by the local beer board by filing a drawing of the premises, which may be amended by the beer permittee filing a new drawing;

SECTION 3. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following as a new subdivision:

( ) A commercially operated restaurant, resort, and boat dock with fuel having the following characteristics:

(i) Possesses at least twenty (20) acres of U.S. corps of engineers leased water and water frontage on Old Hickory Lake and two thousand feet (2000') of river channel at the southeast corner of the confluence of Old Hickory Lake and State Highway 109;

(ii) Has operated for at least sixty (60) straight years on this site;

(iii) Possesses at least sixty-five (65) full service paved camp sites;

(iv) Possesses boat slips for at least two hundred fifty (250) boats; and

(v) Is located on at least ten (10) acres of real property at that site;

SECTION 4. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following as a new subdivision:

( ) A commercially operated facility that:

(i) Includes an eighteen-hole golf course, a seven-thousand-square-foot clubhouse with a pro shop, banquet room, and restaurant with seating for at least forty (40) patrons;

(ii) Contains at least one hundred (100) acres and less than two hundred (200) acres; and

(iii) Is located less than one (1) mile from Fort Loudon Lake on Kingston Pike in a county having a population of not less than four hundred thirty-two thousand two hundred (432,200) nor more than four hundred thirty-two thousand three hundred (432,300), according to the 2010 federal census or any subsequent federal census;

SECTION 5. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following new subdivision:

( ) A commercially operated independent and assisted living facility possessing the following characteristics:

(i) Is located in a county having a population of not less than nine hundred thousand (900,000), according to the 2010 federal census or any subsequent federal census;

(ii) Has both independent and assisted living facilities available and provides memory care and respite service;

(iii) Has several full-service restaurants and dining rooms to service the residents but that are also open to the public and that serve three (3) chef-prepared meals per day;

(iv) Has a complete wellness and fitness facility available that accommodates physical and occupational therapy;

(v) Has complete recreational facilities for its residents;

(vi) Has not less than one hundred thirty-five (135) individual living unit apartments for residents;

(vii) Does not discriminate against any patron on the basis of gender, race, religion, or national origin; and

(viii) Has a full-service barber and beauty salon;

SECTION 6. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following as a new subdivision:

( )

(i) A commercially operated facility having all of the following characteristics:

(a) The facility is located on approximately five hundred (500) acres of land;

(b) The facility is located less than three (3) miles north of an area designated as The South Cumberland State Park consisting of approximately thirty thousand (30,000) acres that is open to the public;

(c) The facility is located within five (5) miles of Interstate 24 in a county having a population of not less than thirteen thousand seven hundred (13,700) nor more than thirteen thousand seven hundred fifty (13,750), according to the 2010 federal census or any subsequent federal census;

(d) The facility includes two (2) cabins, a tiny house, a stage, three (3) fishing ponds, a check-in facility, a bathhouse, fifty (50) RV hookups, multiple hiking trails, frisbee golf, and a wedding pavilion;

(e) The facility serves as a venue for weddings, meetings, and conferences; and

(f) The facility has two (2) event centers that can accommodate at least one hundred fifty (150) guests at each center;

(ii) The premises of any facility licensed under this subdivision (27)( ) means any or all of the property that constitutes the facility. The licensee shall

designate the premises to be licensed by the commission by filing a drawing of the premises, which may be amended by the licensee filing a new drawing. The entire designated premises is covered under one (1) license issued under this subdivision (27)( );

(iii) Notwithstanding any provision of chapter 5 of this title to the contrary, the premises of any facility licensed under this subdivision (27)( ) means, for beer permitting purposes, any or all of the property that constitutes the facility. The beer permittee shall designate the premises to be permitted by the local beer board by filing a drawing of the premises, which may be amended by the beer permittee filing a new drawing. The entire designated premises is covered under one (1) beer permit issued under chapter 5 of this title;

(iv) The requirements of § 57-5-105(b)(1) do not apply to any facility licensed under this subdivision (27)( ); and

(v) Any facility licensed under this subdivision (27)( ) may seek an additional license as a caterer under this chapter;

SECTION 7. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following new subdivisions:

( ) A commercially operated facility having the following characteristics:

(i) Contains a restaurant in a free-standing building with retail space and consisting of approximately three thousand square feet (3,000 sq. ft.); and

(ii) Is located at the intersection of state highways 46 and 100 in a county having a population of not less than twenty-four thousand six hundred seventy-six (24,676) nor more than twenty-four thousand seven hundred (24,700), according to the 2010 federal census or any subsequent federal census;

( ) A commercially operated facility having the following characteristics:

(i) Contains a full-service restaurant with seating for at least twenty-nine patrons inside and fourteen (14) patrons outside and that does not use a freezer or a fryer; and

(ii) Is located less than one thousand feet (1,000') from a United States Post Office and approximately one mile (1 mi.) from a state natural area featuring a small remnant forest having old growth forest characteristics in a county having a population of not less than twenty-four thousand six hundred seventy-six (24,676) nor more than twenty-four thousand seven hundred (24,700), according to the 2010 federal census or any subsequent federal census;

( ) A commercially operated facility having the following characteristics:

(i) Contains a full-service restaurant that features live music and that is adjacent to a custom motorcycle shop; and

(ii) Is located less than three hundred feet (300') from a United States Post Office and approximately one mile (1 mi.) from a state natural area featuring a small remnant forest having old growth forest characteristics in a county having a population of not less than twenty-four thousand six hundred seventy-six (24,676) nor more than twenty-four thousand seven hundred (24,700), according to the 2010 federal census or any subsequent federal census;

SECTION 8. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following language as a new subdivision:

( ) A commercially operated facility possessing each of the following characteristics:

(i) Contains a restaurant that has been in operation since at least 2012 with at least forty-two (42) seats inside and seventy-five (75) seats outside;

(ii) Contains a banquet hall that is used for weddings, banquets, meetings, and other events and is at least three thousand square feet (3,000 sq. ft.); and

(iii) Is located approximately seven hundred (700) yards from state highway 641 South and is adjacent to a winery in a county having a population of not less than thirty-two thousand three hundred one (32,301) nor more than thirty-two thousand four hundred (32,400), according to the 2010 federal census or any subsequent federal census;

SECTION 9. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following new subdivisions:

- ( ) A commercially operated marina having the following characteristics:
  - ( ) Has open and covered boat slips, a store, a restaurant, and a fuel dock;
  - ( ) Has cabins and RV campsites available for rent; and
  - ( ) Is located on Cordell Hull Lake approximately three thousand feet (3,000') from the confluence of Defeated Creek and the Cumberland River in a county having a population of not less than nineteen thousand one hundred fifty-one (19,151) nor more than nineteen thousand two hundred (19,200), according to the 2010 federal census or any subsequent federal census;
- ( ) A commercially operated restaurant having the following characteristics:
  - ( ) Has a structure of not less than two thousand square feet (2,000 sq. ft.) that has seating at tables and at the bar for at least ninety-six (96) guests and serves at least one (1) meal a day seven (7) days a week, with the exception of holidays, vacations, and periods of redecorating; and
  - ( ) Is located approximately two thousand five hundred feet (2,500') from two (2) islands in Old Hickory Lake in a county having a population of not less than one hundred thirteen thousand nine hundred (113,900) nor more than one hundred fourteen thousand (114,000), according to the 2010 federal census or any subsequent federal census;

SECTION 10. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following as a new subdivision:

( ) A commercially operated marina possessing each of the following characteristics:

(i) Is located on Norris Lake in a county having a population of not less than forty thousand seven hundred (40,700) nor more than forty thousand eight hundred (40,800), according to the 2010 federal census or any subsequent federal census;

(ii) Has at least sixty (60) covered boat slips and at least twelve (12) uncovered boat slips;

(iii) Has a ship store offering gasoline and other boating supplies and a restaurant with seating for at least eighty (80) patrons, including indoor and outdoor seating; and

(iv) Is located approximately one and one-half (1 ½) miles from a county-owned, public-use airport with a runway four thousand feet (4,000') in length;

SECTION 11. Tennessee Code Annotated, Section 57-4-102(27) is amended by adding the following new subdivision:

(i) A commercially operated facility that:

(a) Has a limestone quarry that sits approximately one thousand seven hundred feet (1,700') southeast of Interstate 65, two thousand seven hundred feet (2,700') south of Interstate 840, and four and six-tenths (4.6) miles north of the junction of US 431 and State Route 247;

(b) Is a venue for live music, weddings, meetings, and other events;

(c) Serves or sells food to patrons;

(d) Has an outdoor amphitheater with a capacity for at least seven thousand (7,000) guests;

(e) Has exclusive or non-exclusive rights to possess or use a commercial kitchen or service kitchen where food is staged and served; and

(f) Is located in a county having a population of not less than one hundred eighty-three thousand one hundred (183,100) and not more than one hundred eighty-three thousand two hundred (183,200), according to the 2010 federal census or any subsequent federal census;

(ii) The premises of any facility licensed under this subdivision (27)( ) means any and all of the property that constitutes the facility, including all enclosed and outdoor areas of the property. The licensee shall designate the premises to be licensed by the commission by filing a drawing of the premises, which may be amended by the licensee filing a new drawing;

(iii) Any facility as described in this subdivision (27)( ), may hold any of the licenses authorized under this subdivision (27)( ) and shall have the privilege of granting a franchise to one (1) or more entities authorizing such an entity to provide food or beverages, including alcoholic beverages and beer, on its premises. For purposes of this subdivision (27)( )(iii), the licensee is not required to have exclusive control of a commercial kitchen or any service kitchen, where food is staged and served, as a condition of the license;

(iv) Any licensed entity that holds a license under this subdivision (27)( ) may store alcoholic beverages and beer at one (1) or more storage locations in the facility and in any commercial kitchen or service kitchen within the facility; provided, that each licensed entity shall store its inventory of alcoholic beverages and beer in a separately locked cage or other storage area;

(v) Notwithstanding § 57-4-101(p), any facility licensed under this subdivision (27)( ) may serve wine, high gravity beer and beer in its original container, and spirit-based beverages in original containers that do not exceed three hundred seventy-five milliliters (375 ml) and an alcohol content that does not exceed fifteen percent (15%) by

volume, or in unlabeled cups or glassware, or in labeled cups or glassware identifying the licensee as the entity selling the alcoholic beverages or beer for on-premise consumption anywhere within the facility. Any franchisee holding a license under this subdivision (27)( ) shall comply with the requirements of § 57-4-101(p); provided, however, that a sticker identifying the licensee, which is reasonably designed to stay affixed to a container, cup, or glassware, must comply with § 57-4-101(p);

(vi) The commission shall enforce chapter 4 of this title against each licensee under this subdivision (27)( ) and shall not cite, penalize, or take any other adverse action against a licensee for any violation committed by another licensee on the licensed premises. There is a rebuttable presumption of liability for a specific licensee for any underage sale or other violation based on the unlabeled or labeled container, or unlabeled or labeled cup or glassware, as required pursuant to subdivision (27)( )(v), provided to the minor. In the absence of a container, glass, or cup identifying the licensee, the commission has the discretion to determine which licensee to cite for an underage sale or other such violation. If the commission is unable to determine which licensee committed the violation after conducting a reasonable investigation, the commission may issue a citation to one (1) or more licensees that share the premises where the violation occurred;

(vii) Notwithstanding any provision of chapter 5 of this title to the contrary, the premises of any facility described under this subdivision (27)( ) means, for the purpose of obtaining a beer permit, any and all of the property that constitutes the facility, including all enclosed and outdoor areas of the property. The beer permittee shall designate the premises to be licensed by the local beer board by filing a drawing of the premises, which may be amended by the beer permittee filing a new drawing. The beer board shall enforce chapter 5 of this title against each licensee as a beer permittee and shall not cite, penalize, or take any other adverse action against a licensee for any violation committed by another licensee on the licensed premises. There is a rebuttable

presumption of liability for a specific licensee for any underage sale or other violation based on the unlabeled or labeled container, or unlabeled or labeled cup or glassware, as required pursuant to subdivision (27)(v), provided to the minor. In the absence of a container, glass, or cup identifying the licensee, the local beer board has the discretion to determine which licensee to cite for an underage sale or other such violation. If the beer board is unable to determine which licensee committed the violation after conducting a reasonable investigation, the beer board may issue a citation to one (1) or more licensees that share the premises where the violation occurred;

(viii) Notwithstanding § 57-4-203(e)(1), any licensee licensed under this subdivision (27)( ) may sell and distribute wine in any unsealed container for consumption on the licensed premises;

(ix) Any licensee licensed under this subdivision (27)( ) may seek an additional license as a caterer under chapter 4 of this title, and is not required to comply with the requirements of § 57-4-102(6)(A) or show exclusive control of a commercial kitchen or any service kitchen, where food is staged and served, as a condition of the license. Caterers licensed under this subdivision (27)( )(ix) may store alcoholic beverages and beer in any shared commercial kitchen or service kitchen. The inventory of alcoholic beverages and beer must be stored in a separately locked cage or other storage area;

(x) Nothing in this subdivision (27)( ) may be construed to prevent a facility, as described under this subdivision (27)( ), from designating any area of its premises for purposes authorized under this subdivision (27)( ), or for the purposes of an entity licensed under this title; provided, that premises designated for use by another entity under this title are no longer part of the premises of any license issued under this subdivision (27)( ), except as provided in § 57-4-101(p); and

(xi) The facility, landlord, tenant, or any licensee located in the facility shall provide periodic security for the entire licensed premises;

SECTION 12. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following as a new subdivision:

( )

(i) A commercially operated recreational facility having all of the following characteristics:

(a) The facility is located approximately one mile (1 mi.) from the confluence of Clear Creek and the Obed River and is centrally located in one of this state's rock climbing meccas;

(b) The facility is located on approximately forty (40) acres;

(c) The facility provides at least forty (40) campsites and contains a restaurant and a brewery; and

(d) The facility is located in a county having a population of not less than twenty-one thousand nine hundred (21,900) nor more than twenty-two thousand (22,000), according to the 2010 federal census or any subsequent federal census; and

(ii) The premises of any facility licensed under this subdivision (27)( ) means any or all of the property that constitutes the facility. A licensee shall designate the premises to be licensed by the commission by filing a drawing of the premises, which may be amended by the licensee filing a new drawing;

SECTION 13. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following as a new subdivision:

( ) A commercially operated facility possessing each of the following characteristics:

(i) Has an outdoor waterpark site covering at least fifty (50) acres that has a wave pool and other water attractions that contain at least one million seven hundred thousand (1,700,000) gallons of water; and

(ii) Is located approximately five hundred feet (500') south of a municipal convention center, approximately two thousand two hundred feet (2,200') west of a state highway named in honor of a former governor of this state, and in a county having a population of not less than eighty-nine thousand eight hundred (89,800) nor more than eighty-nine thousand nine hundred (89,900), according to the 2010 federal census or any subsequent federal census;

SECTION 14. Tennessee Code Annotated, Section 57-4-102(13), is amended by adding the following new subdivision:

( ) "Community theater" also means a theater possessing each of the following characteristics:

- (i) The theater began operating in 1965;
- (ii) The theater is the only major nonprofit professional performing arts resource in rural Tennessee, and one (1) of the ten (10) largest professional theaters in rural America;
- (iii) The theater serves more than one hundred forty-five thousand (145,000) visitors annually with two (2) indoor and two (2) outdoor stages;
- (iv) The theater provides young audience productions, a comprehensive dance program, a concert series, and touring shows;
- (v) The theater was the recipient of the Governor's Arts Award for the state of Tennessee in 1984;
- (vi) The theater is operated by a nonprofit corporation that is exempt from taxation under § 501(c) of the Internal Revenue Code of 1954 (26 U.S.C. § 501(c)), as amended, where no member, officer, agent, or employee of the theater is paid, or directly or indirectly receives, in the form of salary or other compensation, any profits from the sale of alcoholic beverages beyond the amount of the salary as may be fixed by its governing body for the reasonable performance of the person's assigned duties. All profits from the sale of alcoholic

beverages by the nonprofit corporation must be used for the operation, renovation, refurbishing, and maintenance of the theater, and in furtherance of the purposes of the organization. Alcoholic beverages may be sold before, during, and after performances, and may be consumed inside any auditorium or performance hall within the theater, or on theater property contiguous to an outdoor performance stage; and

(vii) The theater is located in a city having a population of not less than ten thousand seven hundred ninety (10,790) and not more than ten thousand seven hundred ninety-nine (10,799), according to the 2010 federal census or any subsequent federal census;

SECTION 15. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following new subdivision:

( ) A commercially operated facility that:

(i)

(a) Serves as an event venue for weddings, a farmer's market, photography, birthdays, festivals, and similar events;

(b) Contains a small and large dog park with obstacle courses and a dog wash station;

(c) Contains a tree grove;

(d) Operates a facility that is greater than seventeen thousand square feet (17,000 sq. ft.) containing a dual convention space that can accommodate up to five hundred (500) people, and a restaurant with indoor and outdoor seating for approximately two hundred (200) guests;

(e) Offers scenic mountain overlook views; and

(f) Is located in a municipality with a population of not less than nine thousand eight hundred forty (9,840) and not more than nine thousand eight hundred forty-nine (9,849);

(ii) The premises of any facility licensed under this subdivision (27)( ) means any or all of the property that constitutes the facility. The licensee shall designate the premises to be licensed by the commission by filing a drawing of the premises, which may be amended by the licensee filing a new drawing. The designated premises may only include property owned or leased by the facility and that is contiguous to the property of the facility that is defined in this subdivision (27)( ). The entire designated premises is covered under one (1) license issued under this subdivision (27)( ); and

(iii) Notwithstanding any provision of chapter 5 of this title to the contrary, the premises of any facility licensed under this subdivision (27)( ) means, for beer permitting purposes, any or all of the property that constitutes the facility. The beer permittee shall designate the premises to be permitted by the local beer board by filing a drawing of the premises, which may be amended by the beer permittee filing a new drawing. The entire designated premises is covered under one (1) beer permit issued under chapter 5 of this title;

SECTION 16. Tennessee Code Annotated, Section 57-4-102(11), is amended by deleting the subdivision and substituting instead the following:

(11) "Commercial passenger boat company" means a company that operates one (1) or more passenger vessels for hire upon navigable waterways and is licensed by the United States Coast Guard to carry not less than fifty (50) passengers on a single vessel. A commercial passenger boat company licensed pursuant to this chapter shall not sell any type of alcoholic beverage or beer while such boat is docked within the boundaries of any local government that has not approved the sale of alcoholic beverages pursuant to § 57-4-103. A commercial passenger boat company may only operate out of a county that has a population:

(A) In excess of two hundred eighty-five thousand (285,000), according to the 1980 federal census or any subsequent federal census;

(B) Not less than eighty-three thousand three hundred (83,300) nor more than eighty-three thousand four hundred (83,400), according to the 1980 federal census or any subsequent federal census; or

(C) Not less than one hundred sixty thousand six hundred (160,600) nor more than one hundred sixty thousand seven hundred (160,700), according to the 2010 federal census or any subsequent federal census;

SECTION 17. This act shall take effect upon becoming a law, the public welfare requiring it.

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REP. SUSAN LYNN

Amendment No. \_\_\_\_\_

*[Handwritten Signature]*  
Signature of Sponsor

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

AMEND Senate Bill No. 2509

House Bill No. 2285\*

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

SECTION 1. Tennessee Code Annotated, Section 67-6-103(d)(1)(B), is amended by adding the following language at the end of the subdivision:

Notwithstanding this section or any other law to the contrary, the apportionment and distribution of state tax revenue provided in subdivision (d)(1)(A)(i) as it pertains to National Hockey League franchises and the apportionment and distribution of state tax revenue provided in subdivision (d)(1)(A)(ii) shall continue until June 30, 2049. A facility assessment shall be conducted on or before June 30, 2039, and on or before June 30, 2044. The objective of the assessments is to evaluate the facility's condition relative to comparable facilities and to reassess the facility's strategic plan through June 30, 2049. Concurrent with each facility assessment, there must be a review of the state tax revenue allocated pursuant to subdivisions (d)(1)(A)(i) and (d)(1)(A)(ii) ("arena sales taxes"). If arena sales taxes have grown by more than ten percent (10%) on average in each fiscal year beginning on July 1, 2020, through the assessment date, and if the facility manager has received adequate funds from arena sales taxes to satisfy debt service requirements on the facility's improvements in each fiscal year beginning on or after July 1, 2020, then the administrative fee received by the state must increase proportionately to the amount of increase in arena sales taxes that exceeds ten percent (10%). Notwithstanding the requirement in this subdivision (d)(1)(B) for such assessments, in no circumstance shall the administrative fee received by the state be reduced from the percentage of arena sales taxes allocated to the state as of January 1, 2020.



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

it.

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REP. SUSAN LYNN

Amendment No. \_\_\_\_\_

*[Handwritten Signature]*  
Signature of Sponsor

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

**AMEND Senate Bill No. 1803\***

**House Bill No. 2033**

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

SECTION 1. Tennessee Code Annotated, Title 9, Chapter 4, Part 54, is amended by adding the following as a new section:

On or before February 1 of each year, each state agency shall submit a written report to the clerks of the senate and the house of representatives to be distributed to all members of the finance, ways and means committees of the senate and the house of representatives summarizing the amount of funds allocated from federal block grants or other federal funds in the preceding fiscal year. The report must also summarize the purposes for which the funds were expended in such fiscal year, the amount of such funds that was unexpended, and any amount that was returned to the federal agency that supplied the original federal block grant or funds.

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





(1) The employer discloses to the employee the terms of the group disability income protection policy, including the benefits, exclusions, and premiums payable under the policy; and

(2) The employer provides the employee with notice of the pre-enrollment and a reasonable time period for declining coverage under the policy.

(b) The information provided in accordance with subsection (a) must:

(1) Be in clear and conspicuous language; and

(2) Describe the process by which an employee may exercise the employee's right to decline coverage.

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

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2/24/2020  
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Amendment No. \_\_\_\_\_

  
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Signature of Sponsor

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Date _____
Time _____
Clerk _____
Comm. Amdt. _____

**AMEND Senate Bill No. 2301**

**House Bill No. 2131\***

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

SECTION 1. Tennessee Code Annotated, Title 4, Chapter 12, Part 1, is amended by adding the following as a new section:

(a) The building that houses the Tennessee state museum located at 1000 Rosa L. Parks Boulevard is designated as the "Bill Haslam Center".

(b) The state museum shall erect suitable markers or affix suitable signs designating the museum as the "Bill Haslam Center". The state museum shall fund all costs related to the signage.

SECTION 2. Tennessee Code Annotated, Section 4-12-203, is amended by deleting "Tennessee state museum located at 1000 Rosa L. Parks Boulevard" and substituting instead "Bill Haslam Center located at 1000 Rosa L. Parks Boulevard".

SECTION 3. Tennessee Code Annotated, Section 4-12-302, is amended by deleting "Tennessee state museum located at 1000 Rosa L. Parks Boulevard" and substituting instead "Bill Haslam Center located at 1000 Rosa L. Parks Boulevard".

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



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JUN 15 2020

REP. SUSAN LYNN

Amendment No. \_\_\_\_\_

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Signature of Sponsor

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

AMEND Senate Bill No. 2273\*

House Bill No. 2620

by adding the following new sections immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION \_\_\_\_ Tennessee Code Annotated, Section 39-14-412, is amended by deleting subsection (c) and substituting instead the following:

(c)

(1) A violation of subsection (a) is a Class B misdemeanor. All violations shall be punished by at least twenty-five (25) hours of community service work to be determined by the court.

(2) A violation of subsection (b) is a Class E felony. In any sentence imposed for a violation of subsection (b), the court shall include a mandatory minimum sentence of thirty (30) days of incarceration and an order of restitution for any property damage or loss incurred as a result of the offense.

SECTION \_\_\_\_ Tennessee Code Annotated, Section 39-14-414, is amended by deleting subdivisions (b)(1) and (b)(2) and substituting instead the following:

(1) "Camping" means temporary habitation outdoors as evidenced by one (1) or more of the following:

(A) Erecting or using tents or other shelters;

(B) Sleeping or making preparation to sleep, including laying down a sleeping bag, blanket, or other material used for bedding;

(C) Placing or storing personal belongings, including storing food for consumption;



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(D) Carrying on cooking activities, whether by fire or use of artificial means, such as a propane stove or other heat-producing portable cooking equipment;

(E) Making a fire or preparing to make a fire; or

(F) Doing any digging or earth breaking.

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 39-14-414, is amended by deleting subsection (f) and substituting instead the following:

(f) A violation of this section is a Class E felony. In any sentence imposed for a violation of this section, the court shall include a mandatory minimum sentence of thirty (30) days of incarceration and an order of restitution for any property damage or loss incurred as a result of the offense.

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 39-14-414, is amended by adding the following new appropriately designated subsection:

( ) It is not a defense to a violation of this section that any act set-out in subdivision (a)(1) is for a purpose other than temporary habitation unless prior approval to conduct the act is given from the agency having jurisdiction over the property.

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 39-14-408, is amended by deleting subdivision (c)(1) and substituting instead the following:

(1)

(A) A person violating subdivision (b)(1) or (b)(3) is a principal under § 39-11-401 and shall be punished as for theft under § 39-14-105, after determining value under § 39-11-106.

(B) Notwithstanding subdivision (c)(1)(A), a violation of subdivision (b)(1) by causing damage to or the destruction of any real or personal property of the state, the United States, any county, city, or town shall be punished as for theft under § 39-14-105, but in no event shall such a violation be less than a Class E felony. In any sentence imposed for such a violation, the court shall include a

mandatory minimum sentence of thirty (30) days of incarceration and an order of restitution for any property damage or loss incurred as a result of the offense.

**Finance, Ways and Means Amendment Packet**

June 15, 2020

Chairman Susan M. Lynn

SK  
3/1/2020  
8:09am  
Curcio

Amendment No. \_\_\_\_\_  
*Mitch D. Curcio*  
Signature of Sponsor

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

**AMEND Senate Bill No. 2734**

**House Bill No. 2517\***

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

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

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

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

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

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

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

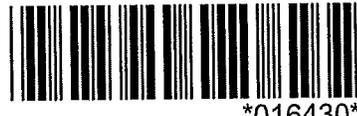
SECTION 4. Tennessee Code Annotated, Section 39-17-432(b)(3), is amended by deleting the language "but shall be subject to" and substituting instead "but may be subject to".

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

(c)



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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Amendment No. \_\_\_\_\_

*Timothy [Signature]*

Signature of Sponsor

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

**AMEND Senate Bill No. 1872**

**House Bill No. 1887\***

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

SECTION 1. Tennessee Code Annotated, Section 55-8-185(c)(1), is amended by adding the following as a new subdivision:

( ) State Route 167 from its intersection with Rainbow Road to its intersection with Dotson Lane, within the jurisdiction of Mountain City in Johnson County, which segment is approximately one-half (.5) mile.

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



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REP. SUSAN LYNN

Amendment No. \_\_\_\_\_

*Brian Hays*  
\_\_\_\_\_  
Signature of Sponsor

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

AMEND Senate Bill No. 1752\*

House Bill No. 1801

by adding the following language after Section 1 and renumbering the subsequent sections accordingly:

SECTION 2. Tennessee Code Annotated, Section 8-36-308(a), is amended by inserting the language "person in a position covered by the definition of emergency medical services personnel in § 68-140-302," immediately before the language "police officer".

SECTION 3. Tennessee Code Annotated, Section 8-36-308(a), is amended by inserting the language "person's," immediately before the language "police officer's".

SECTION 4. Tennessee Code Annotated, Section 8-36-308(b), is amended by inserting the language "person in a position covered by the definition of emergency medical services personnel in § 68-140-302," immediately before the language "police officer".

SECTION 5. Tennessee Code Annotated, Section 8-36-308(b), is amended by inserting the language "emergency medical services personnel as defined in § 68-140-302," immediately before the language "police officers".

SECTION 6. Tennessee Code Annotated, Section 8-36-308(c), is amended by inserting the language "person in a position covered by the definition of emergency medical services personnel in § 68-140-302," immediately before the language "police officer" wherever it appears in the subsection.



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Amendment No. \_\_\_\_\_

*Mary L. Abbott*  
\_\_\_\_\_  
Signature of Sponsor

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

**AMEND Senate Bill No. 2633**

**House Bill No. 2589\***

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

SECTION 1. Tennessee Code Annotated, Section 49-2-203(a)(3), is amended by deleting the language "estimated to exceed ten thousand dollars (\$10,000) or more" in subdivision (A) and substituting instead "estimated to be twenty-five thousand dollars (\$25,000) or more".

SECTION 2. Tennessee Code Annotated, Section 49-2-203(a)(3), is amended by deleting the language "ten thousand dollars (\$10,000)" in subdivisions (B) and (C) and substituting instead "twenty-five thousand dollars (\$25,000)".

SECTION 3. Tennessee Code Annotated, Section 49-13-111(e), is amended by deleting the subsection and substituting instead:

(e) All contracts for goods in excess of twenty-five thousand dollars (\$25,000) must be bid and must be approved by the governing body of the public charter school.

SECTION 4. Tennessee Code Annotated, Section 12-3-1212, is amended by deleting the language "LEA in accordance with § 49-2-203(a),".

SECTION 5. Tennessee Code Annotated, Section 12-3-1212, is further amended by adding the following language at the end of the section:

For purposes of this section, counties that have adopted the County Financial Management System of 1981, the County Purchasing Law of 1957, or that are similarly centralized for purchasing under a private act, are deemed to have a full-time purchasing agent.

SECTION 6. This act shall take effect August 1, 2020, the public welfare requiring it.



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Clerk	_____
Comm. Amdt.	_____

Amendment No. \_\_\_\_\_

*Dr. Ad Ramsey*  
Signature of Sponsor

**AMEND Senate Bill No. 2492**

**House Bill No. 1930\***

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

SECTION 1. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following new subdivisions:

- ( ) A commercially operated facility possessing each of the following characteristics:
  - (i) Has a marina with at least eighty-five (85) boat slips on Dale Hollow Lake at the confluence of the East and West Forks of the Obey River;
  - (ii) Has a restaurant with seating for approximately eighty (80) patrons;
  - (iii) Has assorted boats and at least twelve (12) cabins available for rent;

and

  - (iv) Is located in a county having a population of not less than five thousand (5,000) and not more than five thousand one hundred (5,100), according to the 2010 federal census or any subsequent federal census;
- ( ) A commercially operated facility possessing each of the following characteristics:
  - (i) Is located approximately one (1) mile from Dale Hollow Lake, containing an area of ninety (90) acres;
  - (ii) Has a six-thousand-square-foot barn with a commercial kitchen used for events;
  - (iii) Has at least two (2) cabins for rent; and



(iv) Is located on Bolestown Road in a county having a population of not less than five thousand (5,000) and not more than five thousand one hundred (5,100), according to the 2010 federal census or any subsequent federal census;

( ) A commercially owned marina containing all of the following characteristics:

(i) Is located on at least twenty-five (25) acres of land located off of Livingston Boat Dock Road in a county having a population of not less than seven thousand eight hundred fifty-one (7,851) and not more than seven thousand eight hundred sixty-five (7,865), according to the 2010 federal census or any subsequent federal census;

(ii) Has a two-story restaurant that seats at least one hundred eighty (180) people;

(iii) Has at least three hundred fifty-five (355) boat slips and a full-service marina on Dale Hollow Lake; and

(iv) Includes at least ten (10) rental cabins;

( ) A commercially owned marina containing all of the following characteristics:

(i) Is located on at least forty (40) acres of land located off of state highway 294 in a county having a population of not less than seven thousand eight hundred fifty-one (7,851) and not more than seven thousand eight hundred sixty-five (7,865), according to the 2010 federal census or any subsequent federal census;

(ii) Has a restaurant that seats at least fifty (50) people;

(iii) Has approximately three hundred fifty (350) boat slips and a full-service marina on Dale Hollow Lake; and

(iv) Includes at least eleven (11) rental cabins;

SECTION 2. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following as a new subdivision:

(i) A commercially operated facility that:

(a) Is located on approximately two hundred seventy (270) acres of land and sits approximately nineteen (19) miles south of highway 24 in a county with a population of not less than forty-five thousand (45,000) and not more than forty-five thousand one hundred (45,100), according to the 2010 and any subsequent federal census;

(b) Is located on property that is separately licensed to produce, bottle, and store distilled spirits;

(c) Is located on property that offers tours and tastings, as well as the retail sale of merchandise and bottles of spirits and contains the global headquarters for a premium Tennessee whiskey company;

(d) Is located on property that includes a welcome center, three (3) tasting rooms, distillery building, barrel storage facilities, a pond, museum, bar, restaurant, commercial kitchen, miniature golf course, and live music venue;

(e) Is located on property that serves as a horse breeding and training facility;

(f) Is located on property that is a production site and a venue for weddings, meetings, conferences, concerts, and special events; and

(g) Has a restaurant that serves lunch and dinner, and caters for events with seating for at least forty-five (45) guests;

(ii) The commission and any beer board having jurisdiction over the facility may issue one (1) or more licenses to one (1) or more different persons or entities that meet the qualifications of this subdivision (27)( ); provided, that the persons or entities obtaining licenses under this subdivision (27)( ) (ii) and any manufacturer licensed under § 57-3-202 comply with the requirements of § 57-4-110;

(iii) The premises of a facility licensed under this subdivision (27)( ) means any or all of the property that constitutes the facility; provided, that the premises must not include the premises of a manufacturer licensed under § 57-3-202 or any other facility

licensed under this subdivision (27)( ), except as authorized pursuant to § 57-4-101(p). The licensee shall designate the premises to be licensed by the commission by filing a drawing of the premises, which may be amended by the licensee filing a new drawing; and

(iv) Notwithstanding any provision of chapter 5 of this title to the contrary, the premises of any facility licensed under this subdivision (27)( ) means for beer permitting purposes any or all of the property that constitutes the facility; provided, however, that the premises must not include the premises of a licensee under § 57-3-202 or any other facility licensed under this subdivision (27)( ), except as authorized pursuant to § 57-4-101(p). The beer permittee shall designate the premises to be permitted by the local beer board by filing a drawing of the premises, which may be amended by the beer permittee filing a new drawing;

SECTION 3. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following as a new subdivision:

( ) A commercially operated restaurant, resort, and boat dock with fuel having the following characteristics:

(i) Possesses at least twenty (20) acres of U.S. corps of engineers leased water and water frontage on Old Hickory Lake and two thousand feet (2000') of river channel at the southeast corner of the confluence of Old Hickory Lake and State Highway 109;

(ii) Has operated for at least sixty (60) straight years on this site;

(iii) Possesses at least sixty-five (65) full service paved camp sites;

(iv) Possesses boat slips for at least two hundred fifty (250) boats; and

(v) Is located on at least ten (10) acres of real property at that site;

SECTION 4. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following as a new subdivision:

( ) A commercially operated facility that:

(i) Includes an eighteen-hole golf course, a seven-thousand-square-foot clubhouse with a pro shop, banquet room, and restaurant with seating for at least forty (40) patrons;

(ii) Contains at least one hundred (100) acres and less than two hundred (200) acres; and

(iii) Is located less than one (1) mile from Fort Loudon Lake on Kingston Pike in a county having a population of not less than four hundred thirty-two thousand two hundred (432,200) nor more than four hundred thirty-two thousand three hundred (432,300), according to the 2010 federal census or any subsequent federal census;

SECTION 5. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following new subdivision:

( ) A commercially operated independent and assisted living facility possessing the following characteristics:

(i) Is located in a county having a population of not less than nine hundred thousand (900,000), according to the 2010 federal census or any subsequent federal census;

(ii) Has both independent and assisted living facilities available and provides memory care and respite service;

(iii) Has several full-service restaurants and dining rooms to service the residents but that are also open to the public and that serve three (3) chef-prepared meals per day;

(iv) Has a complete wellness and fitness facility available that accommodates physical and occupational therapy;

(v) Has complete recreational facilities for its residents;

(vi) Has not less than one hundred thirty-five (135) individual living unit apartments for residents;

(vii) Does not discriminate against any patron on the basis of gender, race, religion, or national origin; and

(viii) Has a full-service barber and beauty salon;

SECTION 6. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following as a new subdivision:

( )

(i) A commercially operated facility having all of the following characteristics:

(a) The facility is located on approximately five hundred (500) acres of land;

(b) The facility is located less than three (3) miles north of an area designated as The South Cumberland State Park consisting of approximately thirty thousand (30,000) acres that is open to the public;

(c) The facility is located within five (5) miles of Interstate 24 in a county having a population of not less than thirteen thousand seven hundred (13,700) nor more than thirteen thousand seven hundred fifty (13,750), according to the 2010 federal census or any subsequent federal census;

(d) The facility includes two (2) cabins, a tiny house, a stage, three (3) fishing ponds, a check-in facility, a bathhouse, fifty (50) RV hookups, multiple hiking trails, frisbee golf, and a wedding pavilion;

(e) The facility serves as a venue for weddings, meetings, and conferences; and

(f) The facility has two (2) event centers that can accommodate at least one hundred fifty (150) guests at each center;

(ii) The premises of any facility licensed under this subdivision (27)( ) means any or all of the property that constitutes the facility. The licensee shall

designate the premises to be licensed by the commission by filing a drawing of the premises, which may be amended by the licensee filing a new drawing. The entire designated premises is covered under one (1) license issued under this subdivision (27)( ) ;

(iii) Notwithstanding any provision of chapter 5 of this title to the contrary, the premises of any facility licensed under this subdivision (27)( ) means, for beer permitting purposes, any or all of the property that constitutes the facility. The beer permittee shall designate the premises to be permitted by the local beer board by filing a drawing of the premises, which may be amended by the beer permittee filing a new drawing. The entire designated premises is covered under one (1) beer permit issued under chapter 5 of this title;

(iv) The requirements of § 57-5-105(b)(1) do not apply to any facility licensed under this subdivision (27)( ) ; and

(v) Any facility licensed under this subdivision (27)( ) may seek an additional license as a caterer under this chapter;

SECTION 7. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following new subdivisions:

( ) A commercially operated facility having the following characteristics:

(i) Contains a restaurant in a free-standing building with retail space and consisting of approximately three thousand square feet (3,000 sq. ft.); and

(ii) Is located at the intersection of state highways 46 and 100 in a county having a population of not less than twenty-four thousand six hundred seventy-six (24,676) nor more than twenty-four thousand seven hundred (24,700), according to the 2010 federal census or any subsequent federal census;

( ) A commercially operated facility having the following characteristics:

(i) Contains a full-service restaurant with seating for at least twenty-nine patrons inside and fourteen (14) patrons outside and that does not use a freezer or a fryer; and

(ii) Is located less than one thousand feet (1,000') from a United States Post Office and approximately one mile (1 mi.) from a state natural area featuring a small remnant forest having old growth forest characteristics in a county having a population of not less than twenty-four thousand six hundred seventy-six (24,676) nor more than twenty-four thousand seven hundred (24,700), according to the 2010 federal census or any subsequent federal census;

( ) A commercially operated facility having the following characteristics:

(i) Contains a full-service restaurant that features live music and that is adjacent to a custom motorcycle shop; and

(ii) Is located less than three hundred feet (300') from a United States Post Office and approximately one mile (1 mi.) from a state natural area featuring a small remnant forest having old growth forest characteristics in a county having a population of not less than twenty-four thousand six hundred seventy-six (24,676) nor more than twenty-four thousand seven hundred (24,700), according to the 2010 federal census or any subsequent federal census;

SECTION 8. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following language as a new subdivision:

( ) A commercially operated facility possessing each of the following characteristics:

(i) Contains a restaurant that has been in operation since at least 2012 with at least forty-two (42) seats inside and seventy-five (75) seats outside;

(ii) Contains a banquet hall that is used for weddings, banquets, meetings, and other events and is at least three thousand square feet (3,000 sq. ft.); and

(iii) Is located approximately seven hundred (700) yards from state highway 641 South and is adjacent to a winery in a county having a population of not less than thirty-two thousand three hundred one (32,301) nor more than thirty-two thousand four hundred (32,400), according to the 2010 federal census or any subsequent federal census;

SECTION 9. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following new subdivisions:

( ) A commercially operated marina having the following characteristics:

( ) Has open and covered boat slips, a store, a restaurant, and a fuel dock;

( ) Has cabins and RV campsites available for rent; and

( ) Is located on Cordell Hull Lake approximately three thousand feet (3,000') from the confluence of Defeated Creek and the Cumberland River in a county having a population of not less than nineteen thousand one hundred fifty-one (19,151) nor more than nineteen thousand two hundred (19,200), according to the 2010 federal census or any subsequent federal census;

( ) A commercially operated restaurant having the following characteristics:

( ) Has a structure of not less than two thousand square feet (2,000 sq. ft.) that has seating at tables and at the bar for at least ninety-six (96) guests and serves at least one (1) meal a day seven (7) days a week, with the exception of holidays, vacations, and periods of redecorating; and

( ) Is located approximately two thousand five hundred feet (2,500') from two (2) islands in Old Hickory Lake in a county having a population of not less than one hundred thirteen thousand nine hundred (113,900) nor more than one hundred fourteen thousand (114,000), according to the 2010 federal census or any subsequent federal census;

SECTION 10. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following as a new subdivision:

( ) A commercially operated marina possessing each of the following characteristics:

(i) Is located on Norris Lake in a county having a population of not less than forty thousand seven hundred (40,700) nor more than forty thousand eight hundred (40,800), according to the 2010 federal census or any subsequent federal census;

(ii) Has at least sixty (60) covered boat slips and at least twelve (12) uncovered boat slips;

(iii) Has a ship store offering gasoline and other boating supplies and a restaurant with seating for at least eighty (80) patrons, including indoor and outdoor seating; and

(iv) Is located approximately one and one-half (1 ½) miles from a county-owned, public-use airport with a runway four thousand feet (4,000') in length;

SECTION 11. Tennessee Code Annotated, Section 57-4-102(27) is amended by adding the following new subdivision:

(i) A commercially operated facility that:

(a) Has a limestone quarry that sits approximately one thousand seven hundred feet (1,700') southeast of Interstate 65, two thousand seven hundred feet (2,700') south of Interstate 840, and four and six-tenths (4.6) miles north of the junction of US 431 and State Route 247;

(b) Is a venue for live music, weddings, meetings, and other events;

(c) Serves or sells food to patrons;

(d) Has an outdoor amphitheater with a capacity for at least seven thousand (7,000) guests;

(e) Has exclusive or non-exclusive rights to possess or use a commercial kitchen or service kitchen where food is staged and served; and

(f) Is located in a county having a population of not less than one hundred eighty-three thousand one hundred (183,100) and not more than one hundred eighty-three thousand two hundred (183,200), according to the 2010 federal census or any subsequent federal census;

(ii) The premises of any facility licensed under this subdivision (27)( ) means any and all of the property that constitutes the facility, including all enclosed and outdoor areas of the property. The licensee shall designate the premises to be licensed by the commission by filing a drawing of the premises, which may be amended by the licensee filing a new drawing;

(iii) Any facility as described in this subdivision (27)( ), may hold any of the licenses authorized under this subdivision (27)( ) and shall have the privilege of granting a franchise to one (1) or more entities authorizing such an entity to provide food or beverages, including alcoholic beverages and beer, on its premises; provided, that any separate entity must apply to the commission for a separate license, except for an entity already licensed under subdivision (6). For purposes of this subdivision (27)( )(iii), the licensee is not required to have exclusive control of a commercial kitchen or any service kitchen, where food is staged and served, as a condition of the license;

(iv) Any licensed entity that holds a license under this subdivision (27)( ) may store alcoholic beverages and beer at one (1) or more storage locations in the facility and in any commercial kitchen or service kitchen within the facility; provided, that each licensed entity shall store its inventory of alcoholic beverages and beer in a separately locked cage or other storage area;

(v) Notwithstanding § 57-4-101(p), any facility licensed under this subdivision (27)( ) may serve wine, high gravity beer and beer in its original container, and spirit-based beverages in original containers that do not exceed three hundred seventy-five

milliliters (375 ml) and an alcohol content that does not exceed fifteen percent (15%) by volume, or in unlabeled cups or glassware, or in labeled cups or glassware identifying the licensee as the entity selling the alcoholic beverages or beer for on-premise consumption anywhere within the facility. Any franchisee holding a license under this subdivision (27)( ) shall comply with the requirements of § 57-4-101(p); provided, however, that a sticker identifying the licensee, which is reasonably designed to stay affixed to a container, cup, or glassware, must comply with § 57-4-101(p);

(vi) The commission shall enforce chapter 4 of this title against each licensee under this subdivision (27)( ) and shall not cite, penalize, or take any other adverse action against a licensee for any violation committed by another licensee on the licensed premises. There is a rebuttable presumption of liability for a specific licensee for any underage sale or other violation based on the unlabeled or labeled container, or unlabeled or labeled cup or glassware, as required pursuant to subdivision (27)( )(v), provided to the minor. In the absence of a container, glass, or cup identifying the licensee, the commission has the discretion to determine which licensee to cite for an underage sale or other such violation. If the commission is unable to determine which licensee committed the violation after conducting a reasonable investigation, the commission may issue a citation to one (1) or more licensees that share the premises where the violation occurred;

(vii) Notwithstanding any provision of chapter 5 of this title to the contrary, the premises of any facility described under this subdivision (27)( ) means, for the purpose of obtaining a beer permit, any and all of the property that constitutes the facility, including all enclosed and outdoor areas of the property. The beer permittee shall designate the premises to be licensed by the local beer board by filing a drawing of the premises, which may be amended by the beer permittee filing a new drawing. The beer board shall enforce chapter 5 of this title against each licensee as a beer permittee and shall not cite, penalize, or take any other adverse action against a licensee for any

violation committed by another licensee on the licensed premises. There is a rebuttable presumption of liability for a specific licensee for any underage sale or other violation based on the unlabeled or labeled container, or unlabeled or labeled cup or glassware, as required pursuant to subdivision (27)(v), provided to the minor. In the absence of a container, glass, or cup identifying the licensee, the local beer board has the discretion to determine which licensee to cite for an underage sale or other such violation. If the beer board is unable to determine which licensee committed the violation after conducting a reasonable investigation, the beer board may issue a citation to one (1) or more licensees that share the premises where the violation occurred;

(viii) Notwithstanding § 57-4-203(e)(1), any licensee licensed under this subdivision (27)( ) may sell and distribute wine in any unsealed container for consumption on the licensed premises;

(ix) Any licensee licensed under this subdivision (27)( ) may seek an additional license as a caterer under chapter 4 of this title, and is not required to comply with the requirements of § 57-4-102(6)(A) or show exclusive control of a commercial kitchen or any service kitchen, where food is staged and served, as a condition of the license. Caterers licensed under this subdivision (27)(ix) may store alcoholic beverages and beer in any shared commercial kitchen or service kitchen. The inventory of alcoholic beverages and beer must be stored in a separately locked cage or other storage area;

(x) Nothing in this subdivision (27)( ) may be construed to prevent a facility, as described under this subdivision (27)( ), from designating any area of its premises for purposes authorized under this subdivision (27)( ), or for the purposes of an entity licensed under this title; provided, that premises designated for use by another entity under this title are no longer part of the premises of any license issued under this subdivision (27)( ), except as provided in § 57-4-101(p); and

(xi) The facility, landlord, tenant, or any licensee located in the facility shall provide periodic security for the entire licensed premises;

SECTION 12. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following as a new subdivision:

( )

(i) A commercially operated recreational facility having all of the following characteristics:

(a) The facility is located approximately one mile (1 mi.) from the confluence of Clear Creek and the Obed River and is centrally located in one of this state's rock climbing meccas;

(b) The facility is located on approximately forty (40) acres;

(c) The facility provides at least forty (40) campsites and contains a restaurant and a brewery; and

(d) The facility is located in a county having a population of not less than twenty-one thousand nine hundred (21,900) nor more than twenty-two thousand (22,000), according to the 2010 federal census or any subsequent federal census; and

(ii) The premises of any facility licensed under this subdivision (27)( ) means any or all of the property that constitutes the facility. A licensee shall designate the premises to be licensed by the commission by filing a drawing of the premises, which may be amended by the licensee filing a new drawing;

SECTION 13. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following as a new subdivision:

( ) A commercially operated facility possessing each of the following characteristics:

(i) Has an outdoor waterpark site covering at least fifty (50) acres that has a wave pool and other water attractions that contain at least one million seven hundred thousand (1,700,000) gallons of water; and

(ii) Is located approximately five hundred feet (500') south of a municipal convention center, approximately two thousand two hundred feet (2,200') west of a state highway named in honor of a former governor of this state, and in a county having a population of not less than eighty-nine thousand eight hundred (89,800) nor more than eighty-nine thousand nine hundred (89,900), according to the 2010 federal census or any subsequent federal census;

SECTION 14. Tennessee Code Annotated, Section 57-4-102(13), is amended by adding the following new subdivision:

( ) "Community theater" also means a theater possessing each of the following characteristics:

(i) The theater began operating in 1965;

(ii) The theater is the only major nonprofit professional performing arts resource in rural Tennessee, and one (1) of the ten (10) largest professional theaters in rural America;

(iii) The theater serves more than one hundred forty-five thousand (145,000) visitors annually with two (2) indoor and two (2) outdoor stages;

(iv) The theater provides young audience productions, a comprehensive dance program, a concert series, and touring shows;

(v) The theater was the recipient of the Governor's Arts Award for the state of Tennessee in 1984;

(vi) The theater is operated by a nonprofit corporation that is exempt from taxation under § 501(c) of the Internal Revenue Code of 1954 (26 U.S.C. § 501(c)), as amended, where no member, officer, agent, or employee of the theater is paid, or directly or indirectly receives, in the form of salary or other compensation, any profits from the sale of alcoholic beverages beyond the amount of the salary as may be fixed by its governing body for the reasonable performance of the person's assigned duties. All profits from the sale of alcoholic

beverages by the nonprofit corporation must be used for the operation, renovation, refurbishing, and maintenance of the theater, and in furtherance of the purposes of the organization. Alcoholic beverages may be sold before, during, and after performances, and may be consumed inside any auditorium or performance hall within the theater, or on theater property contiguous to an outdoor performance stage; and

(vii) The theater is located in a city having a population of not less than ten thousand seven hundred ninety (10,790) and not more than ten thousand seven hundred ninety-nine (10,799), according to the 2010 federal census or any subsequent federal census;

SECTION 15. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following new subdivision:

( ) A commercially operated facility that:

(i)

(a) Serves as an event venue for weddings, a farmer's market, photography, birthdays, festivals, and similar events;

(b) Contains a small and large dog park with obstacle courses and a dog wash station;

(c) Contains a tree grove;

(d) Operates a facility that is greater than seventeen thousand square feet (17,000 sq. ft.) containing a dual convention space that can accommodate up to five hundred (500) people, and a restaurant with indoor and outdoor seating for approximately two hundred (200) guests;

(e) Offers scenic mountain overlook views; and

(f) Is located in a municipality with a population of not less than nine thousand eight hundred forty (9,840) and not more than nine thousand eight hundred forty-nine (9,849);

(ii) The premises of any facility licensed under this subdivision (27)( ) means any or all of the property that constitutes the facility. The licensee shall designate the premises to be licensed by the commission by filing a drawing of the premises, which may be amended by the licensee filing a new drawing. The designated premises may only include property owned or leased by the facility and that is contiguous to the property of the facility that is defined in this subdivision (27)( ). The entire designated premises is covered under one (1) license issued under this subdivision (27)( ); and

(iii) Notwithstanding any provision of chapter 5 of this title to the contrary, the premises of any facility licensed under this subdivision (27)( ) means, for beer permitting purposes, any or all of the property that constitutes the facility. The beer permittee shall designate the premises to be permitted by the local beer board by filing a drawing of the premises, which may be amended by the beer permittee filing a new drawing. The entire designated premises is covered under one (1) beer permit issued under chapter 5 of this title;

SECTION 16. Tennessee Code Annotated, Section 57-4-102(11), is amended by deleting the subdivision and substituting instead the following:

(11) "Commercial passenger boat company" means a company that operates one (1) or more passenger vessels for hire upon navigable waterways and is licensed by the United States Coast Guard to carry not less than fifty (50) passengers on a single vessel. A commercial passenger boat company licensed pursuant to this chapter shall not sell any type of alcoholic beverage or beer while such boat is docked within the boundaries of any local government that has not approved the sale of alcoholic beverages pursuant to § 57-4-103. A commercial passenger boat company may only operate out of a county that has a population:

(A) In excess of two hundred eighty-five thousand (285,000), according to the 1980 federal census or any subsequent federal census;

(B) Not less than eighty-three thousand three hundred (83,300) nor more than eighty-three thousand four hundred (83,400), according to the 1980 federal census or any subsequent federal census; or

(C) Not less than one hundred sixty thousand six hundred (160,600) nor more than one hundred sixty thousand seven hundred (160,700), according to the 2010 federal census or any subsequent federal census;

SECTION 17. This act shall take effect upon becoming a law, the public welfare requiring it.

Amendment No. \_\_\_\_\_

Dr. Al Ramsey  
Signature of Sponsor

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

AMEND Senate Bill No. 2492

House Bill No. 1930\*

by inserting the following new section immediately preceding the last section and renumbering the last section accordingly:

SECTION \_\_\_. Tennessee Code Annotated, Section 57-4-102(27), is amended by adding the following new subdivision:

- ( ) A commercially operated facility that:
  - (i) Is an event and wedding venue located on fifty-three (53) acres containing:
    - (a) A space under roof of over thirteen thousand square feet (13,000 sq. ft.) equipped with heat and air conditioning year-round;
    - (b) Six thousand five hundred square feet (6,500 sq. ft.) of paver patio;
    - (c) Sixteen thousand square feet (16,000 sq. ft.) of barefoot cozy turf;
    - (d) A covered patio of one thousand seven hundred eighty-seven square feet (1,787 sq. ft.) adjacent to the main hall; and
    - (e) A one-thousand-eight-hundred-square-foot bridal suite, and a groom's lounge with a wet bar, foosball table, and a large television;
  - (ii) Contains an equestrian center that is seven thousand square feet (7,000 sq. ft.);
  - (iii) Contains a prep kitchen with two (2) stoves, two (2) ovens, a warming box, high-capacity ice maker, sinks, work stations, and drive-up load area;



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(iv) Operates working equine facilities of six thousand five hundred square feet (6,500 sq. ft.), including an arena, and a workshop barn that is two thousand square feet (2,000 sq. ft.); and

(v) Is located in a county with a population of not less than one hundred thirteen thousand nine hundred (113,900) and not more than one hundred fourteen thousand (114,000), according to the 2010 or any subsequent federal census;

Amendment No. \_\_\_\_\_  
*Dr. Rh Ramsey*  
Signature of Sponsor

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

**AMEND Senate Bill No. 2108**

**House Bill No. 2136\***

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

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 8, Part 2, is amended by adding the following new section:

In addition to all other authorized functions of the community colleges and state colleges of applied technology within the board of regents, such facilities are authorized to contract and partner with local governments for the purpose of providing educational and workforce development programs to assist with reducing recidivism rates of criminal offenders held in local correctional facilities and improving opportunities for successful reentry upon release from incarceration.

SECTION 2. Tennessee Code Annotated, Section 49-11-404, is amended by adding the following new subdivision (a)(3) and renumbering the current subdivision (a)(3) and subsequent subdivisions as appropriate:

(3) Sheriffs' departments or other officials or departments charged with oversight of a county jail or workhouse for the purpose of developing reentry programs to effectively reduce the recidivism rate of felons and increase the likelihood of successful reintegration into society following release of the individual from incarceration;

SECTION 3. Tennessee Code Annotated, Title 5, Chapter 9, Part 1, is amended by adding the following as a new section:

(a) A county may agree, for a determinate period of time, pursuant to an interlocal agreement entered into under § 12-9-104 that relates to the joint development or operation of a transition center.



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(b) Any amounts contributed to the transition center pursuant to subsection (a) are revenues of the transition center that may be used for any lawful purpose of the transition center.

(c) As used in this section, "transition center" means a local correctional facility that assists inmates' crossover from jail or prison life to productive citizenship through the use of phases and a series of programs and services designed to equip and empower inmates to make life changes in order to reduce recidivism. The local correctional facility must be operated in accordance with § 41-4-140.

SECTION 4. This act shall take effect January 1, 2021, the public welfare requiring it.

Amendment No. \_\_\_\_\_  
*Bill Lums*  
Signature of Sponsor

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

**AMEND Senate Bill No. 1974\***

**House Bill No. 2470**

by deleting subsection (h) in the amendatory language of Section 1 and substituting instead:

(h) Commission members shall not receive compensation or travel reimbursement for serving on the commission.

  
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REP. SUSAN LYNN

Amendment No. \_\_\_\_\_



Signature of Sponsor

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AMEND Senate Bill No. 2509

House Bill No. 2285\*

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

SECTION 1. Tennessee Code Annotated, Section 67-6-103(d)(1)(B), is amended by adding the following language at the end of the subdivision:

Notwithstanding this section or any other law to the contrary, the apportionment and distribution of state tax revenue provided in subdivision (d)(1)(A)(i) as it pertains to National Hockey League franchises and the apportionment and distribution of state tax revenue provided in subdivision (d)(1)(A)(ii) shall continue until June 30, 2049. A facility assessment shall be conducted on or before June 30, 2039, and on or before June 30, 2044. The objective of the assessments is to evaluate the facility's condition relative to comparable facilities and to reassess the facility's strategic plan through June 30, 2049. Concurrent with each facility assessment, there must be a review of the state tax revenue allocated pursuant to subdivisions (d)(1)(A)(i) and (d)(1)(A)(ii) ("arena sales taxes"). If arena sales taxes have grown by more than ten percent (10%) on average in each fiscal year beginning on July 1, 2020, through the assessment date, and if the facility manager has received adequate funds from arena sales taxes to satisfy debt service requirements on the facility's improvements in each fiscal year beginning on or after July 1, 2020, then the administrative fee received by the state must increase proportionately to the amount of increase in arena sales taxes that exceeds ten percent (10%). Notwithstanding the requirement in this subdivision (d)(1)(B) for such assessments, in no circumstance shall the administrative fee received by the state be reduced from the percentage of arena sales taxes allocated to the state as of January 1, 2020.



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

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REP. SUSAN LYNN

Amendment No. \_\_\_\_\_

*[Handwritten Signature]*

Signature of Sponsor

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Clerk _____
Comm. Amdt. _____

AMEND Senate Bill No. 2447

House Bill No. 1577\*

by inserting the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION \_\_\_\_. Tennessee Code Annotated, Section 40-11-152, is amended by adding the following new subsection:

( )

(1) When arresting a person for any of the following offenses, the arresting officer shall ask the victim if the victim requests that the defendant carry or wear a global positioning monitoring system device if the defendant is released on bond, and the arresting officer shall enter the victim's response on the affidavit of complaint:

(A) Stalking, aggravated stalking, or especially aggravated stalking, as defined in § 39-17-315;

(B) Any criminal offense defined in title 39, chapter 13, in which the alleged victim of the offense is a victim as defined in § 36-3-601(5), (10), or (11); and

(C) A violation of an order of protection as authorized by title 36, chapter 3, part 6; and

(2) A magistrate setting bond for any offense described in subdivision ( ) (1) shall consider the victim's request that the defendant carry or wear a global positioning monitoring system device in determining the defendant's conditions of bond.



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REP. SUSAN LYNN

Amendment No. \_\_\_\_\_

  
Signature of Sponsor

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AMEND Senate Bill No. 1803\*

House Bill No. 2033

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

SECTION 1. Tennessee Code Annotated, Title 9, Chapter 4, Part 54, is amended by adding the following as a new section:

On or before February 1 of each year, each state agency shall submit a written report to the clerks of the senate and the house of representatives to be distributed to all members of the finance, ways and means committees of the senate and the house of representatives summarizing the amount of funds allocated from federal block grants or other federal funds in the preceding fiscal year. The report must also summarize the purposes for which the funds were expended in such fiscal year, the amount of such funds that was unexpended, and any amount that was returned to the federal agency that supplied the original federal block grant or funds.

SECTION 2. 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

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**AMEND Senate Bill No. 1829**

**House Bill No. 1626\***

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:

June 19 of each year shall be observed as "Juneteenth," to be proclaimed as such by the governor, to honor and recognize the celebration of the action of Major General Gordon Granger in Galveston, Texas, who on June 19, 1865, two and one-half years after the Emancipation Proclamation took effect, announced to the people of Texas, which was the last territory to receive news of the proclamation due to its geographic and strategic isolation, that "all slaves are free." June 19th has been celebrated and recognized in African-American communities as "Juneteenth" for more than a century. This day shall not be a legal holiday as defined in § 15-1-101.

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



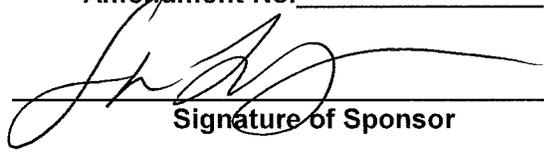
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Amendment No. \_\_\_\_\_

  
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Signature of Sponsor

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Comm. Amdt. _____

**AMEND Senate Bill No. 2301**

**House Bill No. 2131\***

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

SECTION 1. Tennessee Code Annotated, Title 4, Chapter 12, Part 1, is amended by adding the following as a new section:

(a) The building that houses the Tennessee state museum located at 1000 Rosa L. Parks Boulevard is designated as the "Bill Haslam Center".

(b) The state museum shall erect suitable markers or affix suitable signs designating the museum as the "Bill Haslam Center". The state museum shall fund all costs related to the signage.

SECTION 2. Tennessee Code Annotated, Section 4-12-203, is amended by deleting "Tennessee state museum located at 1000 Rosa L. Parks Boulevard" and substituting instead "Bill Haslam Center located at 1000 Rosa L. Parks Boulevard".

SECTION 3. Tennessee Code Annotated, Section 4-12-302, is amended by deleting "Tennessee state museum located at 1000 Rosa L. Parks Boulevard" and substituting instead "Bill Haslam Center located at 1000 Rosa L. Parks Boulevard".

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



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<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No. \_\_\_\_\_

*[Handwritten Signature]*  
 \_\_\_\_\_  
 Signature of Sponsor

**AMEND Senate Bill No. 2097\***

**House Bill No. 2157**

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 "Financial Aid Simplification for Tennesseans (FAST) Act".

SECTION 2. Tennessee Code Annotated, Section 12-3-102(a)(3), is amended by deleting the subdivision and substituting the following:

The board of trustees of the University of Tennessee system, the Tennessee board of regents system, the state university boards, the Tennessee higher education commission, and the Tennessee student assistance corporation;

SECTION 3. Tennessee Code Annotated, Section 12-3-303(a)(4), is amended by deleting the subdivision and substituting the following:

Contracts of the Tennessee higher education commission, the Tennessee student assistance corporation, and all state colleges and universities operated by the board of trustees of the University of Tennessee, the board of regents, and the state university boards do not need to be approved by the chief procurement officer; however, these contracts are subject to applicable provisions of the rules and policies promulgated by the central procurement office and approved by the procurement commission; or

SECTION 4. Tennessee Code Annotated, Section 49-1-302(a)(10), is amended by deleting the subdivision.

SECTION 5. Tennessee Code Annotated, Section 49-4-202(a), is amended by deleting the subsection and substituting the following:



The Tennessee student assistance corporation is governed by a board of directors consisting of the governor, the commissioner of education, the state treasurer, the comptroller of the treasury, the commissioner of finance and administration, the president of the Tennessee Independent Colleges and Universities Association, the president of the Tennessee Proprietary Business School Association, the president of the University of Tennessee, the chancellor of the board of regents, the president of the Tennessee Association of Student Financial Aid Administrators, two (2) students enrolled in an institution of higher education in Tennessee, and three (3) private citizens involved in the field of education, but not employed by or professionally affiliated with any institution of higher education in the state.

SECTION 6. Tennessee Code Annotated, Section 49-4-202(d), is amended by deleting the subsection.

SECTION 7. Tennessee Code Annotated, Section 49-4-202(e), is amended by deleting the language "the director of the higher education commission," and "the chair of the Tennessee Independent Colleges and Universities".

SECTION 8. Tennessee Code Annotated, Title 49, Chapter 4, Part 2, is amended by deleting the language "parts 2-7" wherever it appears in §§ 49-4-201, 49-4-202, and 49-4-203 and substituting the language "parts 2, 3, and 6-9".

SECTION 9. Tennessee Code Annotated, Section 49-4-203(1), is amended by deleting the subdivision.

SECTION 10. Tennessee Code Annotated, Section 49-4-204, is amended by deleting the section and substituting the following:

The Tennessee student assistance corporation is authorized and directed to promulgate rules governing the making of awards of financial assistance to students that the corporation deems necessary to carry out and to make effective the purposes of parts 2, 3, and 6-9 of this chapter.

SECTION 11. Tennessee Code Annotated, Section 49-4-205, is amended by deleting the section.

SECTION 12. Tennessee Code Annotated, Section 49-4-212(e), is amended by deleting the subsection and substituting the following:

This program shall be available for participants who meet the eligibility criteria and complete an initial application no later than August 1, 2020, or a renewal application by the deadline published on the corporation's website each year thereafter. The availability of scholarship loans is subject to appropriation of funds in each year's general appropriations act.

SECTION 13. Tennessee Code Annotated, Section 49-4-301(a)(1), is amended by deleting the following language in subdivision (B):

Are enrolled or intend to enroll as full-time or part-time students in an institution of postsecondary education in this state that is either:

and substituting the following:

Are enrolled or intend to enroll in an eligible program of study as defined in § 49-4-902 as full-time or part-time students in an institution of postsecondary education in this state that is either:

SECTION 14. Tennessee Code Annotated, Section 49-4-304(a)(1), is amended by deleting the language "parts 2-7 of this chapter and the policies" and substituting the language "this part and the policies and rules".

SECTION 15. Tennessee Code Annotated, Title 49, Chapter 4, is amended by deleting Part 4.

SECTION 16. Tennessee Code Annotated, Title 49, Chapter 4, is amended by deleting Part 5.

SECTION 17. Tennessee Code Annotated, Section 49-4-704(b)(7), is amended by deleting the subdivision and substituting the following:

"Resident" means a person who was a resident of this state as classified pursuant to § 49-8-104, at the time the law enforcement officer, firefighter, or emergency medical service technician died or became totally and permanently disabled; and

SECTION 18. Tennessee Code Annotated, Section 49-4-705, is amended by deleting the section and substituting the following:

The Christa McAuliffe Scholarship program terminates effective August 1, 2020, at which time all funds remaining in the program's investment principal and investment earnings accounts shall be added to the reserve balances held by the student assistance corporation for the student assistance award under § 49-4-301. The transfer of funds is subject to transfer in the general appropriations act.

SECTION 19. Tennessee Code Annotated, Section 49-4-706, is amended by deleting subsection (a) and substituting the following:

(a)

(1) The Tennessee student assistance corporation (TSAC) shall administer a minority teaching fellows program for talented Tennesseans who aspire to be teachers.

(2) Participation in the minority teaching fellows program is limited to:

(A) College juniors, seniors, and post-baccalaureate candidates admitted to educator preparation programs in this state who pledge to teach in the public schools of this state for up to four (4) years; and

(B) Students who received the minority teaching fellows program award prior to July 1, 2021, and who continue to maintain all eligibility requirements.

(3) Recipients must maintain continuous enrollment in a degree program leading to licensure as a teacher in a higher education institution within this state with an educator preparation program approved by the state board of education.

(4) Each fellowship award is in the amount of five thousand dollars (\$5,000) and is renewable up to three (3) times, contingent upon satisfactory academic progress.

(5)

(A) Recipients who become public school teachers in this state shall receive forgiveness of the fellowship balance based on one (1) year's teaching service for each year the fellowship was awarded.

(B) TSAC shall forgive the loan if, within seven (7) years after graduation, the recipient teaches for three (3) consecutive years, unless the recipient takes an approved leave of absence, at a public school in an LEA that, at the time the recipient accepts employment with the LEA, is determined to be a school system that is marginal or in need of improvement as determined by the commissioner of education according to the school district accountability framework adopted by the state board of education. TSAC shall also forgive the loan because of the death or permanent disability of the recipient.

SECTION 20. Tennessee Code Annotated, Section 49-4-708(b)(4), is amended by deleting the subdivision and substituting the following:

"Eligible program of study" means, beginning with the fall semester of 2021, a federal Title IV-eligible curriculum of courses leading to a certificate, diploma, or associate degree at an eligible postsecondary institution. Courses taken at a four-year postsecondary institution prior to admission in, or that fulfill prerequisite requirements for, an eligible program of study are not considered part of the eligible program of study;

SECTION 21. Tennessee Code Annotated, Section 49-4-708(b)(8), is amended by deleting the subdivision and substituting the following:

"Resident" means a student classified as a resident of this state pursuant to § 49-8-104;

SECTION 22. Tennessee Code Annotated, Section 49-4-708(b)(10), is amended by deleting the subdivision and substituting the following:

"Tennessee Promise scholarship student" means a student admitted to and enrolled in an eligible program of study; and

SECTION 23. Tennessee Code Annotated, Section 49-4-708(c)(8), is amended by adding the language "certificate," before the language "diploma or associate degree" wherever it appears.

SECTION 24. Tennessee Code Annotated, Section 49-4-708(c)(8)(B)(ii), is amended by deleting the language "diploma or degree" and substituting the language "certificate, diploma, or associate degree".

SECTION 25. Tennessee Code Annotated, Section 49-4-902, is amended by adding the following as a new subdivision:

"Eligible program of study" means, beginning with the fall semester of 2021, a federal Title IV-eligible curriculum of courses leading to a certificate, diploma, or an associate or baccalaureate degree at an eligible postsecondary institution;

SECTION 26. Tennessee Code Annotated, Section 49-4-902(11), is amended by deleting subdivisions (B) and (C), and by adding the following language as a new subdivision:

( ) A private postsecondary institution accredited by a regional accrediting association that has its primary campus domiciled in this state;

SECTION 27. Tennessee Code Annotated, Section 49-4-902(37), is amended by inserting the language "coursework in an eligible program of" before the language "study in pursuit of".

SECTION 28. Tennessee Code Annotated, Section 49-4-902(38), is amended by inserting the language "coursework in an eligible program of" before the language "study in pursuit of".

SECTION 29. Tennessee Code Annotated, Section 49-4-902(43), is amended by deleting the word "Weighted" and substituting the words "High school" and redesignating the subdivision accordingly.

SECTION 30. Tennessee Code Annotated, Section 49-4-902(44), is amended by deleting the subdivision and substituting the following:

"Wilder-Naifeh technical skills grant" means a grant for coursework in an eligible program of study at a Tennessee college of applied technology operated by the board of regents of the state university and community college system that is funded from net proceeds of the state lottery and awarded under this part.

SECTION 31. Tennessee Code Annotated, Section 49-4-905(a), is amended by deleting the subsection and substituting the following:

(a) To be eligible for a Tennessee HOPE scholarship, Tennessee HOPE access grant, Tennessee HOPE teacher's scholarship or a Wilder-Naifeh technical skills grant, a student must:

- (1) Be a resident of this state, as classified pursuant to § 49-8-104;
- (2) Make application for a Tennessee HOPE scholarship, Tennessee HOPE access grant, Tennessee HOPE teacher's scholarship, or Wilder-Naifeh technical skills grant; and
- (3) Be admitted to an eligible postsecondary institution.

SECTION 32. Tennessee Code Annotated, Section 49-4-907(3)(A), is amended by deleting the word "weighted".

SECTION 33. Tennessee Code Annotated, Section 49-4-909(a)(2), is amended by deleting the subdivision and substituting the following:

Be classified as a resident of this state, pursuant to § 49-8-104;

SECTION 34. Tennessee Code Annotated, Section 49-4-909(a)(3), is amended by inserting the language "high school" before the language "grade point average".

SECTION 35. Tennessee Code Annotated, Section 49-4-909, is amended by deleting subdivision (f)(2) and by deleting subdivision (e)(3) and substituting the following:

(e)

(3) Time enrolled in an eligible postsecondary institution as a middle college scholarship student will not count towards the terminating events under § 49-4-913.

SECTION 36. Tennessee Code Annotated, Section 49-4-913, is amended by deleting subsections (b), (c), and (d).

SECTION 37. Tennessee Code Annotated, Section 49-4-916(a), is amended by deleting the subsection and substituting the following:

(a) To be eligible for a general assembly merit scholarship as an entering freshman, a student must:

- (1) Meet all requirements for a Tennessee HOPE scholarship;
- (2) Achieve a final high school grade point average of at least 3.75; and
- (3) Attain a composite ACT score of at least 29 on any single ACT test date or a concordant equivalent score on the SAT on any single SAT test date.

SECTION 38. Tennessee Code Annotated, Section 49-4-919, is amended by deleting subsection (b).

SECTION 39. Tennessee Code Annotated, Section 49-4-920(a)(3), is amended by deleting the subdivision and substituting the following:

Submit an initial Tennessee HOPE access grant application no later than September 1, 2021, or a renewal application by the deadline published on TSAC's website each year thereafter;

SECTION 40. Tennessee Code Annotated, Section 49-4-920(a)(5), is amended by deleting the language "overall weighted".

SECTION 41. Tennessee Code Annotated, Section 49-4-920, is amended by deleting subsection (g).

SECTION 42. Tennessee Code Annotated, Section 49-4-923, is amended by deleting the language "a program of study leading to a certificate or diploma" in subsections (b) and (f) and substituting the language "an eligible program of study".

SECTION 43. Tennessee Code Annotated, Section 49-4-927, is amended by deleting the section.

SECTION 44. Tennessee Code Annotated, Section 49-4-930(b)(2), is amended by deleting the subdivision and substituting the following:

Is a resident of this state, as classified pursuant to § 49-8-104;

SECTION 45. Tennessee Code Annotated, Section 49-4-930(c), is amended by deleting the subsection and substituting the following:

(c) A student receiving a dual enrollment grant may enroll in one (1) course per semester at an eligible postsecondary institution under the following conditions:

(1) To be eligible for a dual enrollment grant for a semester beyond the first semester of receipt in an academic year, the student must continue to meet all eligibility requirements for the grant and must achieve a cumulative grade point average of 2.75 for all postsecondary courses attempted under a dual enrollment grant; and

(2) Notwithstanding subdivision (c)(1), a student enrolled in a clock hour course that is not completed within one (1) semester, maintains eligibility for the grant in the subsequent semester so long as the student attends the number of clock hours required for grant disbursement for that course and continues to meet all eligibility requirements.

SECTION 46. Tennessee Code Annotated, Section 49-4-930(d)(2)(B), is amended by deleting the language "overall weighted".

SECTION 47. Tennessee Code Annotated, Section 49-4-930, is amended by deleting subsections (h) and (i), and substituting the following:

(h) Notwithstanding subsection (g), it is the intent of the general assembly that the award for dual enrollment courses annually identified as high-need by TSAC's board of directors pursuant to this subsection (h) covers the cost of maintenance fees for no more than four (4) courses attempted by a student under the following limitations:

(1) The maximum award for courses at eligible two-year and four-year postsecondary institutions must not exceed the maintenance fees established annually for the community colleges by the state university and community college system; and

(2) The maximum award at Tennessee colleges of applied technology must not exceed the maintenance fees associated with the attempted average clock hours weighted by program participation among dual enrollment students. This award amount must be calculated annually using the maintenance fees established by the state university and community college system.

(i) TSAC's board of directors may consider the following reports, in addition to other relevant information, to identify high-need courses for which a student is eligible to receive an award described in this section:

(1) The annual workforce and credential report described in § 49-7-112; and

(2) The annual workforce needs report described in § 49-7-1209.

(j) TSAC is authorized to promulgate rules to establish award amounts at the eligible postsecondary institutions and to otherwise effectuate the purposes of this section. The rules shall be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 48. Tennessee Code Annotated, Section 49-4-931(a)(4), is amended by deleting the word "or" at the end of subdivision (A) and adding the word "or" at the end of subdivision (B).

SECTION 49. Tennessee Code Annotated, Section 49-4-931(a)(4), is amended by adding the following as a new subdivision (C):

(C) Enroll in a baccalaureate degree program at an eligible four-year postsecondary institution while maintaining continuous enrollment immediately following completion of an associate degree under the Tennessee reconnect grant, established in § 49-4-944;

SECTION 50. Tennessee Code Annotated, Section 49-4-931, is amended by deleting subsections (d), (e), (f), and (g) and substituting the following:

(d) A student may receive a Tennessee HOPE scholarship for nontraditional students under this section until the first of the following events:

(1) The student has earned a baccalaureate degree; or

(2) Five (5) years have passed since the student enrolled in an eligible postsecondary institution as a nontraditional student.

(e) A nontraditional student shall not be eligible for an ASPIRE award for need under § 49-4-915 or a general assembly merit scholar supplemental award under § 49-4-916.

SECTION 51. Tennessee Code Annotated, Section 49-4-935(a)(1), is amended by deleting the subdivision and substituting the following:

Is a resident of this state, as classified pursuant to § 49-8-104;

SECTION 52. Tennessee Code Annotated, Section 49-4-936(a)(7), is amended by deleting the subdivision and substituting the following:

Apply for a Tennessee HOPE teacher's scholarship no later than August 1, 2020, or a renewal of a Tennessee HOPE teacher's scholarship by the deadline published on TSAC's website each year thereafter.

SECTION 53. Tennessee Code Annotated Section 49-4-938(b), is amended by deleting the subsection and substituting the following:

As used in this section, unless the context otherwise requires, "veteran" means a former member of the United States armed forces or a former or current member of a reserve or Tennessee National Guard unit who was called into active military service of the United States, as defined in § 58-1-102.

SECTION 54. Tennessee Code Annotated, Section 49-4-938(c)(2), is amended by deleting the subdivision and substituting the following:

Have been a resident of this state, as classified pursuant to § 49-8-104;

SECTION 55. Tennessee Code Annotated, Section 49-4-938(c)(7), is amended by deleting the language "successfully completes" and substituting the language "is enrolled in".

SECTION 56. Tennessee Code Annotated, Section 49-4-938(d), is amended by deleting the subsection and substituting the following:

A veteran who qualifies for a helping heroes grant under this section is not required to meet any academic standard at the time of initial enrollment in an eligible postsecondary institution to be eligible to receive the grant. A veteran may continue to be eligible to receive the grant by maintaining satisfactory academic progress as determined by the eligible postsecondary institution attended.

SECTION 57. Tennessee Code Annotated, Section 49-4-938(e), is amended by deleting the subsection and substituting the following:

A student who is enrolled in at least six (6) semester hours in a semester is eligible for a helping heroes grant. If a student is enrolled in twelve (12) or more semester hours, then the student receives the full amount of the grant as provided in subsection (f). If a student is enrolled in six (6) to eleven (11) semester hours, then the student receives one half (1/2) of the full grant. A student enrolled in fewer than six (6) semester hours in a semester is not eligible for the grant for that semester, but may subsequently be eligible for the grant in a semester in which the student is enrolled in at least six (6) semester hours if the student meets all other eligibility requirements during that semester.

SECTION 58. Tennessee Code Annotated, Section 49-4-943(b)(2), is amended by deleting the subdivision and substituting the following:

Have been a resident of this state, as classified pursuant to § 49-8-104;

SECTION 59. Tennessee Code Annotated, Section 49-4-943(e), is amended by deleting the subsection and substituting the following:

Subject to the amounts appropriated by the general assembly and any law relating to a shortfall in funds available for postsecondary financial assistance from the net proceeds of the state lottery, the amount of a Tennessee STEP UP scholarship is the same as the amount of a Tennessee HOPE scholarship awarded under § 49-4-914 to students attending an eligible postsecondary institution.

SECTION 60. Tennessee Code Annotated, Section 49-4-902(31), is amended by deleting the subdivision and substituting the following:

(31) "Regional accrediting association" means:

- (A) The Middle States Commission on Higher Education;
- (B) The New England Commission on Higher Education;
- (C) The Higher Learning Commission;
- (D) The Northwest Commission on Colleges and Universities;
- (E) The Southern Association of Colleges and Schools; or
- (F) The Western Association of Schools and Colleges;

SECTION 61. Tennessee Code Annotated, Section 49-4-902, is amended by deleting subdivision (20).

SECTION 62. Tennessee Code Annotated, Section 49-4-704(c), is amended by deleting the words "Tennessee resident" and substituting instead the words "resident of this state".

SECTION 63. Tennessee Code Annotated, Section 49-4-708(c), is amended by deleting the words "Tennessee residents" and substituting instead the words "residents of this state".

SECTION 64. Tennessee Code Annotated, Section 49-4-902(10)(D), is amended by deleting the words "Tennessee residents" and substituting instead the words "residents of this state".

SECTION 65. Tennessee Code Annotated, Section 49-4-902(10)(E), is amended by deleting the words "Tennessee resident" and substituting instead the words "resident of this state".

SECTION 66. Tennessee Code Annotated, Section 49-4-902(36), is amended by deleting the words "Tennessee resident" and substituting instead the words "resident of this state".

SECTION 67. Tennessee Code Annotated, Section 49-4-934(c), is amended by deleting the words "Tennessee residents" and substituting instead the words "residents of this state".

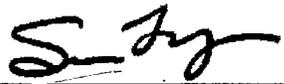
SECTION 68. Tennessee Code Annotated, Section 49-4-942(c), is amended by deleting the words "Tennessee residents" and substituting instead the words "residents of this state".

SECTION 69. Tennessee Code Annotated, Section 49-4-944(c)(3), is amended by deleting the words "Tennessee resident" and substituting instead the words "resident of this state".

SECTION 70. Sections 13, 19, 20, 22, 25, 27, 28, 30, 35, 36, 38, 42, and 50 of this act shall take effect July 1, 2021, the public welfare requiring it. All remaining sections of this act shall take effect August 1, 2020, the public welfare requiring it.

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

Amendment No. \_\_\_\_\_



Signature of Sponsor

**AMEND Senate Bill No. 2677**

**House Bill No. 2760\***

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

SECTION 1.

The department of revenue is instructed to revise Rule 1320-05-01-.129 in an expedient manner to require out-of-state dealers to collect and remit sales taxes to the state if such dealers engage in the regular or systematic solicitation of consumers in this state through any means and make sales that exceed ten thousand dollars (\$10,000) to consumers in this state during the previous twelve-month period.

SECTION 2. Tennessee Code Annotated, Section 67-6-501(f)(1), is amended by deleting the following language:

The marketplace facilitator made or facilitated total sales to consumers in this state of five hundred thousand dollars (\$500,000) or less during the previous twelve-month period;

and substituting instead the following:

The marketplace facilitator made or facilitated total sales to consumers in this state of ten thousand dollars (\$10,000) or less during the previous twelve-month period;

SECTION 3. Section 1 of this act shall take effect upon becoming a law, the public welfare requiring it. Section 2 of this act shall take effect at 12:01 a.m. on October 1, 2020, the public welfare requiring it.



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JUN 11 2020  
REP. SUSAN LYNN

Amendment No. \_\_\_\_\_  
*Susan Lynn*  
Signature of Sponsor

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Date _____
Time _____
Clerk _____
Comm. Amdt. _____

**AMEND Senate Bill No. 2677**

**House Bill No. 2760\***

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

SECTION 1. Tennessee Code Annotated, Title 67, Chapter 6, Part 5, is amended by adding the following new sections:

**67-6-543.**

(a) Dealers with a physical presence in this state shall register with the department to collect and remit tax in accordance with this chapter.

(b) Dealers with no physical presence in this state shall register with the department to collect and remit tax in accordance with this chapter if the dealer engages in the regular or systematic solicitation of consumers in this state through any means and made sales that exceeded one hundred thousand dollars (\$100,000), or two hundred (200) or more separate sales transactions, to consumers in this state during the previous twelve-month period. Such dealers shall begin to collect and remit the tax by the first day of the third calendar month following the month in which this threshold was met; provided, however, that this subsection (b) does not require a dealer to collect the tax for sales made before October 1, 2020.

**67-6-544.**

The general assembly finds that the sales threshold standard required by § 67-6-543(b) matches the benchmark established by South Dakota that was analyzed and found to support it being upheld as constitutional by the supreme court of the United States in *South Dakota v. Wayfair*, 138 S.Ct. 2080 (2018).

**67-6-545.**



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Section 67-6-543 does not change the substantial nexus criteria for determining when a person is required to pay the business tax under § 67-4-717, excise tax under § 67-4-2007, or franchise tax under § 67-4-2105.

SECTION 2. Tennessee Code Annotated, Section 67-6-501(a), is amended by deleting the language "Every dealer making sales" and substituting instead the language "Except as otherwise provided in § 67-6-543(b), every dealer making sales".

SECTION 3. Tennessee Code Annotated, Section 67-6-501(f)(1), is amended by deleting the following language:

The marketplace facilitator made or facilitated total sales to consumers in this state of five hundred thousand dollars (\$500,000) or less during the previous twelve-month period;

and substituting instead the following:

The marketplace facilitator made or facilitated total sales to consumers in this state of one hundred thousand dollars (\$100,000) or less during the previous twelve-month period;

SECTION 4. Tennessee Code Annotated, Section 67-6-509(a), is amended by deleting the language "An out-of-state person making sales in Tennessee, who cannot be required to register for sales and use tax under applicable law" and substituting instead the language "An out-of-state person making sales in Tennessee, who is not required to register for sales and use tax under applicable law".

SECTION 5. Tennessee Code Annotated, Section 67-4-3204(c), is amended by deleting the subsection in its entirety.

SECTION 6. This act shall take effect at 12:01 a.m. on October 1, 2020, the public welfare requiring it.

Amendment No. \_\_\_\_\_



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Signature of Sponsor

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

**AMEND Senate Bill No. 2207**

**House Bill No. 1593\***

by deleting Section 4 and substituting instead the following:

SECTION 4. Tennessee Code Annotated, Section 67-6-102, is amended by adding the following as a new subdivision under the subdivision defining the term "marketplace facilitator":

- (C) Includes a peer-to-peer car sharing program as defined in § 67-4-1901;



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REP. SUSAN LYNN

Amendment No. AM

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Signature of Sponsor

**AMEND Senate Bill No. 1033**

**House Bill No. 1191\***

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

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

**56-7-3501.**

As used in this part:

(1) "Group disability income protection policy" means a short-term or long-term group disability income protection policy instituted by an employer that:

(A) Provides income replacement benefits to an employee who is limited from working, or unable to work, for an extended period of time because of an injury or sickness; and

(B) Requires an employee covered under the policy to pay a premium; and

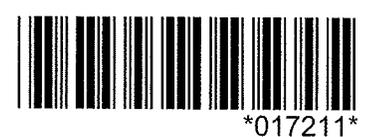
(2) "Reasonable time period" means at least thirty (30) days prior to, and again at least ten (10) days prior to, the initial payroll deduction of an employee's premium.

**56-7-3502.**

(a) An employer, as defined in § 50-1-702, may pre-enroll an employee in a group disability income protection policy and commence payroll deductions to pay a premium without obtaining affirmative agreement from an employee, if:



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(1) The employer discloses to the employee the terms of the group disability income protection policy, including the benefits, exclusions, and premiums payable under the policy; and

(2) The employer provides the employee with notice of the pre-enrollment and a reasonable time period for declining coverage under the policy.

(b) The information provided in accordance with subsection (a) must:

(1) Be in clear and conspicuous language; and

(2) Describe the process by which an employee may exercise the employee's right to decline coverage.

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

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JUN 08 2020

REP. SUSAN LYNN

Amendment No. \_\_\_\_\_

*[Handwritten Signature]*

Signature of Sponsor

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

**AMEND Senate Bill No. 2932**

**House Bill No. 2924\***

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

SECTION 1. Tennessee Code Annotated, Section 4-3-1016(d), is amended by deleting the language "June 30, 2011 and June 30, 2014," and substituting instead the language "June 30, 2011, June 30, 2014, June 30, 2020, and June 30, 2021,".

SECTION 2. Tennessee Code Annotated, Section 4-3-1016(e), is amended by deleting the language "and June 30, 2011" and substituting instead the language "June 30, 2011, June 30, 2020, and June 30, 2021".

SECTION 3. Tennessee Code Annotated, Section 4-3-1016(i), is amended by deleting the language "In the fiscal year ending June 30, 2018" and substituting instead the language "In the fiscal years ending June 30, 2018, June 30, 2020, and June 30, 2021".

SECTION 4. Tennessee Code Annotated, Section 4-3-1016, is further amended by adding the following new subsection (j):

(j) In the fiscal years ending June 30, 2020, and June 30, 2021, in addition to the transfers authorized in subsection (d), transfers are authorized from the following additional funds, reserve accounts, and programs:

- (1) Attorney general and reporter, litigation settlement funds reserve, except as otherwise provided by law;
- (2) District attorneys general conference, district attorneys expunction fund, created or referenced in title 40, chapter 32, part 1;
- (3) District public defenders conference, public defenders expunction fund, created or referenced in title 40, chapter 32, part 1;



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- (4) Tennessee public utility commission, underground damage prevention fund, created or referenced in title 65, chapter 31, part 1;
- (5) Tennessee arts commission, reserve for new specialty earmarked license plates, created or referenced in title 55, chapter 4, part 3;
- (6) Department of finance and administration, office of inspector general reserve, created or referenced in title 71, chapter 5, part 25;
- (7) Department of finance and administration, victim notification fund, created or referenced in title 67, chapter 4, part 6;
- (8) Department of finance and administration, horse trailer specialty license plate reserve, created or referenced in title 55, chapter 4, part 3;
- (9) Bureau of TennCare, Cover Tennessee litigation settlement reserve, except as otherwise provided by law;
- (10) Department of agriculture, animal population specialty license plate reserve, created or referenced in title 55, chapter 4, part 2;
- (11) Department of agriculture, agricultural specialty earmarked license plate reserve, created or referenced in title 55, chapter 4, part 2;
- (12) Department of agriculture, beef promotion board reserve, created or referenced in title 43, chapter 29, part 1;
- (13) Department of agriculture, cotton growers' organization reserve, created or referenced in title 43, chapter 6, part 4;
- (14) Department of environment and conservation, state parks specialty license plate reserve, created or referenced in title 55, chapter 4, part 2;
- (15) Department of environment and conservation, state parks Ocoee River recreation and economic development fund, created or referenced in title 11, chapter 8, part 1;

(16) Department of environment and conservation, Tennessee historical commission, Tennessee Civil War or War Between the States site preservation fund, created or referenced in chapter 11, part 1 of this title;

(17) Department of environment and conservation, Tennessee historical commission, historic property land acquisition fund, created or referenced in chapter 11, part 1 of this title;

(18) Department of environment and conservation, tire environmental fund, created or referenced in title 68, chapter 211, part 3;

(19) Department of environment and conservation, state parks birds of prey specialty license plate reserve, created or referenced in title 55, chapter 4, part 2;

(20) Tennessee wildlife resources agency, wildlife resources fund, created or referenced in title 70, chapter 1, part 4;

(21) Tennessee wildlife resources agency, boating safety act reserve, created or referenced in title 69, chapter 9, part 2;

(22) Department of education, energy efficient schools initiative reserve, created or referenced in title 49, chapter 17, part 1;

(23) Tennessee higher education commission, postsecondary licensure fee reserve, created or referenced in title 49, chapter 7, part 20;

(24) Attorney general and reporter, consumer affairs division reserve, created or referenced in title 40, chapter 33, part 2;

(25) Department of commerce and insurance, reduced cigarette ignition propensity and firefighter protection act enforcement fund, created or referenced in title 68, chapter 102, part 5;

(26) Tennessee corrections institute, local correctional officer training fund, created or referenced in title 41, chapter 7, part 1;

(27) Department of commerce and insurance, cemetery consumer protection account reserve, created or referenced in title 46, chapter 1, part 1;

(28) Department of commerce and insurance, pre-need funeral consumer protection account reserve, created or referenced in title 62, chapter 5, part 4;

(29) Department of commerce and insurance, securities industry education and enforcement fees, created or referenced in title 48, chapter 1, part 1;

(30) Department of commerce and insurance, insurance industry education and enforcement fees, created or referenced in title 56, chapter 53, part 1;

(31) Department of commerce and insurance, closed estate fund, created or referenced in title 56, chapter 9, part 3;

(32) Department of military, station commander's upkeep and maintenance fund, created or referenced in title 58, chapter 1, part 5;

(33) Department of health, St. Jude Children's Research Hospital specialty license plate reserve, created or referenced in title 55, chapter 4, part 2;

(34) Department of safety, electronic citation fee reserve, created or referenced in title 55, chapter 10, part 2;

(35) Department of environment and conservation, underground storage tank settlement funds, except as otherwise provided by law;

(36) Department of environment and conservation, solid waste settlement funds, except as otherwise provided by law;

(37) Department of environment and conservation, superfund settlement funds, except as otherwise provided by law;

(38) Department of environment and conservation, leaking underground storage tank settlement funds, except as otherwise provided by law;

- (39) Court system, access to justice program reserve, created or referenced in Supreme Court Rule 50 and title 16, chapter 1, part 1;
- (40) Court system, board of professional responsibility reserve, created or referenced in Supreme Court Rule 9 and title 16, chapter 1, part 1;
- (41) Court system, Tennessee lawyers assistance program reserve, created or referenced in Supreme Court Rule 33 and title 16, chapter 1, part 1;
- (42) Court system, commission on continuing legal education program reserve, created or referenced in Supreme Court Rule 21 and title 16, chapter 1, part 1;
- (43) Court system, judicial commissioner continuing education account reserve, created or referenced in title 67, chapter 4, part 6;
- (44) District attorneys general conference, fraud and economic crimes reserve, created or referenced in title 40, chapter 3, part 2;
- (45) State treasurer, state pooled investment fund administrative reserve, created or referenced in title 9, chapter 4, part 6;
- (46) State treasurer, educator liability fund, created or referenced in title 9, chapter 8, part 2;
- (47) Department of correction, TDOC confiscated cash fund, created, or referenced in title 4, chapter 6, part 1;
- (48) Public defenders conference, indigent defense local litigation tax reserve, created or referenced in title 40, chapter 14, part 2;
- (49) Secretary of state, fantasy sports fund, created or referenced in title 47, chapter 18, part 16;
- (50) State treasurer, financial literacy program reserve, created or referenced in title 49, chapter 6, part 17;
- (51) State treasurer, electronic monitoring indigency fund, created or referenced in title 55, chapter 10, part 4;

(52) Department of finance and administration, electronic monitoring indigency fund, created or referenced in title 55, chapter 10, part 4;

(53) Department of finance and administration, child abuse fund, created or referenced in title 39, chapter 13, part 5;

(54) Department of finance and administration, anti-human trafficking fund, created or referenced in title 39, chapter 13, part 3;

(55) TennCare, maintenance of coverage trust fund, created or referenced in title 71, chapter 5, part 1;

(56) TennCare, nursing home assessment trust fund, created or referenced in title 71, chapter 5, part 10;

(57) Department of environment and conservation, settlement funds from *Lenoir v. Porters Creek Watershed District*, 586 F.2d 1081 (1978), except as otherwise provided by law;

(58) Department of environment and conservation, state lands acquisition compensation fund, created or referenced in title 67, chapter 4, part 4;

(59) Department of environment and conservation, settlement funds from *Tennessee v. Roane Holdings, Ltd.*, 835 F.Supp.2d 527 (2011), except as otherwise provided by law;

(60) Department of correction, Tennessee Sexual Offender and Violent Sexual Offender Registration, Verification and Tracking Act of 2004 reserve, created or referenced in title 40, chapter 39, part 2;

(61) Department of commerce and insurance, Professional Employee Organization Act reserve, created or referenced in title 62, chapter 43, part 1;

(62) Department of labor and workforce development, employee misclassification education and enforcement fund, created or referenced in title 50, chapter 6, part 9;

(63) Department of health, trauma system fund, created or referenced in title 68, chapter 59, part 1; and

(64) Department of revenue, uninsured motorist identification restricted fund, created or referenced in title 55, chapter 12, part 2.

SECTION 5. Tennessee Code Annotated, Title 67, Chapter 6, Part 5, is amended by adding the following new sections:

**67-6-543.**

(a) Dealers with a physical presence in this state shall register with the department to collect and remit tax in accordance with this chapter.

(b) Dealers with no physical presence in this state shall register with the department to collect and remit tax in accordance with this chapter if the dealer engages in the regular or systematic solicitation of consumers in this state through any means and made sales that exceeded one hundred thousand dollars (\$100,000) to consumers in this state during the previous twelve-month period. Such dealers shall begin to collect and remit the tax by the first day of the third calendar month following the month in which this threshold was met; provided, however, that this subsection (b) does not require a dealer to collect the tax for sales made before October 1, 2020.

**67-6-544.**

The general assembly finds that the sales threshold standard required by § 67-6-543(b) matches the benchmark established by South Dakota that was analyzed and found to support it being upheld as constitutional by the supreme court of the United States in *South Dakota v. Wayfair*, 138 S.Ct. 2080 (2018).

**67-6-545.**

Section 67-6-543 does not change the substantial nexus criteria for determining when a person is required to pay the business tax under § 67-4-717, excise tax under § 67-4-2007, or franchise tax under § 67-4-2105.

SECTION 6. Tennessee Code Annotated, Section 67-6-501(a), is amended by deleting the language "Every dealer making sales" and substituting instead the language "Except as otherwise provided in § 67-6-543(b), every dealer making sales".

SECTION 7. Tennessee Code Annotated, Section 67-6-501(f)(1), is amended by deleting the following language:

The marketplace facilitator made or facilitated total sales to consumers in this state of five hundred thousand dollars (\$500,000) or less during the previous twelve-month period;

and substituting instead the following:

The marketplace facilitator made or facilitated total sales to consumers in this state of one hundred thousand dollars (\$100,000) or less during the previous twelve-month period;

SECTION 8. Tennessee Code Annotated, Section 67-6-509(a), is amended by deleting the language "An out-of-state person making sales in Tennessee, who cannot be required to register for sales and use tax under applicable law" and substituting instead the language "An out-of-state person making sales in Tennessee, who is not required to register for sales and use tax under applicable law".

SECTION 9. Tennessee Code Annotated, Section 67-4-3204(c), is amended by deleting the subsection in its entirety.

SECTION 10. If any provisions of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 11. Sections 5, 6, 7, 8, and 9 shall take effect at 12:01 a.m. on October 1, 2020, the public welfare requiring it. All other sections of this act shall take effect upon becoming a law, the public welfare requiring it.

Amendment No. \_\_\_\_\_

\_\_\_\_\_  
Signature of Sponsor

**FILED**

Date \_\_\_\_\_

Time \_\_\_\_\_

Clerk \_\_\_\_\_

Comm. Amdt. \_\_\_\_\_

**AMEND Senate Bill No. 2932**

**House Bill No. 2924\***

by adding the following new sections immediately preceding the penultimate section and renumbering the remaining sections accordingly:

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 3-1-107(c), is amended by deleting the language "For the fiscal year beginning in 2005," and substituting instead the language "Except as provided in subdivision (c)(2), for the fiscal year beginning in 2005,".

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 3-1-107(c), is amended by designating the existing language as subdivision (1) and adding the following as a new subdivision (2):

(2) Notwithstanding this section to the contrary, beginning with the election of the One Hundred Twelfth General Assembly, the base salary of each member shall not be adjusted pursuant to subdivision (c)(1) for fiscal year 2020-2021.

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 4-3-1016(d), is amended by deleting subdivisions (46), (47), (48), (49), (50), and (60) and renumbering the remaining subdivisions accordingly.

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 4-3-1016, is amended by adding the following new subsections:

(k) In the fiscal years ending June 30, 2008, June 30, 2009, June 30, 2010, June 30, 2011 and June 30, 2014, transfers are authorized from the following funds, reserve accounts and programs:

(1) Department of commerce and insurance, state board of accountancy fund, created or referenced in title 62, chapter 1, part 1;



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(2) Department of commerce and insurance, division of regulatory boards fund, created or referenced in title 56, chapter 1, part 3;

(3) Department of health, health-related boards fund, created or referenced in title 63, chapter 1, part 1;

(4) Department of commerce and insurance, real estate education and recovery education fund, created or referenced in title 62, chapter 13, part 2;

(5) Department of commerce and insurance, real estate education and recovery claims fund, created or referenced in title 62, chapter 13, part 2; and

(6) Department of commerce and insurance, auctioneer education and recovery account, created or referenced in title 62, chapter 19.

(l) In the fiscal years ending June 30, 2020, and June 30, 2021, transfers shall not be made from the following funds, reserve accounts or programs:

(1) Tennessee board of court reporting fund, created or referenced in title 20, chapter 9, part 6;

(2) Department of agriculture, beef promotion board reserve, created or referenced in title 43, chapter 29, part 1; and

(3) Department of agriculture, cotton growers' organization reserve, created or referenced in title 43, chapter 6, part 4.

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 9-4-5111, is amended by adding the following as a new subsection:

(c) During fiscal year 2020-2021, before requiring each head to set aside a reserve pursuant to subsection (a) or otherwise reserving allotments pursuant to this section, the commissioner of finance and administration shall submit written notice of the proposed reserve allotment to the speakers of the senate and the house of representatives and to the chairs of the finance, ways and means committees of the senate and house of representatives. No such allotments shall be reserved until the speakers and chairs have acknowledged in writing receipt of such written notice. When

submitted, a copy of the notice shall be provided to the fiscal review committee executive director and the office of legislative budget analysis directors for information purposes. A proposed reserve allotment shall not be acknowledged by the chairs during a time that the general assembly is in regular, annual session until each finance, ways and means committee has held a hearing on the proposed allotment, or the committees have held a joint hearing.

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 67-2-102, is amended by deleting subdivisions (4) and (5) and substituting instead the following:

(4) For any tax year that begins on or after January 1, 2020, and prior to January 1, 2025, one percent (1%); and

(5) For any tax year that begins on or after January 1, 2025, and for subsequent tax years, zero percent (0%).

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 67-2-124(c), is amended by deleting the subsection and substituting instead the following:

(c) The income tax levied by this chapter is eliminated for tax years that begin on or after January 1, 2025; provided, however, that this subsection (c) shall not be construed to absolve any taxpayer of liability for any tax duly levied by this section, during a tax year that began prior to January 1, 2025.

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 67-6-393, is amended by deleting subsections (a) and (b) and substituting instead the following:

(a) Any exemption provided by this section shall be known as a "sales tax holiday."

(b)

(1) There is exempt from the tax imposed by this chapter the following items of tangible personal property, if sold between 12:01 a.m. on the last Friday of July and 11:59 p.m. the following Sunday:

(A) Clothing with a sales price of one hundred dollars (\$100) or less per item;

(B) School supplies with a sales price of one hundred dollars (\$100) or less per item;

(C) School art supplies with a sales price of one hundred dollars (\$100) or less per item; and

(D) Computers with a sales price of one thousand five hundred dollars (\$1,500) or less per item.

(2) The exemption provided by this subsection (b) does not apply to the following:

(A) Computer software;

(B) Clothing accessories or equipment;

(C) Protective equipment;

(D) Sport or recreational equipment;

(E) School instructional material;

(F) School computer supplies;

(G) Any item for use in a trade or business;

(H) The lease or rental of any item; or

(I) Video game consoles.

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 67-6-393, is amended by adding the following as new subsections:

(f)

(1) Notwithstanding subsection (b), there is exempt from the tax imposed by this chapter the following items of tangible personal property, if sold between 12:01 a.m. on Friday, July 31, 2020, and 11:59 p.m. on Sunday, August 2, 2020, or between 12:01 a.m. on Friday, August 7, 2020, and 11:59 p.m. on Sunday, August 9, 2020:

(A) Clothing with a sales price of two hundred dollars (\$200) or less per item;

(B) School supplies with a sales price of two hundred dollars (\$200) or less per item;

(C) School art supplies with a sales price of two hundred dollars (\$200) or less per item;

(D) Electronic devices, including, but not limited to, computers and televisions, with a sales price of three thousand dollars (\$3,000) or less per item; and

(E) Household furnishings, including, but not limited to, furniture, appliances, and rugs, with a sales price of three thousand dollars (\$3,000) or less per item.

(2) The exemption provided by this subsection (f) does not apply to the following:

(A) Computer software;

(B) Clothing accessories or equipment;

(C) Protective equipment;

(D) Sport or recreational equipment;

(E) School instructional material;

(F) School computer supplies;

(G) Any item for use in a trade or business; or

(H) The lease or rental of any item.

(g) There is exempt from the tax imposed by this chapter the retail sale of food and drink by restaurants and limited service restaurants, as defined in § 57-4-102, if sold between 12:01 a.m. on Friday, July 31, 2020, and 11:59 p.m. on Sunday, August 2, 2020.

(h) There is exempt from the tax imposed by this chapter the sale of a motor vehicle in this state that is registered in this state in accordance with title 55, if the vehicle is sold between 12:01 a.m. on Friday, September 4, 2020, and 11:59 p.m. on Monday, September 7, 2020.

**AND FURTHER AMEND** by deleting subdivisions (12) and (13) in SECTION 4(j) and renumbering the remaining subdivisions accordingly.

**AND FURTHER AMEND** by deleting the language "in addition to the transfers authorized in subsection (d)" in SECTION 4(j) and substituting instead the language "in addition to the transfers authorized in subsections (d) and (k)".

**AND FURTHER AMEND** by adding immediately after the language "\$100,000" in § 67-6-543(b) in SECTION 5 the language ", or two hundred (200) or more separate sales transactions,".

Amendment No. \_\_\_\_\_

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Signature of Sponsor

**AMEND Senate Bill No. 2932**

**House Bill No. 2924\***

<b>FILED</b>
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Time _____
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by deleting each and every section of Senate Bill 2932 and substituting instead Sections 1 and 2 of Senate Bill 2932 as filed for introduction on June 1, 2020.



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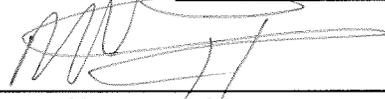
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REP. SUSAN LYNN

Amendment No. \_\_\_\_\_



Signature of Sponsor

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**AMEND Senate Bill No. 2931**

**House Bill No. 2922\***

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

SECTION 1. Orderly Closing of Fiscal Years 2019-2020 and 2020-2021. The provisions of this section shall take effect upon becoming a law, the public welfare requiring it. It is the legislative intent to fulfill the essential function and constitutional responsibility of state government to orderly close fiscal years 2019-2020 and 2020-2021. Under the provisions of Tennessee Code Annotated, Section 4-3-1016, as amended by Senate Bill No. 2932 / House Bill No. 2924, if such bill becomes a law, the Commissioner of Finance and Administration is authorized to deny carry forwards for and to transfer funds from the enumerated funds, reserve accounts, or programs to the state general fund for the sole purpose of meeting the requirements of funding state government for the fiscal years ending June 30, 2020 and June 30, 2021, and for that purpose such funds hereby are appropriated to the general fund. The Commissioner of Finance and Administration shall report to the chairs of the Senate and House Finance, Ways and Means Committees, and the directors of the Office of Legislative Budget Analysis all such transfers and carry-forward denials by January 15, 2021. Such transfers and carry-forward denials shall be according to the following schedule, to the extent funds are available in the reserves and considering the interests of the programs, as determined by the Commissioner of Finance and Administration:

- Item 1. From the reserves for unencumbered balance and capital outlay that are not permanent statutory reserves.



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Item 2. From the statutory reserves enumerated in Tennessee Code Annotated, Section 4-3-1016, as amended by Senate Bill No. 2932 / House Bill No. 2924.

Item 3. From the TennCare reserve.

Item 4. From the reserve for revenue fluctuations established by Tennessee Code Annotated, Section 9-4-211.

SECTION 2. Pursuant to Tennessee Code Annotated, Section 9-4-5111, the Commissioner of Finance and Administration is authorized to reserve a portion of the allotments appropriated in Chapter 651, Public Acts of 2020, and this act. It is the further legislative intent that any items identified for reserve allotment in the fiscal year 2020-2021 enacted budget will be identified and reported as a recommended reduction in the Governor's fiscal year 2021-2022 Budget Recommendation to the General Assembly for review and approval as part of the normal budget development process and in accordance with existing law.

SECTION 3. Authorization to Transfer Appropriations in 2019-2020. The provisions of this section shall take effect upon becoming a law, the public welfare requiring it. From the appropriations made in Chapter 405, Public Acts of 2019, the Commissioner of Finance and Administration is authorized to make transfers from the appropriations made:

Item 1. From the unexpended balances in Miscellaneous Appropriations in Section 1, Title III-22, a sum sufficient is authorized to be transferred to the Tennessee Bureau of Investigation for the orderly close of fiscal year 2019-2020.

SECTION 4. Other Additions to Budget. In addition to the amounts appropriated in Sections 1 and 4 of Chapter 651, Public Acts of 2020, the following amounts are appropriated, and the Commissioner of Finance and Administration is authorized to allocate the appropriations to the appropriate organizational units and to adjust federal aid and other departmental revenues and position authorizations accordingly. Full-time (FT) and part-time (PT) position authorizations are estimated in the text of the following line items.

Item 1. There is hereby appropriated to the State Funding Board for interest and reduction of the state debt, for debt service expense and interest on proposed bond authorization:

- (a) Amortization of Authorized and Unissued Construction Bonds, in the amount of \$18,379,000, recurring.

Item 2. Miscellaneous Appropriations – Employee Buyout Initiative, in the amount of \$50,000,000, non-recurring. Employees taking advantage of the buyout initiative shall receive a severance package. The severance benefit plan shall consist of:

- (a) A base payment of \$3,200; and
- (b) College tuition assistance for 2 years to be capped at the average of the highest four-year public Tennessee college undergraduate level; provided, however, that such assistance shall only be provided for periods of actual attendance within a period of time to be determined by the Commissioner of Finance and Administration.

SECTION 5. Base and Cost Increase Reductions. The appropriations in Section 1 of Chapter 651, Public Acts of 2020, except as otherwise provided herein, hereby are reduced in the following amounts for the purpose of deleting base and cost increase appropriations and positions that had been recommended in the 2020-2021 Budget Document, and the Commissioner of Finance and Administration is authorized to allocate the appropriation reductions to the appropriate organizational units and to adjust federal aid and other departmental revenues and authorized positions accordingly.

Item 1. General Fund and Education Fund Appropriations. The following appropriations are from the general fund and education fund, as applicable.

	<u>Recurring</u>	<u>Non-Recurring</u>
1. Education – BEP Salary – Delete	\$ (58,680,000)	\$ 0
2. Higher Education – Formula and Non-	(23,590,800)	0

Formula Units – Salary Pool – Delete		
3. Miscellaneous Appropriations – TEAM Act Salaries – Delete	(22,956,000)	11,478,000
4. Miscellaneous Appropriations – Non-TEAM Act Salaries – Delete	(5,359,200)	0
5. Miscellaneous Appropriations – Salaries – Market Rate Adjustment – Delete	(20,000,000)	0
6. Correction – Salary Increases for Probation and Parole Officer Series – Delete	(9,995,100)	0
7. Salaries – Trooper Survey – Delete	(1,137,300)	0
8. Salaries – TLETA Survey – Delete	(18,500)	0
9. District Attorneys – Mandated Salary Increase – Reduce – Fund Balance with Equity	(656,600)	0
10. Human Services for District Attorneys – Mandated Salary Increase – Reduce – Fund Balance with Equity	(21,200)	0
11. Public Defenders – Statutory Salary Step Raises – Reduce – Fund Balance with Equity	(359,200)	0
12. Post-Conviction Defender – Statutory Salary Step Raises – Reduce – Fund Balance with Equity	(12,500)	0
13. Safety – Statutory Salary Step Raises – Reduce – Fund Balance with Equity	(587,200)	0
14. Commerce & Insurance – TLETA Statutory Salary Step Increase – Reduce – Fund Balance with Equity	(21,400)	0
15. Children’s Services – Case Manager Salary Adjustment – Delete	(3,639,200)	0
16. Correction – State Prosecutions – Reduce and fund Non-Recurring	(22,289,000)	8,000,000
17. Economic & Community Development – FastTrack – Reduce	0	(5,000,000)
18. Economic & Community Development – Broadband Initiative – Reduce	0	(10,000,000)
19. Education – Non-Public Education Choice Programs – Reduce	0	(15,130,100)
20. Higher Education – Outcomes Based Funding Formula – Delete	(38,000,000)	0
21. Military – Armories Maintenance – Delete	(1,000,000)	0
22. Safety – Manpower Increase of Troopers – Delete (-10 FT)	(899,000)	(615,000)
23. Environment & Conservation – Cummins Falls State Park – Reduce (-3 FT)	(128,900)	0
24. Environment & Conservation – State Park Maintenance – Reduce	0	(8,000,000)
25. Environment & Conservation – Air Pollution Control Non-Title V Program –	(1,500,000)	0

	Reduce		
26.	Tennessee Bureau of Investigation – Field Agent Positions – Delete (-25 FT)	(3,387,400)	(2,177,700)
27.	TennCare – ECF CHOICES – Waiting List – Delete	(15,055,200)	10,018,400
28.	TennCare – ECF CHOICES – Group 7 & 8 Populations – Delete	(6,379,000)	0
29.	TennCare – Postpartum Coverage Extension Pilot – Delete	0	(6,644,700)
30.	TennCare – Dental Coverage for Pregnant and Postpartum Women – Delete	(2,023,500)	0
31.	TennCare – New Therapists – Delete	(682,400)	0
32.	TennCare for Children’s Services – Case Manager Salary Adjustment – Delete	(1,136,100)	0
33.	Transportation – Transportation Equity Fund – Delete	0	(30,000,000)
34.	Military – New TEMA Region – Delete (- 19 FT)	(1,265,500)	(285,000)
35.	Higher Education – Capital Maintenance – Delete	(6,500,000)	(3,500,000)
36.	General Services – Statewide Capital Maintenance – Delete	(6,500,000)	(3,500,000)
	<b>Total</b>	<b><u>\$ (253,780,200)</u></b>	<b><u>\$ (55,356,100)</u></b>

Item 2. The appropriation in Chapter 651, Public Acts of 2020, Section 1, Title III-8, Item 7, FastTrack Infrastructure and Job Training Assistance, hereby is reduced \$15,000,000 recurring.

Item 3. The appropriation in Chapter 651, Public Acts of 2020, Section 1, Title III-9, Item 2.1k, Non-Public School Education Choice Programs, hereby is reduced \$26,500,000 non-recurring.

SECTION 6. Capital Outlay Additional Provisions. The following provisions are in addition to other provisions of this act and Chapter 651, Public Acts of 2020 concerning the capital outlay budget and the facilities revolving fund capital outlay budget.

Item 1. The provisions of this item shall take effect upon becoming a law, the public welfare requiring it. Subject to Senate Bill No. 2935 / House Bill No. 2930 becoming a law, the additional general obligation bond authorization recommended in

addition to Chapter 649, Public Acts of 2020, it is the legislative intent to fund certain capital outlay projects with bonds in lieu of previously appropriated capital outlay current funds. The Commissioner of Finance and Administration is directed to reduce the allotment of appropriations from current funds in the capital projects fund according to the following schedule:

(a) Veterans Home Board – West Tennessee Veterans Nursing Home, funded in Chapter 460, Public Acts of 2017, Section 1, Title 32, Item 10, in the amount of \$10,000,000.

(b) Veterans Home Board – West Tennessee Veterans Nursing Home Bridge Funding, funded in Chapter 460, Public Acts of 2017, Section 64, Item 37, and reappropriated in Chapter 1061, Public Acts of 2018, Section 59, Item 3(g), in the amount of \$8,000,000.

(c) Middle Tennessee State University – MTSU School for Concrete and Construction Management, funded in Chapter 405, Public Acts of 2019, Section 1, Title 33, Item 9, in the amount of \$34,085,000.

(d) Economic and Community Development – Amazon Operations Center Grant, funded in Chapter 405, Public Acts of 2019, Section 1, Title 33, Item 1, in the amount of \$65,000,000.

(e) Economic and Community Development – Volkswagen Plant Infrastructure Grant, funded in Chapter 405, Public Acts of 2019, Section 1, Title 33, Item 2, in the amount of \$50,000,000.

There is hereby transferred the sum of \$167,085,000.00 from the capital projects fund to the general fund in the fiscal year ending June 30, 2020.

Item 2. Of the capital maintenance projects listed on pages A-131 through A-138 of the 2020-2021 Budget Document and in Section 1, Title III-33 of Chapter 651, Public

Acts of 2020, the following hereby are reduced. Negative amounts are reductions and positive amounts are increases.

	<u>State Funds</u>	<u>Other Funds</u>
1. Agriculture - Statewide Facilities Assessment and Maintenance Plan	\$ (950,000)	\$ 0
2. Agriculture - Knoxville District Office Warehouse Complex Renovations	(500,000)	0
3. Environment and Conservation - Norris Dam State Park Water Line Replacement	(6,181,400)	(198,600)
4. General Services - ADA Compliance	(800,000)	800,000
5. General Services - Environmental Consultants	(5,000,000)	1,000,000
6. General Services - State-Owned Buildings OSHA Compliance	(800,000)	800,000
7. General Services - TPAC Annual Maintenance Grant	(300,000)	150,000
8. General Services - National Civil Rights Museum Maintenance Grant	(300,000)	150,000
9. General Services - Tennessee Residence Security Upgrades	(970,000)	970,000
10. Human Services - TRC Smyrna Campus System Upgrades Phase 2	(5,940,000)	0
11. Intellectual and Developmental Disabilities - MTRO Essential Maintenance	(3,210,000)	0
12. Military - Statewide TEMA Lighting Upgrades	(220,000)	0
13. Military - Russellville RC Plumbing Repair	(250,000)	0
14. Austin Peay State University - Campuswide Elevator Modernization	(750,000)	0
15. East Tennessee State University - HVAC Repairs Phase 1	(3,470,000)	0
16. Middle Tennessee State University - Elevator Modernization Phase 3	(2,000,000)	0
17. Middle Tennessee State University - Water and Sewer System Updates Phase 2	(490,000)	0
18. Tennessee State University - Power Plant Equipment and Lighting Upgrades Phase 2	(3,073,400)	0
19. Tennessee State University - Campus HVAC Repairs Phase 2	(1,881,000)	0
20. Tennessee Technological University - Building Controls Upgrade Phase 1	(3,000,000)	0
21. University of Memphis - Central Chiller and CFA HVAC Replacements	0	(5,000,000)
22. University of Memphis - Multiple Buildings Interior Repairs Phase 2	(2,000,000)	0
23. University of Memphis - Campus-Wide Boilers and Hot Water Pipes Repair Phase	(2,500,000)	0

24.	Tennessee Board of Regents - COSCC Mechanical System Upgrades	(950,000)	950,000
25.	Tennessee Board of Regents - MSCC McMinnville Campus HVAC Upgrades	(920,000)	920,000
26.	Tennessee Board of Regents - JSCC McWherter Center HVAC Updates Phase 2	(1,260,000)	1,260,000
27.	Tennessee Board of Regents - Statewide TCAT Mech., Electrical, and Plumbing Updates	(1,890,000)	1,890,000
28.	Tennessee Board of Regents - TCAT Jacksboro Door and Window Replacements	(140,000)	140,000
29.	Tennessee Board of Regents - TCAT Parking Improvements	(1,350,000)	0
30.	Tennessee Board of Regents - CLSCC Science Building Renovations	(1,880,000)	0
31.	Tennessee Board of Regents - TCAT Maintenance Repairs	(1,450,000)	0
32.	Tennessee Board of Regents - CHSCC Warehouse Roof Replacement	(280,000)	0
33.	Tennessee Board of Regents - PSCC Strawberry Plains Roof Replacement	(460,000)	0
34.	Tennessee Board of Regents - TCAT Mechanical, Electrical, and Plumbing Updates	(3,230,000)	0
35.	University of Tennessee - UTM EPS Building Systems Upgrades	0	(9,870,000)
36.	University of Tennessee - UTC Multiple Buildings Roof Replacements	(3,651,500)	(1,378,500)
37.	University of Tennessee - UTHSC Campus Police Building Upgrades	(8,000,000)	0
38.	University of Tennessee - UTIA CRC/MAST, BESS, and JARTU Improvements	(7,120,000)	0
39.	University of Tennessee - UTK Building Systems Improvements (20-21)	(4,000,000)	0
40.	University of Tennessee - UTC Multiple Buildings Elevator Upgrades	(2,330,000)	0
41.	University of Tennessee - Statewide Facilities Space Analytics	(1,000,000)	0
	<b>Total</b>	<b>\$ (84,497,300)</b>	<b>\$ (7,417,100)</b>

Item 3. Of the facilities revolving fund capital maintenance projects listed on pages A-153 through A-158 of the 2020-2021 Budget Document and in Section 1, Title

III-30 of Chapter 651, Public Acts of 2020, the following hereby are reduced. Negative amounts are reductions and positive amounts are increases.

	<u>State Funds</u>	<u>Other Funds</u>
1. FRF - TN Tower Fire Alarm and Fire Suppression Upgrades	\$ 0	\$ (12,790,000)
2. FRF - Jackson Supreme Court Cleaning, Repairs, Interior Renov.	(3,320,000)	0
3. FRF - Andrew Jackson Building Elevator Replacement	(8,500,000)	0
4. FRF - Legislative Plaza Fountains	0	(1,390,000)
5. FRF - TPS Complex Utility Pole Replacements and Removal	(1,670,000)	0
6. FRF - State Capitol Complex Exterior Lighting Upgrades	(730,000)	0
<b>Total</b>	<b>\$ (14,220,000)</b>	<b>\$ (14,180,000)</b>

SECTION 7. In the fiscal year ending on June 30, 2020, the sum of \$15,000,000 shall be transferred from the reserve for future tax relief, created or referenced in Section 61, Item 15 of Chapter 405, Public Acts of 2019, to the general fund.

SECTION 8. Pursuant to the provisions of Tennessee Code Annotated, Section 49-3-307, the dollar value of the BEP instructional positions component shall be forty-eight thousand, three hundred thirty dollars (\$48,330) as amended by Section 5, Item 1 of this act.

SECTION 9. Carry-forward and Appropriation of Certain Unexpended Balances. The provisions of this section shall take effect upon becoming a law, the public welfare requiring it. Subject to the availability of funding at June 30, 2020, any unexpended balances of appropriations made under Chapter 405, Public Acts of 2019, other acts of this General Assembly or acts by previous General Assemblies, listed in this section are hereby

reappropriated to be expended in the 2020-2021 fiscal year and such appropriations shall be carried forward in a reserve into the fiscal year beginning July 1, 2020. The reappropriation and carry-forward of these funds is subject to approval by the Commissioner of Finance and Administration. Unless otherwise noted, the unexpended balances reappropriated are authorized under Chapter 405, Public Acts of 2019, and they are the appropriations made:

Item 1. To the Department of General Services, in Section 38, Item 3.1, of Chapter 651, Public Acts of 2020, for Facility Assessment – Tennessee State University.

Item 2. To Miscellaneous Appropriations, in Section 56, Item 1-35, for Consulting/Study – Governor’s Efficiency Initiatives.

SECTION 10. The Tennessee Code Commission is requested to place an appropriate, permanent note following the codification of any public act which is codified and which has not received constitutionally required first year’s funding through the provisions of this act.

SECTION 11. If any provisions of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 12. This act shall take effect July 1, 2020, the public welfare requiring it; provided, however, that any provision of this act which authorizes prior or immediate expenditures and any section or item which specifies an immediate effective date shall take effect upon becoming a law, the public welfare requiring it.

Amendment No. \_\_\_\_\_



\_\_\_\_\_  
Signature of Sponsor

**FILED**

Date \_\_\_\_\_

Time \_\_\_\_\_

Clerk \_\_\_\_\_

Comm. Amdt. \_\_\_\_\_

**AMEND Senate Bill No. 2931**

**House Bill No. 2922\***

by adding the following as a new, appropriately designated Item in Section 6:

Item \_\_\_. The capital outlay projects listed in the 2020-2021 Budget Document and which are identified with the heading "Proposed Capital Projects from School Bonds and Other Sources, Fiscal Year 2020-2021," are presented for informational purposes only. The projects are subject to recommendation and approval procedures involving the: higher education institutions and their governing boards, the Tennessee Higher Education Commission, Finance and Administration, the Tennessee State School Bond Authority, the State Funding Board, and the State Building Commission.

The following proposed capital outlay projects, to be funded from school bonds, institutional/auxiliary and other funds, are in addition to those projects listed on pages A-137 and A-138 in the 2020-2021 Budget Document and in Section 29, Item 29 of Chapter 651, Public Acts of 2020:

University of Tennessee Health Science Center, Memphis Bioworks  
Acquisition, in the amount of \$ 14,450,000.



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\*018545\*

Amendment No. \_\_\_\_\_

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____
_____

\_\_\_\_\_  
Signature of Sponsor

**AMEND Senate Bill No. 2931**

**House Bill No. 2922\***

**LEGISLATIVE AMENDMENT**

by adding the following new sections immediately preceding the antepenultimate section and renumbering the remaining sections accordingly:

SECTION \_\_\_\_.

Item 1. The capital outlay projects listed in the 2020-2021 Budget Document and which are identified with the heading "Proposed Capital Projects from School Bonds and Other Sources, Fiscal Year 2020-2021," are presented for informational purposes only. The projects are subject to recommendation and approval procedures involving the: higher education institutions and their governing boards, the Tennessee Higher Education Commission, the Department of Finance and Administration, the Tennessee State School Bond Authority, the State Funding Board, and the State Building Commission.

Item 2. The following proposed capital outlay projects, to be funded from school bonds, institutional/auxiliary and other funds, are in addition to those projects listed on pages A-137 and A-138 in the 2020-2021 Budget Document and in Section 29, Item 29 of Chapter 651, Public Acts of 2020.

University of Tennessee Health Science Center, Memphis Bioworks  
Acquisition, in the amount of \$14,450,000.

**LEGISLATIVE ADJUSTMENTS**

**DEDICATED SOURCE AND EARMARK AND REDUCTIONS**



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\*018729\*

SECTION \_\_\_\_\_. For the purpose of reducing authorized and funded positions that are vacant, appropriations for such positions across executive branch departments and agencies in Chapter 651, Public Acts of 2020, hereby are reduced \$40,000,000 (\$20,000,000 being recurring and \$20,000,000 being non-recurring); provided, that positions shall not be reduced from the Department of Intellectual and Developmental Disabilities. It is the legislative intent that the Commissioner of Finance and Administration is authorized to make appropriate reductions in positions authorizations and to adjust federal and other funds accordingly. The Commissioner of Finance and Administration shall report to the Speakers of the Senate and the House of Representatives, the chairs of the Senate and House Finance, Ways and Means Committees, and the directors of the Office of Legislative Budget Analysis all such department and agency reductions by December 31, 2020.

SECTION \_\_\_\_\_. Notwithstanding any provisions of Title III-22, Section 1, of Chapter 651, Public Acts of 2020 to the contrary, the grants made from the funds appropriated in Title III-22, Item 10.33 – Grants to Cities and Title III-22, Item 10.34 – Grants to Counties, in Section 1 of Chapter 651, Public Acts of 2020, may be used for the purpose of offsetting the loss of local revenue or supplementing local revenue. Additionally, municipalities and counties shall not be required to file a plan of the use of the grant funds or resolution from the local governing body requesting use of the grant funds for any of the purposes provided in Title III-22, Section 1, of Chapter 651, Public Acts of 2020, or in this section.

SECTION \_\_\_\_\_. Notwithstanding any provisions of Title III-22, Section 1, of Chapter 651, Public Acts of 2020 to the contrary, the grants made from the funds appropriated in Title III-22, Item 10.33 – Grants to Cities and Title III-22, Item 10.34 – Grants to Counties, in Section 1 of Chapter 651, Public Acts of 2020, are limited to a maximum payment of \$5,000,000 per municipality or county, with excess grant funds to municipalities and counties pooled separately and distributed to counties. Grants shall be distributed to municipalities and counties no later than July 31, 2020, and according to the following schedules:

	<b>County</b>	<b>Appropriation</b>
1	Anderson	\$ 1,370,764
2	Bedford	\$ 1,103,883
3	Benton	\$ 784,390
4	Bledsoe	\$ 1,191,517
5	Blount	\$ 1,904,325
6	Bradley	\$ 1,664,886
7	Campbell	\$ 1,011,936
8	Cannon	\$ 767,644
9	Carroll	\$ 899,491
10	Carter	\$ 1,174,998
11	Cheatham	\$ 1,020,260
12	Chester	\$ 795,009
13	Claiborne	\$ 935,823
14	Clay	\$ 1,123,076
15	Cocke	\$ 1,395,919
16	Coffee	\$ 1,168,668
17	Crockett	\$ 766,340
18	Cumberland	\$ 1,207,304
19	Davidson	\$ 0
20	Decatur	\$ 740,843
21	DeKalb	\$ 822,841
22	Dickson	\$ 1,146,748
23	Dyer	\$ 989,928
24	Fayette	\$ 1,020,922

25	Fentress	\$	1,225,183
26	Franklin	\$	1,034,370
27	Gibson	\$	1,103,951
28	Giles	\$	913,912
29	Grainger	\$	852,082
30	Greene	\$	1,298,852
31	Grundy	\$	1,177,816
32	Hamblen	\$	1,254,914
33	Hamilton	\$	4,169,547
34	Hancock	\$	1,111,717
35	Hardeman	\$	1,293,286
36	Hardin	\$	877,669
37	Hawkins	\$	1,176,739
38	Haywood	\$	795,584
39	Henderson	\$	897,808
40	Henry	\$	941,676
41	Hickman	\$	870,734
42	Houston	\$	707,361
43	Humphreys	\$	806,777
44	Jackson	\$	1,162,372
45	Jefferson	\$	1,152,253
46	Johnson	\$	799,890
47	Knox	\$	5,151,760
48	Lake	\$	1,120,099
49	Lauderdale	\$	1,299,169
50	Lawrence	\$	1,052,303

51	Lewis	\$ 744,538
52	Lincoln	\$ 958,781
53	Loudon	\$ 1,142,935
54	McMinn	\$ 1,145,183
55	McNairy	\$ 1,299,237
56	Macon	\$ 862,974
57	Madison	\$ 1,576,177
58	Marion	\$ 904,889
59	Marshall	\$ 954,560
60	Maury	\$ 1,544,425
61	Meigs	\$ 746,677
62	Monroe	\$ 1,077,809
63	Montgomery	\$ 2,629,789
64	Moore	\$ 689,351
65	Morgan	\$ 1,257,877
66	Obion	\$ 921,341
67	Overton	\$ 841,608
68	Perry	\$ 1,126,449
69	Pickett	\$ 676,427
70	Polk	\$ 791,333
71	Putnam	\$ 1,393,723
72	Rhea	\$ 948,348
73	Roane	\$ 1,143,773
74	Robertson	\$ 1,317,572
75	Rutherford	\$ 3,786,436
76	Scott	\$ 1,262,352

77	Sequatchie	\$ 771,670
78	Sevier	\$ 1,578,968
79	Shelby	\$ 5,000,000
80	Smith	\$ 820,935
81	Steward	\$ 758,881
82	Sullivan	\$ 2,160,266
83	Sumner	\$ 2,446,959
84	Tipton	\$ 1,225,858
85	Trousdale	\$ 734,094
86	Unicoi	\$ 799,724
87	Union	\$ 818,464
88	Van Buren	\$ 1,104,093
89	Warren	\$ 1,024,529
90	Washington	\$ 1,877,659
91	Wayne	\$ 788,027
92	Weakley	\$ 951,954
93	White	\$ 890,613
94	Williamson	\$ 2,880,481
95	Wilson	\$ 1,994,531
	<b>Total (Counties)</b>	<b>\$ 119,627,610.00</b>

	<b>Municipality</b>	<b>Appropriation</b>
1	Adams	\$ 44,742
2	Adamsville	\$ 77,932
3	Alamo	\$ 80,802

4	Alcoa	\$	261,696
5	Alexandria	\$	52,090
6	Algood	\$	127,520
7	Allardt	\$	43,726
8	Altamont	\$	52,686
9	Ardmore	\$	57,100
10	Arlington	\$	288,134
11	Ashland City	\$	133,612
12	Athens	\$	335,802
13	Atoka	\$	237,378
14	Atwood	\$	50,370
15	Auburntown	\$	35,782
16	Baileyton	\$	39,776
17	Baneberry	\$	41,564
18	Bartlett	\$	1,338,990
19	Baxter	\$	63,014
20	Bean Station	\$	98,456
21	Beersheba Springs	\$	40,108
22	Bell Buckle	\$	41,940
23	Belle Meade	\$	93,580
24	Bells	\$	84,244
25	Benton	\$	58,050
26	Berry Hill	\$	41,410
27	Bethel Springs	\$	45,890
28	Big Sandy	\$	41,564
29	Blaine	\$	71,246

30	Bluff City	\$ 66,744
31	Bolivar	\$ 138,952
32	Braden	\$ 35,782
33	Bradford	\$ 51,848
34	Brentwood	\$ 967,954
35	Brighton	\$ 94,462
36	Bristol	\$ 623,222
37	Brownsville	\$ 238,392
38	Bruceton	\$ 61,072
39	Bulls Gap	\$ 45,824
40	Burlison	\$ 39,070
41	Burns	\$ 61,888
42	Byrdstown	\$ 47,610
43	Calhoun	\$ 40,968
44	Camden	\$ 108,894
45	Carthage	\$ 80,272
46	Caryville	\$ 77,778
47	Cedar Hill	\$ 36,908
48	Celina	\$ 62,176
49	Centertown	\$ 35,540
50	Centerville	\$ 108,762
51	Chapel Hill	\$ 63,610
52	Charlestown	\$ 45,228
53	Charlotte	\$ 63,522
54	Chattanooga	\$ 4,014,616
55	Church Hill	\$ 177,396

56	Clarksburg	\$ 38,342
57	Clarksville	\$ 3,490,202
58	Cleveland	\$ 1,022,508
59	Clifton	\$ 88,878
60	Clinton	\$ 251,302
61	Coalmont	\$ 48,538
62	Collegedale	\$ 283,610
63	Collierville	\$ 1,147,018
64	Collinwood	\$ 50,832
65	Columbia	\$ 898,968
66	Cookeville	\$ 780,438
67	Coopertown	\$ 130,500
68	Copperhill	\$ 37,018
69	Cornersville	\$ 57,740
70	Cottage Grove	\$ 31,898
71	Covington	\$ 223,762
72	Cowan	\$ 66,744
73	Crab Orchard	\$ 46,838
74	Cross Plains	\$ 70,010
75	Crossville	\$ 284,980
76	Crump	\$ 62,286
77	Cumberland City	\$ 36,798
78	Cumberland Gap	\$ 40,792
79	Dandridge	\$ 99,406
80	Dayton	\$ 193,152
81	Decatur	\$ 66,346

82	Decaturville	\$	49,000
83	Decherd	\$	82,546
84	Dickson	\$	373,892
85	Dover	\$	62,662
86	Dowelltown	\$	38,718
87	Doyle	\$	42,534
88	Dresden	\$	94,616
89	Ducktown	\$	40,416
90	Dunlap	\$	142,990
91	Dyer	\$	78,904
92	Dyersburg	\$	391,680
93	Eagleville	\$	45,492
94	East Ridge	\$	493,968
95	Eastview	\$	45,602
96	Elizabethton	\$	327,858
97	Elkton	\$	41,674
98	Englewood	\$	63,632
99	Enville	\$	34,126
100	Erin	\$	58,512
101	Erwin	\$	159,166
102	Estill Springs	\$	74,754
103	Ethridge	\$	40,726
104	Etowah	\$	106,842
105	Fairview	\$	228,594
106	Farragut	\$	536,604
107	Fayetteville	\$	184,854

108	Finger	\$	36,356
109	Forest Hills	\$	137,386
110	Franklin	\$	1,815,648
111	Friendship	\$	44,830
112	Friendsville	\$	49,664
113	Gadsden	\$	40,196
114	Gainesboro	\$	50,854
115	Gallatin	\$	922,824
116	Gallaway	\$	44,278
117	Garland	\$	36,664
118	Gates	\$	43,792
119	Gatlinburg	\$	121,452
120	Germantown	\$	892,854
121	Gibson	\$	38,740
122	Gilt Edge	\$	40,064
123	Gleason	\$	60,300
124	Goodlettsville	\$	402,052
125	Gordonsville	\$	57,276
126	Grand Junction	\$	35,958
127	Graysville	\$	64,404
128	Greenback	\$	56,394
129	Greenbrier	\$	180,926
130	Greeneville	\$	358,776
131	Greenfield	\$	75,858
132	Gruetli-Laager	\$	68,134
133	Guys	\$	39,820

134	Halls	\$ 76,278
135	Harriman	\$ 165,610
136	Harrogate	\$ 125,710
137	Hartsville / Trousdale County Metro	\$ 0
138	Henderson	\$ 169,362
139	Hendersonville	\$ 1,300,614
140	Henning	\$ 50,612
141	Henry	\$ 40,262
142	Hickory Valley	\$ 32,052
143	Hohenwald	\$ 111,366
144	Hollow Rock	\$ 44,962
145	Hornbeak	\$ 38,740
146	Hornsby	\$ 35,804
147	Humboldt	\$ 210,940
148	Huntingdon	\$ 114,412
149	Huntland	\$ 48,582
150	Huntsville	\$ 57,298
151	Jacksboro	\$ 72,636
152	Jackson	\$ 1,506,446
153	Jamestown	\$ 73,254
154	Jasper	\$ 104,106
155	Jefferson City	\$ 210,940
156	Jellico	\$ 78,088
157	Johnson	\$ 1,503,688
158	Jonesborough	\$ 150,030
159	Kenton	\$ 56,592

160	Kimball	\$	61,360
161	Kingsport	\$	1,223,374
162	Kingston	\$	158,548
163	Kingston Springs	\$	90,666
164	Knoxville	\$	4,167,836
165	La Follette	\$	178,676
166	La Grange	\$	32,824
167	La Vergne	\$	820,470
168	Lafayette	\$	145,132
169	Lake	\$	68,994
170	Lakeland	\$	308,438
171	Lakesite	\$	71,026
172	Lawrenceburg	\$	269,178
173	Lebanon	\$	803,500
174	Lenoir	\$	235,348
175	Lewisburg	\$	297,338
176	Lexington	\$	200,280
177	Liberty	\$	37,238
178	Linden	\$	50,722
179	Livingston	\$	118,716
180	Lobelville	\$	49,596
181	Lookout Mountain	\$	71,180
182	Loretto	\$	69,260
183	Loudon	\$	158,196
184	Louisville	\$	121,120
185	Luttrell	\$	53,370

186	Lynchburg / Moore County Metro	\$	0
187	Lynnville	\$	36,664
188	Madisonville	\$	138,732
189	Manchester	\$	270,900
190	Martin	\$	263,750
191	Maryville	\$	674,222
192	Mason	\$	64,272
193	Maury City	\$	44,676
194	Maynardville	\$	82,832
195	McEwen	\$	68,244
196	McKenzie	\$	150,936
197	McLemoresville	\$	37,348
198	McMinnville	\$	332,074
199	Medina	\$	123,702
200	Medon	\$	33,972
201	Memphis	\$	5,000,000
202	Michie	\$	42,822
203	Middletown	\$	44,234
204	Milan	\$	198,604
205	Milledgeville	\$	35,760
206	Millersville	\$	179,646
207	Millington	\$	265,802
208	Minor Hill	\$	41,718
209	Mitchellville	\$	34,260
210	Monteagle	\$	57,122
211	Monterey	\$	93,580

212	Morrison	\$	45,712
213	Morristown	\$	690,420
214	Moscow	\$	42,424
215	Mosheim	\$	81,618
216	Mount Carmel	\$	147,074
217	Mount Juliet	\$	818,396
218	Mount Pleasant	\$	137,980
219	Mountain City	\$	83,362
220	Munford	\$	163,734
221	Murfreesboro	\$	3,149,244
222	Nashville Davidson Metro	\$	5,000,000
223	New Hope	\$	53,216
224	New Johnsonville	\$	72,040
225	New Market	\$	60,212
226	New Tazewell	\$	89,938
227	Newbern	\$	103,090
228	Newport	\$	180,088
229	Niota	\$	46,022
230	Nolensville	\$	228,880
231	Normandy	\$	33,288
232	Norris	\$	65,464
233	Oak Hill	\$	130,478
234	Oak Ridge	\$	672,390
235	Oakdale	\$	34,590
236	Oakland	\$	209,152
237	Obion	\$	53,194

238	Oliver Springs	\$	105,386
239	Oneida	\$	111,940
240	Orlinda	\$	50,546
241	Orme	\$	32,494
242	Palmer	\$	44,654
243	Paris	\$	251,942
244	Parker's Crossroads	\$	36,864
245	Parrottsville	\$	36,378
246	Parsons	\$	80,978
247	Pegram	\$	75,902
248	Petersburg	\$	42,402
249	Philadelphia	\$	45,668
250	Pigeon Forge	\$	169,560
251	Pikeville	\$	65,840
252	Pipertown	\$	70,430
253	Pittman Center	\$	42,624
254	Plainview	\$	76,896
255	Pleasant Hill	\$	42,534
256	Pleasant View	\$	131,978
257	Portland	\$	312,984
258	Powells Crossroads	\$	59,836
259	Pulaski	\$	198,868
260	Puryear	\$	44,720
261	Ramer	\$	36,554
262	Red Bank	\$	289,636
263	Red Boiling Springs	\$	55,070

264	Ridgely	\$	66,568
265	Ridgeside	\$	39,534
266	Ridgetop	\$	76,432
267	Ripley	\$	203,878
268	Rives	\$	36,886
269	Rockford	\$	48,692
270	Rockwood	\$	150,318
271	Rogersville	\$	124,828
272	Rossville	\$	50,148
273	Rutherford	\$	53,724
274	Rutledge	\$	59,682
275	Saltillo	\$	41,696
276	Samburg	\$	34,458
277	Sardis	\$	38,386
278	Saulsbury	\$	32,030
279	Savannah	\$	183,288
280	Scotts Hill	\$	51,582
281	Selmer	\$	127,102
282	Sevierville	\$	394,814
283	Sharon	\$	50,258
284	Shelbyville	\$	512,504
285	Signal Mountain	\$	219,060
286	Silerton	\$	32,228
287	Slayden	\$	34,546
288	Smithville	\$	135,774
289	Smyrna	\$	1,150,526

290	Sneedville	\$	59,484
291	Soddy Daisy	\$	332,714
292	Somerville	\$	100,642
293	South Carthage	\$	60,410
294	South Fulton	\$	79,278
295	South Pittsburg	\$	96,602
296	Sparta	\$	139,128
297	Spencer	\$	66,236
298	Spring City	\$	71,158
299	Spring Hill	\$	945,046
300	Springfield	\$	404,214
301	St. Joseph	\$	47,898
302	Stanton	\$	39,334
303	Stantonville	\$	35,914
304	Sunbright	\$	41,718
305	Surgoinsville	\$	69,194
306	Sweetwater	\$	159,498
307	Tazewell	\$	80,074
308	Tellico Plains	\$	50,148
309	Tennessee Ridge	\$	59,328
310	Thompson Station	\$	164,926
311	Three Way	\$	67,052
312	Tiptonville	\$	125,048
313	Toone	\$	37,460
314	Townsend	\$	39,776
315	Tracy City	\$	60,808

316	Trenton	\$	119,400
317	Trezevant	\$	48,670
318	Trimble	\$	43,572
319	Troy	\$	59,262
320	Tullahoma	\$	457,466
321	Tusculum	\$	91,548
322	Unicoi	\$	108,938
323	Union City	\$	259,534
324	Vanleer	\$	39,158
325	Viola	\$	32,936
326	Vonore	\$	63,830
327	Walden	\$	77,270
328	Wartburg	\$	49,840
329	Wartrace	\$	45,162
330	Watauga	\$	38,232
331	Watertown	\$	63,434
332	Waverly	\$	120,040
333	Waynesboro	\$	81,220
334	Westmoreland	\$	83,428
335	White Bluff	\$	109,578
336	White House	\$	305,988
337	White Pine	\$	81,816
338	Whiteville	\$	128,978
339	Whitwell	\$	68,024
340	Williston	\$	38,342
341	Winchester	\$	222,326

342	Winfield	\$	52,112
343	Woodbury	\$	92,896
344	Woodland Mills	\$	37,878
345	Yorkville	\$	35,672
	<b>Total (Municipalities)</b>	<b>\$</b>	<b>80,372,374</b>

### LEGISLATIVE INITIATIVES

SECTION \_\_\_\_\_. It is the legislative intent that institutions of higher education identified in Section 4 of Senate Bill 2935 / House Bill 2930, relative to bond issuance, be authorized to proceed with the capital improvement projects identified in such legislation through bonds issued, if such bill becomes a law.

SECTION \_\_\_\_\_. The provisions of this section shall take effect upon becoming law, the public welfare requiring it.

Item 1. To municipalities and counties, \$200,000 is hereby appropriated to supplement the appropriation made in Section 42, Item 2, Chapter 405, Public Acts of 2019. Such funds shall be used to fund the state share of the cost of any law of general application which requires, without local discretion, that incorporated municipalities or county governments increase expenditures as a direct consequence of passage of any general law during the 2019 annual session of the 111th General Assembly.

Item 2. To municipalities and counties, \$100,000 is hereby appropriated to supplement the appropriation made in Section 42, Item 2, Chapter 651, Public Acts of 2020. Such funds shall be used to fund the state share of the cost of any law of general application which requires, without local discretion, that incorporated municipalities or county governments increase expenditures as a direct consequence of passage of any general law during the 2020 annual session of the 111th General Assembly.

It is the legislative intent that such funds appropriated by this section be divided and distributed to the various municipalities and counties as follows: fifty percent (50%)

to municipalities on the basis of population and fifty percent (50%) to counties on the basis of population.

SECTION \_\_\_\_\_. It is hereby recognized that Senate Bill 2734 / House Bill 2517, relative to drug-free school zones, will result in a savings in fiscal year 2020-2021 of \$3,500,000 recurring in the Department of Correction, State Prosecutions Account, and of \$3,500,000 recurring in the Department of Correction, Sentencing Act of 1985 Account (with a restoration of \$1,500,000 non-recurring to such account), if such bill becomes a law.

SECTION \_\_\_\_\_.

Item 1. From the funds appropriated to the Secretary of State, there is earmarked a sum sufficient for the sole purpose of funding any joint resolution calling for an amendment to the Tennessee constitution that is not otherwise funded in this act.

Item 2. From reserves available to the State Museum, there is earmarked the sum of \$30,000 for the sole purpose of implementing House Bill 2131 / Senate Bill 2301, relative to the designating of the Tennessee State Museum located at 1000 Rosa L. Parks Boulevard as the "Bill Haslam Center", if such bill becomes a law.

Item 3. From appropriations made pursuant to Section 1, Title III-15, Item 1, Chapter 460, Public Acts of 2017, for tuition assistance, and from reserves available to the Department of Military, there is earmarked the sum of \$100,000 for the sole purpose of implementing House Bill 2246 / Senate Bill 2177, relative to the extension of eligibility for tuition reimbursement provided to members of the Tennessee National Guard under the STRONG Act of 2017, if such bill becomes a law.

Item 4. From federal funds available pursuant to the Child Care Development Funds block grant to the Department of Human Services, there is earmarked the sum of \$54,300 for the sole purpose of implementing House Bill 2168 / Senate Bill 2253, relative to the creation of the Tennessee Child Care Task Force, if such bill becomes a law.

SECTION \_\_\_\_\_.

Item 1. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$177,900 (recurring) to the Department of Health for the sole purpose of implementing House Bill 2350 / Senate Bill 2312, relative to revisions to healthcare certificate of need (CON) requirements, if such bill becomes a law.

Item 2. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$25,000 (nonrecurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Tennessee State Parks Conservancy, to be used for costs related to the celebration and documentation of the women's suffrage centennial.

Item 3. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$174,000 (nonrecurring) to the Department of Economic and Community Development for the sole purpose of providing funding for the state's nine (9) development districts.

Item 4. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,000 (nonrecurring) to the City of Johnson City for the sole purpose of making a grant in such amount to the Washington County/Johnson City Veterans Memorial, to be used for expenses related to the memorial.

Item 5. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$400,000 (nonrecurring) to the Office of the Attorney General for the sole purpose of establishing or increasing oversight of the state employee health plan in cooperation with the Comptroller of the Treasury and third parties designated by the Office of the Attorney General and the Comptroller.

Item 6. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,579,300 (of which \$1,033,400 is recurring and of which \$545,900 is nonrecurring) to the Tennessee Bureau of Investigation for the sole purpose of funding the hiring of six (6) additional Special Agent Field Agents and two (2)

additional Special Agent Forensic Scientists. The Tennessee Bureau of Investigation is authorized to hire qualified personnel to fill these positions.

**AND FURTHER AMEND** in Section 4, Item 2 by deleting the following language:

The severance benefit plan shall consist of:

- (a) A base payment of \$3,200; and
- (b) College tuition assistance for 2 years to be capped at the average of the highest four-year public Tennessee college undergraduate level; provided, however, that such assistance shall only be provided for periods of actual attendance within a period of time to be determined by the Commissioner of Finance and Administration.

and substituting instead the following:

Benefits included in this buyout initiative plan may include, but not be limited to, the following:

- (1) A base payment plus an amount based on years of service and capped at an amount to be determined;
- (2) Extended health insurance benefits for a period of months to be determined, or a cash option to buy into COBRA health coverage, or a cash option equivalent to the extended health insurance benefit; and
- (3) College tuition assistance for 2 years to be capped at the average of the highest four-year public Tennessee college undergraduate level; provided, however, that such assistance shall only be provided for periods of actual attendance within a period of time to be determined by the Commissioner of Finance and Administration.

The Commissioner of Finance and Administration shall submit a copy of the buyout initiative plan to the Speaker of the Senate, Speaker of the House of Representatives, and Chairs of the Finance, Ways and Means Committees of the Senate and House of Representatives.

**AND FURTHER AMEND** in Section 5 by adding the following as a new Item 5:

Item 5. The appropriation in Chapter 651, Public Acts of 2020, Section 1, Title I, Item 1.2, House of Representatives, hereby is reduced \$107,800 recurring.

**AND FURTHER AMEND** in Section 5 by adding the following as a new Item 6:

Item 6. The appropriation in Chapter 651, Public Acts of 2020, Section 1, Title I, Item 1.3, State Senate, hereby is reduced \$37,350 recurring.

**AND FURTHER AMEND** in Section 5 by adding the following as a new Item 7:

Item 7. The appropriation in Chapter 651, Public Acts of 2020, Section 1, Title III-2, Item 2.3, Human Rights Commission, hereby is reduced \$400,000 recurring and restored \$400,000 non-recurring.

**AND FURTHER AMEND** in Section 5, Item 3 by deleting the following language:

The appropriation in Chapter 651, Public Acts of 2020, Section 1, Title III-9, Item 2.1k, Non-Public School Education Choice Programs, hereby is reduced \$26,500,000 non-recurring.

and substituting instead the following:

The appropriation in Chapter 651, Public Acts of 2020, Section 1, Title III-9, Item 2.1k, Non-Public School Education Choice Programs, hereby is reduced \$26,500,000 (\$25,000,000 being recurring and \$1,500,000 being non-recurring).

**AND FURTHER AMEND** in Section 4, Item 1 by deleting the following language:

(a) Amortization of Authorized and Unissued Construction Bonds, in the amount of \$18,379,000, recurring.

and substituting instead the following:

(a) Amortization of Authorized and Unissued Construction Bonds, in the amount of \$24,386,210, recurring.

### **HOUSEKEEPING PROVISIONS**

**AND FURTHER AMEND** in Section 1 by adding the language "the Speakers of the Senate and the House of Representatives," immediately before the language "the chairs of the Senate and House Finance, Ways and Means Committees".

**AND FURTHER AMEND** by requesting the Engrossing Clerk to:

- (1) Delete the bold underlined explanatory headings in this amendment; and
- (2) Exclude this paragraph from the engrossed bill.

Amendment No. \_\_\_\_\_

\_\_\_\_\_  
Signature of Sponsor

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____
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**AMEND Senate Bill No. 2931**

**House Bill No. 2922\***

by deleting each and every section of Senate Bill 2931 and substituting instead Sections 1 through 3 of Senate Bill 2931 as filed for introduction on June 1, 2020.



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Amendment No. \_\_\_\_\_

**FILED**  
Date \_\_\_\_\_  
Time \_\_\_\_\_  
Clerk \_\_\_\_\_  
Comm. Amdt. \_\_\_\_\_

\_\_\_\_\_  
**Signature of Sponsor**

**AMEND Senate Bill No. 2935**

**House Bill No. 2930**

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

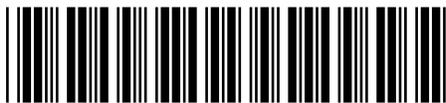
WHEREAS, the General Assembly recognizes the importance to the economic welfare and prosperity of the State of promoting economic growth, employment, and community development in the State and has in the past created the Department of Economic and Community Development to further such development and authorized the department to seek businesses to locate in the State; and

WHEREAS, the department intends to enter into agreements with Volkswagen Group of America Chattanooga Operations, LLC, to locate a new facility in Hamilton County; and

WHEREAS, this new facility will provide a substantial number of jobs and promote further economic growth, employment, and community development not only in Hamilton County but in the State as a whole; and

WHEREAS, the General Assembly finds that making grants to the Industrial Development Board of the City of Chattanooga, Tennessee, for acquisition of equipment and acquisition, site preparation, erection, construction, and equipment of sites and buildings, and infrastructure improvements and development in support of the location of Volkswagen Group of America Chattanooga Operations, LLC, in Tennessee, in accordance with agreements with them to be entered into and approval of the project by the State Building Commission, will serve the public purpose of promoting economic and community development in the State and for its inhabitants as a body, and is related to the function of the Department of Economic and Community Development in furthering such growth; and

WHEREAS, the department intends to enter into agreements with Amazon.com Services, Inc., to locate a new facility in Davidson County; and



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WHEREAS, this new facility will provide a substantial number of jobs and promote further economic growth, employment, and community development not only in Davidson County but in the State as a whole; and

WHEREAS, the General Assembly finds that making grants to the Industrial Development Board of the Metropolitan Government of Nashville and Davidson County, Tennessee, for acquisition of equipment and acquisition, site preparation, erection, construction, and equipment of sites and buildings, and infrastructure improvements and development in support of the location of Amazon.com Services, Inc., in Tennessee, in accordance with agreements with them to be entered into and approval of the project by the State Building Commission, will serve the public purpose of promoting economic and community development in the State and for its inhabitants as a body, and is related to the function of the Department of Economic and Community Development in furthering such growth; now, therefore, BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. The state of Tennessee, acting by resolutions of its funding board, is hereby authorized and empowered to issue and sell direct general obligation bonds of the state of Tennessee in amounts not to exceed one hundred sixty-seven million eighty-five thousand dollars (\$167,085,000) to effectuate the purposes specified in Section 4 of this act. Further, the funding board is authorized to sell bonds in amounts not to exceed two and one-half percent (2.5%) of the amounts specified above and authorized in Section 4, for the purpose of funding discount and costs of issuance. Such bonds may be issued and sold in one (1) block or in several installments and separately or together with other general obligation bonds of the state of Tennessee as the board may determine, either at public or private sale as provided by law.

SECTION 2. The bonds and the interest bearing coupons attached thereto, if any, shall be in such form, mature at such time or times within twenty (20) years from the date of their issuance subject to Section 7 of this act, be executed in such manner, be payable at such place or places both as to principal and interest, and be in such denominations and bear such rate or rates of interest, payable in such manner, as the funding board shall by resolution direct; provided, however, that the maximum rate determined by the funding board in no instance shall exceed the legal rate as provided in Tennessee Code Annotated, Section 47-14-103. The bonds and interest payable thereon shall be exempt from

taxation by the state of Tennessee or by any county, municipality, or taxing district of the state except inheritance, transfer, and estate taxes.

SECTION 3. When the bonds are so issued and sold, they shall be direct general obligations of the state of Tennessee for the payment of which well and truly to be made according to the tenor, effect, and terms thereof the full faith and credit of the state, together with its taxing power, shall irrevocably be pledged; and the bonds as authorized in this act shall be issued agreeable to the terms of Tennessee Code Annotated, Title 9, Chapter 9; and they shall be financed, retired, and paid both as to principal and interest as provided in that chapter and shall be subject to the terms and conditions therein and herein contained. When the bonds are sold and proceeds paid over to the state treasurer, the funds shall be paid out by the treasurer and the proper fiscal officers of the state, as provided by general law and this act, but only, except for accrued interest paid as part of the purchase price on order of the proper administrative authorities of the agency or department in this act named for the benefit of which such bonds have been authorized and only to the extent such bonds have in fact been issued for the benefit of such agency or department.

SECTION 4. The proceeds of any and all issues of bonds authorized in this act shall be allocated to the following departments:

(1) Department of Finance and Administration in the amount of fifty-two million eighty-five thousand dollars (\$52,085,000) and expended for the purposes of acquisition of equipment and sites, and erection, construction, and equipment of sites and buildings, expressly including the acquisition of existing structures for expansion, improvements, betterments, and extraordinary repairs to existing structures, and for the purpose of making grants to any county, metropolitan government, incorporated town, city, special district of the state, or any governmental agency or instrumentality of any of them, if such project grant is approved by the State Building Commission. Such grants so identified and approved are determined to be for a public purpose.

(2) Department of Finance and Administration in the amount of fifty million dollars (\$50,000,000) and expended for the purpose of making grants to The Industrial Development Board of the City of Chattanooga for the Volkswagen Group of America Chattanooga Operations, LLC, project and expended for the purpose of acquisition of equipment and acquisition, site

preparation, erection, construction, and equipment of sites and buildings, and infrastructure improvements and development, including, but not limited to, sewer, water, utility, and rail infrastructure, whether or not such infrastructure is owned by the Industrial Development Board of the City of Chattanooga.

(3) Department of Finance and Administration in the amount of sixty-five million dollars (\$65,000,000) and expended for the purpose of making grants to The Industrial Development Board of the Metropolitan Government of Nashville and Davidson County for the Amazon.com Services, Inc., project and expended for the purpose of acquisition of equipment and acquisition, site preparation, erection, construction, and equipment of sites and buildings, and infrastructure improvements and development, including, but not limited to, sewer, water, utility, and rail infrastructure, whether or not such infrastructure is owned by the Industrial Development Board of the Metropolitan Government of Nashville and Davidson County.

(4) In its discretion the funding board is authorized to issue bonds in amounts not to exceed two and one-half percent (2.5%) of the amounts specified above in subdivision (1), the proceeds of which are to be allocated to such departments as determined by the funding board and expended for the purpose of funding discount and the costs of issuance.

SECTION 5. The proper authorities enumerated in this act and charged with the duty of expending the funds shall have authority to proceed with the projects authorized in this act and for that purpose may hire an architect or architects, advertise for bids, and award contracts, all within the provisions of the general law, expressly including Tennessee Code Annotated, Title 4, Chapter 15, and rules of the state building commission, and in agreement with the terms of this act. No contract, including a contract for architectural services, involving a project authorized by this act, which is subject to the approval of the state building commission, shall be entered into unless and until that contract shall have been approved by the state building commission. The foregoing provisions shall not apply to any grants authorized in this act, but the department of finance and administration, charged with the duty of expending funds, shall have the authority to enter into such grant contracts and perform in accordance with their terms only after the projects have been approved by the state building commission.

SECTION 6. The allocation made to each agency or department as provided in Section 4 may be applied as determined by the funding board to bear its appropriate portion of discount and costs of issuance.

SECTION 7. Pending the issuance of the definite bonds authorized by this act, the state of Tennessee, acting by resolutions of its funding board, is authorized and empowered to issue and sell, either at public or private sale, together with accrued interest thereon, its interest-bearing bond anticipation note or notes. Such note or notes shall be authorized by resolution of the funding board. The note or notes shall bear such date or dates, bear interest at such rate or rates, be in such denominations, be in such form, be executed in such manner, be payable in such medium of payment, at such place or places, and mature on such date or dates, subject to such terms and conditions as such resolution or resolutions may provide. In its discretion, the funding board may provide that a bond anticipation note or any renewal of such note may mature more than five (5) years from the date of issue of the original note; provided, that an amortization schedule of repayment of principal is established for the project funded by the note and provisions are made such that any note or renewal note or bond refunding such note attributed to the financing of such project shall be redeemed or retired no later than either twenty-five (25) years from the date of issue of such original note or twenty (20) years from the date the project is completed and placed in full service, whichever is earlier. Provisions of general law with respect to authentication, execution, and registration of general obligation bonds of the state of Tennessee shall also apply to the notes to the extent applicable. The note or notes and the interest payable thereon shall be exempt from taxation by the state of Tennessee or by any county, municipality, or taxing district of the state except inheritance, transfer, and estate taxes. Any resolution or resolutions of the funding board authorizing the issuance of such bond anticipation note or notes shall provide that the same are issued in anticipation of the bonds authorized under this act and shall further provide that the full faith and credit and taxing power of the state of Tennessee are pledged to the payment thereof.

In its discretion the funding board is authorized to issue bond anticipation notes, the proceeds of which are to be allocated to the funding board and expended for the purpose of funding discount and the costs of issuance, as part of the two and one-half percent (2.5%) additional amounts authorized by Section 4 of this act.

SECTION 8. No bonds shall be issued under the authority of this act until such time as the general assembly has appropriated sufficient funds to pay the first year's obligation of principal and interest on the amount of bonds to be issued and the state funding board has determined that such funds are available.

SECTION 9. Notwithstanding any other provision of this act to the contrary, the bonds and bond anticipation notes authorized by this act may be designated "college savings bonds" and be issued pursuant to the provisions of the Baccalaureate Education Savings for Tennessee Act, Chapter 190, Public Acts of 1989.

SECTION 10. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 11. No expenditure of public funds pursuant to this act shall be made in violation of the provisions of Title VI of the Civil Rights Act of 1964, as codified in 42 United States Code 2000(d).

SECTION 12. This act shall take effect upon becoming a law, the public welfare requiring it.

Amendment No. \_\_\_\_\_

  
\_\_\_\_\_  
Signature of Sponsor

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

**AMEND Senate Bill No. 2935\***

**House Bill No. 2930**

by deleting the language "Amazon.com Services, Inc." wherever it appears and substituting instead the language "Amazon.com Services LLC."



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Amendment No. \_\_\_\_\_

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____
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\_\_\_\_\_  
**Signature of Sponsor**

**AMEND Senate Bill No. 2935\***

**House Bill No. 2930**

by deleting in Section 1 the language "one hundred sixty-seven million eighty-five thousand dollars (\$167,085,000)" and substituting instead the language "two hundred twenty-one million six hundred ninety-six thousand dollars (\$221,696,000)".

**AND FURTHER AMEND** by deleting subdivision (4) in Section 4 and substituting instead the following:

(4) Department of Finance and Administration in the amount of thirty-two million nine hundred eleven thousand dollars (\$32,911,000) to be allocated and expended for purposes of the University of Memphis STEM Research and Classroom Building and the acquisition of equipment and sites, and erection, construction and equipment of sites and buildings, expressly including the acquisition of existing structures for expansion, improvements, betterments and extraordinary repairs to existing structures.

(5) Department of Finance and Administration in the amount of twenty-one million seven hundred thousand dollars (\$21,700,000) to be allocated and expended for purposes of the Tennessee Board of Regents – TCAT Chattanooga Advanced Manufacturing Building and the acquisition of equipment and sites, and erection, construction and equipment of sites and buildings, expressly including the acquisition of existing structures for expansion, improvements, betterments and extraordinary repairs to existing structures.

(6) In its discretion the funding board is authorized to issue bonds in amounts not to exceed two and one-half percent (2.5%) of the amounts specified above in subdivisions (1) through (5), the proceeds of which are to be allocated to such departments as determined by the funding board and expended for the purpose of funding discount and the costs of issuance.



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House 2-Year Structurally Balanced Budget Schedule

	2019-2020	2020-2021		2021-2022	
		Recurring	Nonrecurring	Recurring	Nonrecurring
<b>I. Projected Deficit</b>	\$ (500,000,000)	\$ (1,000,000,000)		\$ (615,466,478)	
<b>II. Revenue Estimate Adjustment - GF</b>					
Prior Year Balance	\$ -		\$ 429,990,340		\$ 206,387,362
<b>Beginning Balance</b>	<b>\$ (500,000,000)</b>	<b>\$ (1,000,000,000)</b>	<b>\$ 429,990,340</b>	<b>\$ (615,466,478)</b>	<b>\$ 206,387,362</b>
<b>III. Available Revenue and Reserves</b>					
<b>Total Available Revenue and Reserves from Admin Proposal</b>	<b>\$ 1,000,700,000</b>	<b>\$ 67,650,000</b>	<b>\$ 210,000,000</b>	<b>\$ 290,000,000</b>	<b>\$ 60,000,000</b>
<b>IV. Reductions</b>					
<b>Subtotal Budget Reductions from Admin Proposal</b>	<b>\$ -</b>	<b>\$ 283,780,200</b>	<b>\$ 81,856,100</b>	<b>\$ 240,000,000</b>	<b>\$ -</b>
<b>V. Cost Increases - New</b>					
<b>Subtotal Cost Increases from Admin Proposal</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ (50,000,000)</b>	<b>\$ (220,000,000)</b>	<b>\$ -</b>
<b>VI. Capital Outlay</b>					
<b>Subtotal Capital Outlay from Admin Proposal</b>		<b>\$ (18,379,000)</b>	<b>\$ 265,802,300</b>	<b>\$ -</b>	<b>\$ -</b>
<b>VII. Legislative Adjustments</b>					
<b>Recognize Additional Revenue or Reduced Expenditures</b>					
a. Unallocated revenue from March Budget		\$ 1,155,882	\$ 1,452,800		
b. HB 2517 / SB 2734 - Amends Drug-Free Zones		\$ 7,000,000	\$ (1,500,000)		
c. HB 1930 / SB 2492 - Alcohol Omnibus Bill		\$ 388,900			
d. HB 1642 / SB 2485 - Alcohol - TN State Fairgrounds		\$ 27,800			
e. HB 2330 / SB 2243 - Alcohol - Bristol Motor Speedway		\$ 27,800			
f. HB 1723 / SB 1560 - Alcohol - Memphis Zoo		\$ 18,500			
g. HB 2208 / SB 2139 - Aerial Pesticide Reporting Requirements		\$ 14,400			
h. HB 1678 / SB 1638 - Alcohol - The Register in Davidson Co.		\$ 9,300			
i. HB 618 / SB 1497 - Amends Slow Poke Law		\$ 1,900			
j. HB 2157 / SB 2097 - FAST Act		\$ 1,053,300	\$ (1,053,300)		
k. HB 1593 / SB 2207 - P2P Car Sharing		\$ 67,500	\$ (16,900)		
<b>Reserve Transfers</b>					
a. Exclude Regulatory and Health-Related Boards Reserves	\$ (70,000,000)				
b. Exclude Beef Promotion Board Reserve	\$ (656,349)				
c. Exclude Cotton Growers Organization Reserve	\$ (53,311)				
<b>Revenue Legislation</b>					
a. Marketplace Facilitator / Wayfair Fiscal Note Reconciliation		\$ 3,600,400	\$ (7,812,600)		
b. Delay Hall Tax elimination to 2025 - Keep at 1%				\$ 48,750,000	
c. One-Time Sales Tax Holiday			\$ (100,000,000)		
<b>Reductions to Base Budget</b>					
a. Reduce Recurring ESA Funding by \$25M		\$ 25,000,000	\$ (25,000,000)		
b. Eliminate Vacant Positions		\$ 20,000,000	\$ 20,000,000	\$ 20,000,000	
c. Recognize Savings from Employee Buyout				\$ 65,000,000	
d. Additional Base Reductions - All Agencies				\$ 200,000,000	
e. Eliminate Raises for Members of the General Assembly		\$ 145,150			
f. Reduce Human Rights Commission - Replace with Nonrecurring		\$ 400,000	\$ (400,000)		
<b>Cost Increases</b>					
a. Adjust distribution and permissible uses of County/City Grants			\$ -		
b. State Share of 2019 Bills with Local Cost			\$ (200,000)		
c. State Share of 2020 Bills with Local Cost			\$ (100,000)		
d. Legislation with state fiscal impact					
1. HB 2350 / SB 2312 - Replace lost dedicated revenue to Health		\$ (177,900)			
2. Legislation with state fiscal impact \$50K or less		\$ (210,000)	\$ (10,000)		
e. Attorney General - State Employee Health Plan Oversight			\$ (400,000)		
f. TBI - 6 Field Agents and 2 Forensic Scientists		\$ (1,033,400)	\$ (545,900)		
g. TN State Parks Conservancy - Grant for Women's Suffrage			\$ (25,000)		
h. Restore funding to Development Districts (non-recurring)			\$ (174,000)		
i. Grant for Washington County / Johnson City Veterans Memorial			\$ (10,000)		
<b>Debt Service</b>					
a. Issue Bonds - Restore 2 FY21 Capital Outlay Projects					
1. Bond UM STEM Bldg. - \$32,911,000		\$ (3,620,210)			
2. Bond TCAT Chatt. Adv. Mfg. Bldg. - \$21,700,000		\$ (2,387,000)			
<b>Subtotal Legislative Adjustments</b>	<b>\$ (70,709,660)</b>	<b>\$ 51,482,322</b>	<b>\$ (115,794,900)</b>	<b>\$ 333,750,000</b>	<b>\$ -</b>
<b>VIII. Total Reductions, Cost Increases, and Capital Outlay</b>	<b>\$ (70,709,660)</b>	<b>\$ 316,883,522</b>	<b>\$ 181,863,500</b>	<b>\$ 353,750,000</b>	<b>\$ -</b>
<b>IX. Ending Balance</b>	<b>\$ 429,990,340</b>	<b>\$ (615,466,478)</b>	<b>\$ 821,853,840</b>	<b>\$ 28,283,522</b>	<b>\$ 266,387,362</b>