

**PUBLIC CHAPTER NO. 513****SENATE BILL NO. 1775****By Southerland****Substituted for: House Bill No. 2128****By Fitzhugh**

AN ACT to amend Tennessee Code Annotated, Title 50, Chapter 6, relative to workers' compensation.

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

SECTION 1. Tennessee Code Annotated, Section 50-6-207(1), is amended by adding the following as a new subdivision (C) thereto:

(C) Any person who has drawn unemployment compensation benefits and who subsequently receives compensation for temporary disability benefits under a workers' compensation law with respect to the same period shall be required to repay the unemployment compensation benefits provided the amount to be repaid does not exceed the amount of temporary disability benefits.

SECTION 2. Tennessee Code Annotated, Section 50-6-237(c), is amended by deleting the second sentence in its entirety and by substituting instead the following:

Parties entering into the benefit review conference process are required to mediate in good faith. Each party must be prepared to consider offers made by the other party. When a specialist determines that a party is not prepared to mediate as required or believes a party is not mediating in good faith, the specialist shall include comments to that effect in the report of the proceeding. Failure to comply with this section may subject the party or their representative to a civil penalty of not less than fifty dollars (\$50.00) nor more than five thousand dollars (\$5000).

SECTION 3. This bill shall become law on July 1, 2007, the public welfare

**PASSED: June 7, 2007**

  
RON RAMSEY  
SPEAKER OF THE SENATE

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

**APPROVED this 25th day of June 2007**

  
PHIL BREDEESEN, GOVERNOR