

HOUSE BILL 3859

By Camper

AN ACT to amend Tennessee Code Annotated, Title 29,
Chapter 20, relative to governmental tort liability.

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

SECTION 1. Tennessee Code Annotated, Section 29-20-102(3)(B)(iii), is amended by deleting the subdivision in its entirety and by substituting instead the following:

(iii) This subdivision (3)(B) shall apply to all claims filed on or after July 1, 2003.

SECTION 2. Tennessee Code Annotated, Section 29-20-107, is amended by designating the existing subsections (e), (f), and (g) as new subsections (f), (g), and (h), respectively, and by adding the following as a new subsection (e):

(e) Any medical professional employed by a nonprofit public benefit corporation operating a hospital pursuant to § 29-20-102(3)(B)(i) shall be considered to be an employee of that governmental entity for the purposes of this chapter without regard to the elements set forth in subsection (a). For the purposes of this subsection (e), "medical professional" includes, but is not limited to, any registered nurse, nurse practitioner or any physician so long as at least fifty percent (50%) of that physician's patient population is treated at a hospital being operated pursuant to § 29-20-102(3)(B)(i).

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