

Amendment No. 8 to HB0194

Fitzhugh
Signature of Sponsor

AMEND Senate Bill No. 200*

House Bill No. 194

by deleting SECTION 3 of the bill, as amended by amendment # 4568, in its entirety and renumbering the subsequent sections accordingly.

AND FURTHER AMEND by deleting subdivision (c)(1) in Section 82 of the bill, as amended by amendment #4568, and substituting the following:

(c)(1) All hearings shall be conducted within the timeframes adopted by the administrator through the promulgation of rules. The Tennessee Rules of Evidence and the Tennessee Rules of Civil Procedure shall govern proceedings at all hearings before a workers' compensation judge.

AND FURTHER AMEND by adding the following new language as a new SECTION 101 of the bill as amended by amendment # 4568 and by renumbering remaining sections accordingly:

SECTION 101. Tennessee Code Annotated, Title 50 ,Chapter 6, Part 1, is amended by adding the following language as a new, appropriately designated section:

50-6-1___. Notwithstanding any provision of this chapter to the contrary, with regard to the promulgation of any rule authorized by this act or with regard to any amendment to any current rules of the division of workers' compensation that may be necessary to implement any section of this act or this chapter, the following procedures shall apply:

(1) The administrator or the division shall consult with the advisory council on workers' compensation, established by § 50-6-121, concerning all rules or amendments prior to the submission of the rules or amendments by the division to the attorney general and reporter for review as required by § 4-5-211;

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(2) The administrator or the division shall precede all rulemaking with notice and a public hearing and, in addition to any notice of hearing provided to the secretary of state pursuant to § 4-5-203, shall publish notice of any rulemaking hearings on the division's web site;

(3) The administrator or the division shall not promulgate any rules under this act or amendments to any current rules as a proposed rule pursuant to § 4-5-202 or as an emergency rule pursuant to § 4-5-208; and

(4) The government operations committees of the senate and the house of representatives meeting jointly or separately shall review, as provided in § 4-5-226, all rules or amendments promulgated as authorized by this act prior to the effective date of the rules or amendments.