

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 250 - SB 415

February 25, 2014

SUMMARY OF ORIGINAL BILL: Authorizes the Board of Funeral Directors and Embalmers (the Board) to suspend, revoke, or refuse a license to any current or potential licensee who: is affiliated with a health care institution, including an officer, administrator or board member of an institution, or any person who owns over five percent of such institution; or enters into an arrangement with an organization where the primary focus is end-of-life services.. This would not prohibit an individual from providing charitable donations to a registered not-for-profit that focuses on healthcare nor does it apply to anyone who serves on a board or within an organization if such person receives no compensation.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

IMPACT TO COMMERCE OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (012281): Deletes all language after the enacting clause. Authorizes the Board of Funeral Directors and Embalmers (the Board) to suspend, revoke, or refuse a license to any current or potential licensee who: is affiliated with a health care institution, including an officer, administrator or board member of an institution; or enters into an arrangement with an organization where the primary focus is end-of-life services. This would not prohibit an individual from providing charitable donations to a registered not-for-profit that focuses on healthcare nor does it apply to anyone who serves on a board or within an organization if such person receives no compensation.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- This bill will affect licensees but will have no significant fiscal impact on the Board.

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- Pursuant to Tenn. Code Ann. § 4-3-1011, all regulatory boards are required to be self-supporting over a two-year period. The Board had a deficit of \$484,954 in FY11-12, a deficit of \$98,294 in FY12-13, and a closing reserve balance of \$714,380 on June 30, 2013.

IMPACT TO COMMERCE WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- This bill may result in the suspension, revocation, or refusal of one or more current or potential licensees; however, the number of such instances is estimated to be minimal.
- Any current licensees or applicants who are refused licenses would be replaced by those licensees or applicants who meet these provisions of this act; therefore, there will be no significant impact to jobs or commerce in this state.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.



Lucian D. Geise, Executive Director

/jdb