

SENATE BILL 98

By Norris

AN ACT to amend Tennessee Code Annotated, Title 63, Chapter 1, Part 1 and Title 68, Chapter 11, Part 3, relative to access to records when responding to an imminent threat to public health.

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

SECTION 1. Tennessee Code Annotated, Section 63-1-117, is amended by adding the following language as a new, appropriately designated subsection:

Pursuant to § 68-1-104, the commissioner or the commissioner's designee, upon request, shall obtain access to records maintained by any facility, entity, or individual licensed under this title. Access shall be given in the most efficient and expedient means possible, including remote electronic access, to facilitate investigations and inquiries while responding to an immediate threat to the public health, welfare, or general good. Electronic access shall be limited to the duration of the outbreak, event, or time in which the public health is under immediate threat as determined by the commissioner.

SECTION 2. Tennessee Code Annotated, Section 68-11-304, is amended by adding the following language as a new, appropriately designated subsection:

Pursuant to § 68-1-104, the commissioner or the commissioner's designee, upon request, shall obtain access to records maintained by any facility, entity, or individual licensed under title 63. Access shall be given in the most efficient and expedient means possible, including remote electronic access, to facilitate investigations and inquiries while responding to an immediate threat to the public health, welfare, or general good. Electronic access shall be limited to the duration of the outbreak, event, or time in which the public health is under immediate threat as determined by the commissioner.

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