

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 892 – HB 1003

March 25, 2015

**SUMMARY OF ORIGINAL BILL:** Makes disclosures of protected healthcare information in healthcare liability actions permissible disclosures under Tennessee law.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

**SUMMARY OF AMENDMENT (005139):** Removes language making disclosures of “any other information relevant to the analysis and evaluation of any asserted claim” permissible disclosures.

**FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:**

**Unchanged from the original fiscal note.**

Assumptions for the bill as amended:

- Under current law, a disclosure of protected health information by a healthcare provider is permissible if made in response to a court order.
- The bill makes disclosures of protected healthcare information or other relevant information permissible disclosures under Tennessee law.
- Some examples listed in the bill are opinions as to the standard of care of any defendant, compliance with or breach of the standard, causation of the alleged injury, or any other information relevant to the early analysis and evaluation of a plaintiff’s claim.
- The bill deals primarily with civil procedure matters. The bill will not significantly impact the courts’ caseload.

**CERTIFICATION:**

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

A handwritten signature in black ink that reads "Jeffrey L. Spalding".

Jeffrey L. Spalding, Executive Director

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