

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 724 - SB 791

April 7, 2015

SUMMARY OF BILL: Creates the “Mission Tennessee Act (Act)” Authorizes each healthcare professional and facility in this state to offer healthcare services in return for no compensation. Requires the Department of Health (DOH) to develop a waiver form for patients to sign prior to receiving such free healthcare services, effectively releasing any liability, including any civil action, or cause of action for civil damages subsequently brought against the healthcare professional as a result of any act or omission by the healthcare professional or facility in rendering the healthcare services or as a result of any act or failure to act to provide or arrange for further healthcare services for the person, except for damages that result from the gross negligence or willful misconduct of the healthcare professional or facility in rendering the healthcare services as stated on the waiver form. In any cause of action brought against a healthcare professional or facility for damages resulting from the gross negligence or willful misconduct of the healthcare professional or facility in rendering any healthcare service pursuant to this act, the prevailing party shall be entitled to reasonable attorney’s fees and court costs. Specifies that a healthcare professional or facility offering healthcare services pursuant to this act is not required to register or otherwise comply with the *Volunteer Health Care Services Act*. This act shall take effect July 1, 2015.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Based on information provided by DOH, the Department can develop and distribute the waiver form required utilizing existing resources at no additional cost.
- Any healthcare services provided will be voluntary.
- Any fees charged to customers of such clinics will not impact the state.

CERTIFICATION:

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

Handwritten signature of Jeffrey L. Spalding in black ink.

Jeffrey L. Spalding, Executive Director

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/jdb