

SENATE

FINANCE, WAYS AND MEANS COMMITTEE CALENDAR

TUESDAY, APRIL 5, 2016 AT 8:30 AM

AND

WEDNESDAY, APRIL 6, 2016, AT 2:00 PM

LEGISLATIVE PLAZA ROOM 12 LP

COMMITTEE MEMBERS:

MCNALLY (R) CHAIRMAN
WATSON (R) 1ST VICE CHAIRMAN
OVERBEY(R) 2ND VICE CHAIRMAN

DICKERSON (R)
HAILE (R)
HARPER (D)
HENSLEY (R)

KETRON (R)
NORRIS (R)
STEVENS (R)
TATE (D)

CONSENT CALENDAR

1. [SB 2074](#) *Overbey (HB 1656 by *Johnson)

Hospitals and Health Care Facilities - As introduced, requires the bureau of TennCare to notify the chair of the house health committee and the chair of the senate health and welfare committee prior to the bureau reducing supplemental transition payments on a pro rata basis from the nursing home assessment trust fund. - Amends TCA Title 68 and Title 71.

2. [SB 1473](#) *Tracy (HB 1523 by *Matlock, Rogers)

Highways, Roads and Bridges - As introduced, increases from 10 to 30 the number of days an owner of a utility facility that is located in a state highway right-of-way has to respond to a second relocation notice; increases from 10 to 30 the number of days an owner has to file the reservation of rights notice with the department of transportation. - Amends TCA Title 54.

3. [SB 1474](#) *Tracy (HB 1524 by *Matlock, Rogers)

Motor Vehicles, Titling and Registration - As introduced, changes the date from March 1 to March 15 for the deadline when the commissioner of revenue, or the commissioner's designee, is required to appear before the transportation committees of the senate and house to provide a status report on the computerized titling and registration system. - Amends TCA Title 55.

4. [SB 1964](#) *Tracy (HB 1776 by *Marsh, Brooks K)

Common Carriers - As introduced, removes restriction that permitted nondivisible overweight loads less than 150,000 pounds that are carried by truck tractor and semi-trailer combinations not exceed 50 feet in length. - Amends TCA Title 55, Chapter 7.

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REGULAR CALENDAR

- 1. [SB 1466](#) *McNally, Yager, Crowe, Briggs, Bowling (HB 1731 by *Sexton C, Lamberth)
Hospitals and Health Care Facilities - As introduced, imposes licensure and certificate of need requirements on pain management clinics. - Amends TCA Title 63 and Title 68.**
- 2. [SB 2558](#) *Norris, McNally (HB 1554 by *McCormick, Brooks K, Sargent, Daniel)
Taxes - As introduced, specifies additional circumstances under which the commissioner of revenue may waive penalties for delinquent franchise and excise taxes; alters the formula for calculating quarterly estimated payments for franchise and excise taxes; reduces penalties for deficient or delinquent estimated franchise and excise tax payments from five percent to two percent per month; makes other related revisions. - Amends TCA Title 67.**
- 3. [SB 2565](#) *Norris (HB 2574 by *McCormick, Brooks K, Smith, Cooper, Rogers, White M)
Basic Education Program (BEP) - As introduced, eliminates an obsolete provision of Tennessee Code Annotated concerning the BEP. - Amends TCA Title 49, Chapter 3, Part 3.**

4. [SB 2576](#) *Norris (HB 1427 by *White M, Hardaway, Akbari, Love, Lamberth, Lollar, Powers, McManus, Byrd)

Criminal Procedure - As introduced, requires law enforcement officers to do NCIC criminal records check upon each arrest, creates a statutory procedure for bail revocation hearing for the denial of bail based on criminal act while on bail; requires special bail conditions if person has prior DUI offenses. - Amends TCA Title 40.

5. [SB 2595](#) *Norris (HB 2117 by *McCormick, Lamberth, Hardaway)

Scholarships and Financial Aid - As introduced, revises the provisions governing eligibility and funding for the community college reconnect grant. - Amends Chapter 363 of the Public Acts of 2015.

6. [SB 0407](#) *Overbey, Bowling (HB 0464 by *Ramsey, Stewart, Akbari, Lamberth, Favors, Rogers, Hardaway)

Probation and Parole - As introduced, specifically permits the board of probation and parole to deny an inmate's parole if the board reasonably believes that the inmate is using the parole hearings to intimidate and harass the victim in violation of Article 1, § 35 of the Tennessee Constitution; adds other grounds for denial. - Amends TCA Title 40, Chapter 28, Part 1 and Title 40, Chapter 35, Part 5.

7. [SB 1584](#) *Overbey (HB 1983 by *Ramsey, Hawk, White M)

Scholarships and Financial Aid - As introduced, allows eligible students to receive the STEP UP scholarship for up to four years; changes the entity that, recognition from which, makes a postsecondary program eligible for purposes in the STEP UP scholarship. - Amends TCA Section 49-4-943.

8. [SB 1586](#) *Overbey, Beavers, Bowling (HB 1981 by *Ramsey, Swann)

Criminal Offenses - As introduced, creates the Class E felony offense of manufacturing marijuana concentrate by a process which uses an inherently hazardous substance like butane; creates Class A misdemeanor of owner of premises knowingly allowing the process to occur on the premises; makes manufacturing marijuana concentrate by a process which uses a hazardous substance when a child is present child abuse. - Amends TCA Title 39, Chapter 15, Part 4 and Title 39, Chapter 17, Part 4.

9. [SB 2399](#) *Overbey (HB 2424 by *Goins)

DUI Offenses - As introduced, allows a judge to use funds from the interlock assistance fund to pay for a portion of the cost of transdermal monitoring if the judge determines that a person so ordered cannot pay some portion of the cost of the device. - Amends TCA Title 40 and Title 55.

10. [SB 2402](#) *Overbey, Johnson (HB 2228 by *Zachary, Towns)

Insurance Companies, Agents, Brokers, Policies - As introduced, establishes a new method by which a captive insurance company may redomesticate to this state; requires legal actions brought against a protected cell captive insurance company to specify which protected cells are a party to a suit; makes changes with regard to the taxation of certain captive insurance companies and those who own such companies. - Amends TCA Title 56.

11. [SB 1886](#) *Stevens (HB 1634 by *Casada)

Taxes, Privilege - As introduced, requires the department of revenue to notify taxpayers by mail or e-mail of the amount of professional privilege tax owed, due date, and any electronic filing or payment requirement. - Amends TCA Title 67, Chapter 4, Part 17.

12. [SB 2538](#) *Norris, Stevens, Gresham, Jackson (HB 2570 by *McCormick, Harwell, Brooks K, Williams, Halford, Doss, Reedy, Powers, Fitzhugh, Moody, Hazlewood, Weaver, Byrd, Littleton, Windle, Kane, Ramsey, Carter, Shepard, Beck, Alexander, Brooks H, Johnson, Kumar, Dunlap, Sanderson, Holt, Travis, Ragan, Shaw, Casada, Eldridge, Holsclaw, Forgety, Howell, McDaniel, Jenkins, Marsh, Butt, Dunn, Hardaway, Terry, Durham)

Economic and Community Development - As introduced, enacts the "Rural Economic Opportunity Act of 2016"; authorizes a job tax credit for qualified business enterprises located in tier 4 enhancement counties; specifies the minimum jobs criteria and requirements to qualify for the credit; establishes the propelling rural economic progress (P.R.E.P.) fund; establishes guidelines for making grants from the P.R.E.P. fund. - Amends TCA Title 4, Chapter 3 and Title 67, Chapter 4.

13. [SB 0688](#) *Watson, Bowling (HB 0669 by *Johnson)

General Assembly - As introduced, clarifies what topics are to be included in orientation for new members of the general assembly; removes obsolete reference. - Amends TCA Title 3.

14. [SB 2365](#) *Watson, Ramsey, Bowling (HB 1886 by *Johnson)

Revenue, Dept. of - As introduced, requires commissioner to report to the finance, ways and means committees of the senate and house by January 31, 2017, the number of taxpayers that submitted documents in paper form to the department in lieu of submitting documents electronically during tax year 2016. - Amends TCA Title 4 and Title 67.

- 15. [SB 0937](#) *Watson, Briggs, Kelsey, Massey, Haile, Bell, Crowe, Niceley, Gardenhire, Gresham, Southerland, Dickerson, Green, Ketron, Norris, Hensley, Yager, Tate, Harris, Bowling** (HB 0963 by *Lundberg, Rogers, DeBerry, Todd, Daniel, Sexton C)

Insurance, Health, Accident - As introduced, enacts the "Healthcare Provider Stability Act." - Amends TCA Title 56, Chapter 7.

- 16. [SB 1373](#) *Kyle** (HB 0577 by *Hardaway, Cooper, Fitzhugh, Armstrong, Miller, Camper, Hill T, Akbari, Ramsey, Sanderson, McDaniel, Harrison, Todd, Shaw, Towns, Clemmons, White M, Love, McManus, Ragan, Turner, Keisling, Casada, DeBerry, McCormick, Coley, Mitchell)

Transportation, Dept. of - As introduced, requires county boards of education to submit the names of persons certified to drive school buses to the department of safety in order to be notified when a certified person's driver license is suspended or revoked; requires child care agencies to submit the names of persons transporting children to the department of safety in order to be notified when the driver license of a person who transports children is suspended or revoked. - Amends TCA Title 49, Chapter 6, Part 21; Title 55, Chapter 50; Title 55, Chapter 52 and Title 71, Chapter 3, Part 5.

- 17. [SB 1477](#) *Beavers, Kelsey** (HB 1424 by *Pody, Lamberth, Weaver)

Handgun Permits - As introduced, reduces the fee for a lifetime handgun carry permit from \$500 to \$200. - Amends TCA Section 39-17-1351.

- 18. [SB 1690](#) *Bell** (HB 1503 by *Hawk, McManus, Rogers)

Environmental Preservation - As introduced, adds costs, restitution awards, and other recoveries collected or received by the state pursuant to the Tennessee Petroleum Underground Storage Tank Act to the list of items to be deposited into the petroleum underground storage tank fund. - Amends TCA Title 68.

- 19. [SB 2387](#) *Bell, Bowling** (HB 2414 by *Lynn, Matlock, Lamberth, Alexander, Holt, Howell, Brooks K, Weaver, Zachary, Keisling, Durham, Littleton)

Students - As introduced, requires students in public schools and public institutions of higher education to use restrooms and locker rooms that are assigned to persons of the same sex as that shown on the students' birth certificates. - Amends TCA Title 49.

- 20. [SB 2228](#) *Southerland** (HB 2169 by *Hawk)

Hazardous Materials - As introduced, adds certain recyclers to the list of parties who are exempt from liability under the Hazardous Waste Management Act of 1983. - Amends TCA Section 58-2-604 and Section 68-212-202(a)(4)(E).

- 21. [SB 0544](#) *Yager, Overbey** (HB 0544 by *Carter, Lundberg, Ramsey, Lamberth, Holt, Farmer)
Courts, General Sessions - As introduced, enacts the "Senior General Sessions and Juvenile Judge Enabling Act"; enables the creation of a program whereby the supreme court can designate a senior general sessions or juvenile judge to relieve court congestion in a needed area; funding to come from an increase of \$1.00 on the \$5.00 fee assessed against each traffic citation resulting in conviction. - Amends TCA Title 16, Chapter 15 and Title 55, Chapter 10.
- 22. [SB 1626](#) *Yager, Ketron, Briggs, Dickerson** (HB 1742 by *McCormick, Hardaway, Lamberth, Jernigan, Mitchell, Camper)
Election Laws - As introduced, establishes an online voter registration system beginning July 1, 2017. - Amends TCA Title 2, Chapter 2, Part 1.
- 23. [SB 1467](#) *McNally** (HB 1525 by *Matlock)
Public Funds and Financing - As introduced, prohibits state funds for metropolitan transportation planning from being released to, or expended by, a metropolitan planning organization (MPO) unless the MPO's policy board ensures that the number of votes for any local government official is equally weighted and that one voting member residing within the MPO's boundaries is chosen by the Tennessee county highway officials association. - Amends TCA Title 9, Chapter 4, Part 51 and Title 64, Chapter 8, Part 3.
- 24. [SB 1882](#) *McNally, Crowe, Overbey, Haile, Bowling** (HB 2398 by *Littleton, Shepard, Sexton C, Swann, Carr)
TennCare - As introduced, establishes medication therapy management as a component of the TennCare program. - Amends TCA Title 63, Chapter 10 and Title 71, Chapter 5.