

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL MEMORANDUM**

**HB 422 – SB 743**

March 2, 2019

**SUMMARY OF ORIGINAL BILL:** Clarifies references to "patient" to mean "human patient" as applied to the practice of nursing. Establishes that only persons licensed by the Board of Nursing are eligible to be licensed in the practice of nursing.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

**SUMMARY OF AMENDMENT (004830):** Deletes all language after the enacting clause. Prohibits the use of the title "nurse" or any other title, abbreviation, or designation in connection with the person's name, occupation, or profession, that indicates or implies that the person is a practicing nurse, unless the person is actively licensed or certified by the Board of Nursing (BON). Authorizes the BON to petition any circuit or chancery court having jurisdiction to enjoin any person in violation of using the title "registered nurse", "licensed practical nurse" or the title "nurse".

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

**Unchanged from the original fiscal note.**

Assumptions for the bill as amended:

- Based on information provided by the Administrative Office of the Courts, the proposed legislation would not result in a significant increase in caseloads for the state and local courts. Any increase in expenditures will be absorbed within existing state and local resources.
- The proposed legislation will not have a significant impact on the procedures or processes of the health related boards or the Department of Health; therefore, any fiscal impact is estimated to be not significant.
- Pursuant to Tenn. Code Ann. § 4-29-121, all health related boards are required to be self-supporting over a two-year period. The BON had an annual surplus of \$1,564,664 in FY16-17, an annual surplus of \$1,674,535 in FY17-18, and a cumulative reserve balance of \$10,142,909 on June 30, 2018.

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**CERTIFICATION:**

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

Handwritten signature of Krista Lee Carsner in black ink.

Krista Lee Carsner, Executive Director

/vlh