

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 2233 - HB 2827

March 8, 2020

SUMMARY OF ORIGINAL BILL: Increases, from six hours to seven hours, the required training in medication administration an unlicensed person employed by licensed agencies under contract with the Department of Children's Services (DCS) must receive from a registered nurse in order to assist children and youth with the self-administration of medication in a group home setting without being subject to nursing licensure and other nursing requirements.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (016323): Deletes all language after the enacting clause. Prohibits a healthcare prescriber from prescribing a course of treatment that involves hormone treatment for gender dysphoric or gender incongruent prepubertal minors, unless the treatment is for diagnoses of growth deficiencies or other diagnoses unrelated to gender dysphoria or gender incongruency.

Requires the Department of Health (DOH) to create a task force composed of five non legislative members to examine and consider a uniform standard for licensed healthcare professionals practicing endocrine treatment for gender dysphoric or gender incongruent minors who are not prepubertal minors.

Requires the Board of Medical Examiners, the Board for Professional Counselors, Marital and Family Therapists, and Clinical Pastoral Therapists, the Board of Examiners in Psychology, and the Board of Nursing to promulgate rules to implement any uniform standard established under Tenn. Code Ann. § 68-1-141(a) relating to the practice of endocrine treatment for gender dysphoric or gender incongruent minors who are not prepubescent.

Allows the Division of State Audit to conduct its review of the task force as part of the performance audit conducted on the DOH.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- The DOH can accommodate the proposed legislation utilizing existing resources; therefore, any fiscal impact is estimated to be not significant.
- The Comptroller can review the task force when completing the DOH audit utilizing existing resources; 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 Board of Examiners in Psychology had an annual surplus of \$26,945 in FY17-18, an annual surplus of \$4,356 in FY18-19, and a cumulative reserve balance of \$1,082,079 on June 30, 2019.
- The Board of Medical Examiners had an annual deficit of \$231,445 in FY17-18, an annual deficit of \$346,206 in FY18-19, and a cumulative reserve balance of \$1,962,320 on June 30, 2019.
- The Board of Nursing had an annual surplus of \$1,674,535 in FY17-18, an annual surplus of \$1,362,072 in FY18-19, and a cumulative reserve balance of \$10,934,363 on June 30, 2019.
- The Board of Professional Counselors, Marital and Family Therapists, and Clinical Pastoral Therapists had an annual surplus of \$75,990 in FY17-18, an annual surplus of \$65,031 in FY18-19, and a cumulative reserve balance of \$878,043 on June 30, 2019.

CERTIFICATION:

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



Krista Lee Carsner, Executive Director

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