



THE WEEKLY REVIEW

MARCH 31, 2011



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Commerce

Labor & Agriculture Committee

The Commerce, Labor and Agriculture Committee met on Tuesday, March 29th and held a budget hearing on the Department of Agriculture's budget. The Department presented their requested budget and answered questions from members of the Committee. The budget passed out of Committee with a positive recommendation. The Committee then considered the following bills:

Passed to Calendar:

SB 0510 by *Faulk (HB 0568 by *Dennis) **with an amendment**

Commerce and Insurance, Dept. of - As introduced, requires entities reporting to the commissioner of commerce and insurance regarding medical malpractice claims to include information as to whether the health care provider received payment from TennCare; requires the commissioner to include such information in the annual report on medical malpractice claims. - Amends TCA Title 56, Chapter 54.

SB 0892 by *Johnson (*HB 1096 by *Marsh)

Charitable Institutions - As introduced, revises various provisions of the Charitable Gift Annuities Exemption Act. - Amends TCA Title 56, Chapter 52.

SB 1306 by *Johnson (*HB 0884 by *White) **with an amendment**

Unemployment Compensation - As introduced, provides that when the department of labor and workforce development conducts unemployment hearings that personnel records and other business records that are in the possession of a claimant's employer and that are relevant to a claim shall be admissible, regardless of whether such evidence is hearsay or whether corroborated by direct witness testimony, if such evidence is accompanied by an affidavit of its custodian or other qualified person certifying the evidence as a business record. - Amends TCA Title 4 and Title 50.

SB 0107 by *Johnson (*HB 0123 by *Sargent) **with an amendment**

Unemployment Compensation - As introduced, revises provisions governing eligibility for unemployment compensation for certain persons who provide certain services for an educational institution or its students. - Amends TCA Section 50-7-302.

SB 1550 by *Ketron (HB 2030 by *Curtiss, Pitts) **with amendments**

Workers Compensation - As introduced, clarifies that the general contractor of a commercial construction project shall select the three individual construction services providers who may be exempt from workers' compensation coverage while working on the commercial construction project; allows five instead of three corporate officers who are engaged in the construction industry to apply for an

exemption from the requirements that they be covered by workers' compensation insurance. - Amends TCA Title 50 and Title 56.

SB 1032 by *Ketron (HB 1833 by *Miller D) **with an amendment**

State Employees - As introduced, creates civil penalty for employee engaged in a work stoppage; requires all documentation of labor negotiation with state employee associations be public record; revises other provisions governing state employees and employee associations. - Amends TCA Title 8, Chapter 44; Title 8, Chapter 50 and Title 8, Chapter 23.

SB 1034 by *Ketron (HB 1586 by *Ragan)

Labor - As introduced, broadens scope of violence in the workplace laws. - Amends TCA Title 20, Chapter 14.

SB 1451 by *Overbey (HB 1921 by *Marsh, Fitzhugh, Johnson P, Williams R, Matheny, Pitts, Johnson C, Montgomery, Casada, Sargent, Curtiss) **with amendments**

Mortgages - As introduced, revises various provisions related to the notice of the right to foreclose that must be sent by the lender to the debtor prior to foreclosure. - Amends TCA Section 35-5-117.

SB 0798 by *Overbey (*HB 0771 by *Swann)

Insurance, Health, Accident - As introduced, authorizes a dental service plan corporation to limit participation by dentists if the dental plan is provided or managed on behalf of or for a governmental entity. - Amends TCA Title 56, Chapter 30.

SB 0799 by *Overbey (*HB 0727 by *Dean)

Insurance, Health, Accident - As introduced, allows dental service plans to make payments to dentists electronically if the dental service plan also receives claims from dentists electronically. - Amends TCA Title 56, Chapter 30.

SB 1500 by *Southerland (*HB 1681 by *Matlock) **with an amendment**

Safety - As introduced, increases from six feet to 10 feet the allowable minimum clearance distance required to be maintained from high-voltage lines. - Amends TCA Title 68, Chapter 103.

SB 1210 by *Yager (*HB 1240 by *Haynes, Niceley, Todd, Montgomery, Casada) **with an amendment**

Pest Control - As introduced, revises the manner in which a person applying pesticides may be supervised. - Amends TCA Section 62-21-102.

Deferred One Week:

1009 by *Campfield (HB 1760 by *Curtiss)

Landlord and Tenant - As introduced, revises Uniform Landlord and Tenant Act. - Amends TCA Title 66, Chapter 28.

SB 1851 by *Crowe (*HB 1700 by *Hill, Campbell, Niceley)

Agriculture - As introduced, exempts sellers of 30 dozen or less eggs weekly from handling, washing and labeling requirements. - Amends TCA Title 53.

SB 1572 by *Southerland (*HB 1838 by *Hill, McDonald)

Fireworks - As introduced, makes it a Class C misdemeanor for a person to sell or possess any airborne, unmanned device capable of producing an open flame not meeting the requirements of a Class B or Class C explosive. - Amends TCA Title 68, Chapter 104, Part 1.

Deferred Two Weeks:

SB 0393 by *Bell (*HB 0338 by *Brooks K)

Nuisances - As introduced, declares those dealing in antique, used or scrap jewelry and precious metals to be a nuisance if such dealers fail to comply with all requirements of the scrap jewelry and metal dealers law; allows a temporary injunction to be granted until such dealer provides an inventory to the court and agrees to comply with such law. - Amends TCA Title 29, Chapter 3, Part 1 and Title 38, Chapter 1, Part 2.

SB 1988 by *Stewart (*HB 1754 by *Turner M)

Insurance, Health, Accident - As introduced, reduces utilization review of certain mental health and substance abuse claims to a ceiling of 10% of reviews from 18%; removes exemption from certain standards for certain accredited utilization review agents. - Amends TCA Section 56-6-705.

Deferred Three Weeks:

SB 1385 by *Finney L (*HB 1676 by *McDonald)

Economic and Community Development, Dept. of - As introduced, requires the department of economic and community development to award a community development block grant to the Tennessee contractor with the lowest bid, unless such contractor's bid is more than 10% greater than the lowest bidder. - Amends TCA Title 4, Chapter 3, Part 7; Title 6; Title 13 and Title 68.

Deferred to the Last Calendar:

SB 0295 by *Tate (HB 0542 by *Gilmore)

Consumer Protection - As introduced, provides buyers involved in home solicitation sales with additional cancellation rights; establishes additional notice requirements for sellers; allocates the cost of any notary witnessing the signatures to sellers. - Amends TCA Title 47, Chapter 18, Part 7.



Education

Committee

The Senate Education Committee Met on Wednesday, March 30th at 8:30 AM and after hearing a presentation from the administration on the First to The Top program considered the following legislation:

Passed to Finance Ways and Means:

SB 77 By Senator Overbey 8-0-0 with amendment to allow TISL to elect 3 suggested student TSAC board member designees from which the governor may choose 1.

SB 1523 By Senators Norris, Woodson and Kelsey with amendment 7-2-0 (The Governor's Charter School Bill).

The Committee also heard considerable debate on SB 893 by Watson concerning the teaching of scientific theory in public schools.

Rolled 3 Weeks:

SB 1869

SB 893

SB 873

SB 1678

SB 1674

SB 1426

SB 717

SB 823

SB 1699

SB 1705

SB 1776

Referred to the Lottery Subcommittee

SB1867

SB2059

SB2058

SB 843

SB844

SB1956

SB1877



Environment

Conservation & Tourism Committee

The Senate Environment, Conversation and Tourism Committee met on Wednesday, March 30, 2011. Commissioner Susan Whitaker briefed the Committee on the Department of Tourist Development's Budget for Fiscal Year 2011-2012 and the budget was passed to Finance, Ways and Means Committee. Further, the Committee took the following actions on legislation:

Deferred one week to April 6, 2011:

SB 0104 by *Burks (*HB 0113 by *Windle)

Game and Fish Laws - Authorizes hunting wild hogs at all times in Overton County.

SB 0763 by *Woodson (HB 1024 by *Hawk)

Boards and Commissions - Authorizes TWRA to enter into partnership agreements with nonprofit organizations to promote agency goals and objectives including the development of guidelines for the use of advertising on aging motor vehicles and vessels.

SB 0836 by *Bell (*HB 0799 by *Dennis)

Game and Fish Laws - Changes element of offense of using spotlight to locate deer to require that the light be used with the intent to hunt deer rather than the light be used in an apparent attempt or with the intent to locate deer.

Deferred two weeks to April 13, 2011:

SB 1140 by *Summerville (*HB 0903 by *Niceley)

Game and Fish Laws - Requires TWRA to promulgate reasonable rules and regulations to promote commercial fishing activity as an economically viable commercial enterprise in Tennessee; establishes certain requirements for roe fishing; creates an advisory committee to aid TWRA in developing rules related to commercial fishing and roe fishing.

SB 0276 by *Berke (HB 0532 by *Stewart)

Hazardous Materials - Prohibits certain waste processors from processing radioactive waste.

Bills Placed in General Subcommittee:

SB 0577 by *Stewart, Finney L, Berke, Barnes (*HB 0291 by *McDonald, Pitts, Dunn)

Water Pollution - Prohibits issuance of a water quality control permit that would alter any ridgeline that is more than 2,000 feet above sea level.

Bills that Failed:

SB 0578 by *Stewart, Finney L, Barnes (*HB 0290 by *McDonald)

Water Pollution - Prohibits issuance of a water quality control permit that would alter any ridgeline that is more than 2,000 feet above sea level.



Finance

Ways & Means Committee

The **Finance, Ways and Means Committee** met on Tuesday, March 29th. Following a budget presentation by the Tennessee State Museum, the committee considered the following legislation:

Passed to Calendar Committee

SB 45 by Senator Tracy, as amended, allows dealers of aviation fuel to file a monthly report stating the total amount of aviation fuel sold and the dollar amount collected. Current law allows only for quarterly reports.

SB 370 by Senator Watson, as amended, authorizes the sale of Class C common fireworks within the city of East Ridge in Hamilton County, upon the East Ridge city council adopting a resolution by two-thirds vote.

SB 509 by Senator Faulk, allows the court to assess court costs against a petitioner seeking an order of protection under certain circumstances.

SB 1520 by Senator Norris, McNally, delays the effective date of certain streamlined sales tax provisions until July 1, 2013. The committee adopted an amendment that corrects a technical error in the original bill and authorizes the Commissioner of Revenue to postpone filing deadlines for tax returns to the next succeeding day that is not a Saturday, Sunday, or legal holiday.

SB 2009 by Senator Stewart, authorizes commissioner of finance and administration to enter into agreements with certain citizen support organizations to donate monetary gifts, goods or services to be used by Volunteer Tennessee. The committee adopted an amendment that deletes language stating the intent that state appropriations not be reduced when revenues are generated by organizations for Volunteer Tennessee.

Deferred to April 5th

SB 902 by Watson, requires that any letter and revenue rulings issued by the Commissioner of Revenue to be made available to the public. The bill requires the Commissioner to redact identifying information from the text of any ruling made available.

SJR 111 by Senator Burks, urges Congress to oppose elimination of funding for the Perkins Tech Prep program.

Referred to General Sub Committee

SJR 55 by Senator Faulk, urges Congress to adopt and submit for ratification by the states an amendment to the U.S. Constitution to enact term limits for members of Congress.



General Welfare Health & Human Resources Committee

The Senate General Welfare, Health and Human Resources met on Wednesday, March 30th and heard budget presentations from the Commission on Aging and Disability, the Commission on Children and Youth, and the Health Services and Development Agency. It also considered the following bills and resolutions:

Placed in General Subcommittee:

SB 344 by Senator Doug Overbey, revises terms practical nurse and advanced practice nurse to advance practice registered nurse.

Referred to Calendar Committee:

SJR 58 by Senator Ken Yager, urges department of health and department of mental health and developmental disabilities to promote a model of integrated care and to develop a plan for increased usage by Tennessee's health care providers.

Deferred one week:

SB 1258 by Senator Ken Yager, establishes regulation of pain management clinics.

SB 817 by Chairman Rusty Crowe, requires hospitals to have certain persons authenticate verbal orders.



Government Operations Committee

The Government operations committee did not meet this week.



The Judiciary Committee met on Tuesday, March 29 and considered the following legislation:

Passed to Calendar:

SR 11 by Senator Beavers, as passed, approves the amendments and revisions to the Tennessee Rules of Evidence promulgated by the Supreme Court of Tennessee.

Passed to Calendar:

SR 12 by Senator Beavers, as passed, approves the amendments and revisions to the Tennessee Rules of Civil Procedure promulgated by the Supreme Court of Tennessee.

Passed to Calendar:

SR 13 by Senator Beavers, as passed, approves the amendments and revisions to the Tennessee Rules of Appellate Procedure promulgated by the Supreme Court of Tennessee.

Passed to Calendar:

SR 14 by Senator Beavers, as passed, approves the amendments and revisions to the Tennessee Rules of Criminal Procedure promulgated by the Supreme Court of Tennessee.

Passed to Calendar:

SJR 127 by Senator Beavers, as passed, proposes a new provision to Article I to provide that nothing in Constitution of Tennessee secures or protects right to abortion or requires the funding of an abortion; states that the people retain the right through their elected state representatives and state senators to enact, amend, or repeal statutes regarding abortion, including, but not limited to, circumstances of pregnancy resulting from rape or incest or when necessary to save the life of the mother.

Deferred two weeks :

SB 914 by Senator Overbey, as introduced, gives judge the discretion to dismiss a charge of failure to provide proof of financial responsibility if the person did not have such proof at the time of the charge but submitted satisfactory proof at time of court date that financial responsibility was obtained.

Deferred one week:

SB 1862 by Senator Overbey, as introduced, removes the requirement that a court determine whether a defendant is a danger to the community prior to releasing the defendant on bail for being charged with vehicular assault, vehicular homicide or driving under the influence.

Passed to Finance:

SB 785 by Senator Ketrone, as amended, enacts the "Animal Fighting Enforcement Act," increasing penalties for certain offenses involving animal fighting.

Deferred two weeks:

SB 1033 by Senator Ketron, as introduced, prohibits certain union and employee organization activities.

Deferred two weeks:

SB 764 by Senator Ketron, as introduced, removes a statutory reference to notice provisions of the Governmental Tort Liability Act that are no longer in existence.

Passed to Calendar:

SB 868 by Senator Crowe, as amended, requires that mandatory training for police officers concerning responding to persons with mental illness must be two hours in duration; the curriculum will count towards officers' annual in-service training.

Deferred two weeks:

SB 419 by Senator Crowe, as introduced, increases qualification for office of constable to include possessing high school diploma or GED rather than present requirement of ability to read and write.

Deferred one week:

SB 690 by Senator Norris, as introduced, increases the penalties for discharging a firearm into a habitation.

Passed to Calendar:

SB 682 by Senator Tracy, as passed, clarifies that money deposited in the police pay supplement fund can only be used for the payment of police pay supplements and such other payments as may be authorized by the police pay supplement statute.

Passed to Calendar:

SB 1679 by Senator Tracy, as passed, creates the Class A misdemeanor offense of sexual contact by an authority figure which is defined as an adult with supervisory or disciplinary power over a minor, unlawfully kissing the minor for the purpose of sexual arousal or gratification.

Deferred two weeks:

SB 26 by Senator Tracy, as introduced, elevates assault by an inmate against a correctional officer or jailer from Class A misdemeanor to Class D felony aggravated assault if the assault results in sutures, medical procedure such as MRI or loss of work for day or more and establishes mandatory minimum incarceration of two years.

Deferred one week:

SB 511 by Senator Faulk, as introduced, enacts the "Uniform Electronic Recordation of Custodial Interrogations Act."

Failed (1-8-0 vote):

SJR 8 by Senator Faulk, as introduced, proposed a constitutional amendment that would limit state senators to election to two terms of service and representatives to election to four terms of service.

Passed to Finance:

SB 127 by Senator Campfield, as introduced, requires election of all judges, including appellate and supreme court judges.

Deferred one week:

SB 114 by Senator Campfield, as introduced, creates office of solicitor general to defend and prosecute cases in the interest of the state; revises duties of attorney general and reporter.

Deferred one week:

SB 1534 by Senator Norris, McNally, as introduced, specifies that authorization for commissioner of health to remove non-narcotic, over the counter drugs from schedule of dangerous drugs does not apply to non-exempt products containing an immediate methamphetamine precursor that must be kept behind the pharmacy counter.

Deferred one week:

SB 989 by Senator McNally, as introduced, requires a court prior to accepting a guilty plea or a verdict or finding of guilty for a violation of Section 55-10-401, to review the defendant's official driver record maintained by the department to determine the factual basis for determining whether a defendant is a repeat or multiple offender.

Deferred one week:

SB 540 by Senator McNally, as introduced, enacts the "Tennessee Administrative License Revocation Act."

Deferred one week:

SB 561 by Senator McNally, as introduced, makes materials containing any quantity of ephedrine or pseudoephedrine a Schedule III controlled substance and exempts immediate methamphetamine precursors if they are not in form that can be used in manufacture of methamphetamine.

Deferred to final committee calendar:

SB 728 by Senator Tate, as introduced, creates a Class B misdemeanor, punishable by a \$2,500 fine and mandatory driver license suspension, for operating a vehicle with the intent to obstruct certain private or public property.

Deferred one week:

SB 296 by Senator Tate, as introduced, creates two new Class C misdemeanor offenses, punishable only by fine of \$50.00, if either a legal guardian expressly permits their child to participate in any solicitation or collection event at a highway or street intersection, or the organizer of the collection event expressly permits the child's participation.

Passed to Calendar:

SB 1172 by Senator Berke, as amended, clarifies various provisions relating to divorce and custody proceedings.

Deferred one week:

SB 451 by Senator Burks, as amended, changes the standards by which a person is considered to be driving under the influence.

Passed to Calendar:

SB 452 by Senator Burks, as amended, allows law enforcement to use reasonable force when causing certain people to submit to a test of their bodily fluid.

Deferred one week:

SB 396 by Senator Burks, as introduced, creates Class A misdemeanor of producing, manufacturing, selling or offering to sell any product containing any of six listed synthetic derivatives or analogues of the Schedule I controlled substance methcathinone.

Deferred one week:

SB 1782 by Senator Burks, as introduced, provides civil and criminal immunity for person threatening or using lawful force to protect real property from severe environmental degradation caused by feral hogs; lawful force includes the use of dogs.

Deferred one week:

SB 837 by Senator Bell, as introduced, requires bounty hunters to undergo a criminal background check.

Deferred one week:

SB 520 by Senator Bell, as introduced, provides that a cause of action for the death of a spouse does not pass to surviving spouse if surviving spouse abandoned deceased spouse for a period of at least two years prior to deceased spouse's death.

Deferred one week:

SB 1398 by Senator Bell, as introduced, adds additional restrictions on the use of tax revenues relative to obligations involving the Tennessee Governmental Tort Liability Act.

Deferred one week:

SB 1535 by Senator Norris, Bell, as introduced, specifies proper venue for proceedings in which a child who is in the custody of the department of children's services is alleged to be unruly.

Deferred one week:

SB 312 by Senator Kelsey, as introduced, revises the castle doctrine to protect a person from criminal as well as civil liability in the use of force which is justified; directs the commissioner of commerce and insurance to determine whether there are impediments inhibiting insurance companies from underwriting coverage for such events.

Deferred one week:

SB 387 by Senator Kelsey, as introduced, requires bonds of executors and administrators to include expenses for court costs, attorney's fees and other related expenses of administering the estate.

Deferred one week:

SB 464 by Senator Johnson, as introduced, clarifies that order of protection issued pursuant to title 36, chapter 3, part 6, may require respondent to immediately and temporarily vacate a residence shared with the petitioner pending a hearing on the matter.

Deferred two weeks:

SB 1265 by Senator Beavers, as introduced, expands the definition of child endangerment to include exposing a child to initiation of the manufacture of methamphetamine.

Deferred two weeks:

SB 1266 by Senator Beavers, as introduced, specifies that knowingly exposing a child to the making of methamphetamine is aggravated child endangerment.

Deferred one week:

SB 56 by Senator Beavers, as introduced, prohibits both the driver and passenger of a motor vehicle from consuming an alcoholic beverage or possessing an open alcoholic beverage container within the passenger area.

Deferred one week:

SB 633 by Senator Beavers, as introduced, specifies that when a defendant commits a homicide or assault against a pregnant woman, the woman's fetus, regardless of viability, is also considered a victim of the offense.



The Senate State and Local Government Committee met on Tuesday, March 29th, and considered the following legislation:

Passed to Calendar

SB 1668 by *Tracy (*HB 1090 by *Todd, Haynes)

Codes - As introduced, reduces from three to one the number of copies of building and utility codes adopted by reference that must be maintained by county clerk for public use. - Amends TCA Section 5-20-102.

SB 1223 by *Yager (*HB 1000 by *Todd)

Veterans' Affairs, Dept. of - As introduced, creates state veterans' burial assistance fund to be administered by commissioner of veterans' affairs; funds shall consist of any funds from U.S.

veterans' affairs for plot allowance for burials of state veterans and dependents and any state appropriation or private donation. - Amends TCA Section 8-30-306; Section 49-7-102; Title 58, Chapter 7; Title 58, Chapter 3 and Section 67-5-704.

Rolled One Week

SB 0411 by *Barnes, Finney L (HB 0980 by *Pitts)

Veterans - As introduced, clarifies that property tax relief must be extended to surviving spouses of veterans whose combat-related casualties were from hostile or non-hostile causes. - Amends TCA Section 67-5-704.

SJR 0122 by *Yager

Naming and Designating - Rare Disease Day February 28, 2011 -

SB 1008 by *McNally (*HB 0707 by *Sargent)

Pensions and Retirement Benefits - As introduced, revises various provisions governing the Tennessee consolidated retirement system; requires that counsel for treasury department serve as attorney for the chair of TCRS and treasury with regard to deferred or tax-sheltered compensation plans. - Amends TCA Section 8-24-104(c); Title 8, Chapter 25, Part 1; Section 8-25-111; Title 8, Chapter 25, Part 3; Title 8, Chapter 34, Part 2; Section 8-34-203; Section 8-34-302(a)(6); Section 8-34-319; Section 8-34-321; Title 8, Chapter 35, Part 2; Section 8-35-201(d); Section 8-35-218(a); Section 8-36-208(b) and Section 8-36-212.

SB 1332 by *Watson (*HB 1026 by *Dunn)

Municipal Government - As introduced, requires municipalities to employ licensed engineers to prepare bid specifications and estimates for all street improvements over \$25,000. - Amends TCA Section 54-4-204.

SB 0615 by *Watson, Johnson, Southerland, Tate, Ketron, Yager (*HB 0605 by *Sargent, Brooks K, Marsh, Lundberg, Tindell, Eldridge, Floyd, Shepard, Powers, Maggart, Harrison, Montgomery, Hawk, Shipley, Hurley, Dunn, Haynes, Johnson P, Hill, Matheny, Stewart, Roach, Casada, Sexton)

Taxes, Personal Property - As introduced, removes loan companies and cemetery companies from tax on shares of stock. - Amends TCA Title 67, Chapter 5, Part

SB 1868 by *Kyle (*HB 1242 by *Haynes)

State Government - As introduced, requires state departments, agencies and entities to reduce paper and paper products annually by 5 percent starting on July 1, 2012. - Amends TCA Title 4, Chapter 1, Part 4.

SB 1872 by *Kyle (*HB 0472 by *Pitts)

Election Laws - As introduced, requires the state election coordinator to study the feasibility of permitting registered voters who reside outside the precinct listed as their permanent residence on their permanent voter registration card to vote only for candidates running for statewide

office; the study will not address property rights voting; the coordinator must report the results of the study to the general assembly by February 28, 2012.

SB 0730 by *Tate (HB 1338 by *Camper)

Alcoholic Beverages - As introduced, permits unincorporated areas in Shelby County to sell alcoholic beverages. - Amends TCA Title 57.

SB 1996 by *Stewart, Barnes, Gresham (*HB 1716 by *Brooks K, McDonald, Moore)

Public Employees - As introduced, broadens authorized leave of absence for required duty or training for army and air national guard public employees to apply to private sector guardsmen, and also to state guardsmen and civil air patrolmen who are public or private employees. - Amends TCA Title 8, Chapter 33, Part 1.

SB 2017 by *Stewart (*HB 1046 by *Matheny)

Wine & Wineries - As introduced, authorizes licensure and regulation of businesses where customers can make wine for personal, home consumption. - Amends TCA Section 39-17-703 and Title 57.

SB 0929 by *Norris (*HB 0793 by *McCormick)

Election Laws - As introduced, changes date of presidential preference primary from February to March and the qualifying deadline to the second Thursday in December. - Amends TCA Section 2-13-205 and Section 2-5-101.

SB 1360 by *Finney L (*HB 1731 by *Tindell, Armstrong)

Election Laws - As introduced, allows person age 65 or older who is unable to obtain copy of such person's birth certificate to vote by executing affidavit of identity. - Amends TCA Title 2, Chapter 7.

SB 1387 by *Finney L (HB 1919 by *Stewart)

Election Laws - As introduced, allows early voting for regular November election starting August 15 instead of 20 days before election day. - Amends TCA Title 2, Chapter 6, Part 1.

SB 1665 by *Tracy, Gresham, Harper (*HB 1539 by *Sparks, Alexander, Todd, Marsh, Gotto, Rich)

Emergency Communications Districts - As introduced, makes 911 calls and transmissions of such calls confidential. - Amends TCA Title 7, Chapter 86, Part 1 and Title 10, Chapter 7, Part 5.

SB 0042 by *Faulk (*HB 0049 by *Lundberg)

Alcoholic Beverage Commission - As introduced, requires all fees, fines, and other penalties be paid to commission before license renewal for distillers, wholesalers, retailers, liquor-by-the-drink establishments, wineries, collectors, and direct shippers; authorizes commission to assess

actual and reasonable costs of any hearing held in accordance with the contested case provisions.
- Amends TCA Title 57, Chapter 3; Title 57, Chapter 4, Part 2 and Title 57, Chapter 1.

SB 0081 by *Faulk, Southerland, Burks (HB 0298 by *Roach, Dennis, Hawk)
State Employees - As introduced, reinstates certain pay and retirement benefits for commissioned officers transferred from department of safety to department of revenue. - Amends TCA Title 4, Chapter 7, Part 2 and Title 8, Chapter 36, Part 2.

SB 0115 by *Campfield (HB 0284 by *Dennis)
Newspapers and Publications - As introduced, creates a pilot project in Knox County to allow legal notices to be posted on the Internet rather than in a newspaper. - Amends TCA Title 8, Chapter 21.

SB 1952 by *Haynes (*HB 1740 by *Sontany, Jones S)
Municipal Government - As introduced, makes a lien filed by a municipality for the cost of maintaining real property that is not being maintained the same priority of lien as a lien for property taxes. - Amends TCA Title 6, Chapter 54, Part 1.

SB 477 by Beavers (HB 1252 by Dunn)
Election Laws – As introduced, requires terms of county administrators of elections to expire when the commission's term expires and allows county election commissions to consider political party affiliation, knowledge and experience when hiring administrators; prohibits county from revising or restricting line items in the election commission's budget. - Amends TCA Title 2, Chapter 12.

SB 1255 by *Yager (*HB 1472 by *Cobb)
Election Laws - As introduced, expands state election commission to seven members permanently. - Amends TCA Title 2, Chapter 11, Part 1.

SB 0950 by *Yager (*HB 1114 by *Todd)
Election Laws - As introduced, authorizes the coordinator of elections to audit the county election commission in the administration of election laws; gives the coordinator certain powers in conducting an investigation or an audit. - Amends TCA Section 2-11-202.

SB 0954 by *Yager (*HB 1117 by *Todd)
Election Laws - As introduced, adds to current list of persons committing felonies or sexual offenses who are never eligible to register to vote, a violation containing the same elements and designated as a felony in any other state or federal court. - Amends TCA Section 40-29-204.

SB 1203 by *Yager (*HB 0386 by *Dunn, Hurley, Campbell, Evans)

Election Laws - As introduced, implements the Tennessee Voter Confidence Act only if the general assembly includes a specific recurring appropriation in the general appropriations act for the 2011-2012 fiscal year to cover all increased costs to counties directly attributable to the Voter Confidence Act. - Amends TCA Title 2.

SB 0741 by *Yager (*HB 0876 by *Haynes)

Utilities, Utility Districts - As introduced, revises various provisions regarding utility districts, water systems and wastewater systems including provisions governing a required bond and annual audit. - Amends TCA Title 7, Chapter 82 and Title 68, Chapter 221, Part 10.

SB 1792 by *Yager, Johnson (*HB 0736 by *Casada, Sanderson)

Wine & Wineries - As introduced, authorizes Tennessee licensed wineries to conduct business at no more than two additional satellite locations after obtaining a satellite permit and paying a fee to the alcoholic beverage commission. - Amends TCA Title 57.

SB 1243 by *Yager (*HB 1457 by *McCormick, Lundberg)

Development Districts - As introduced, requires the county building commissioner to return by mail a copy of a certificate of insurance or workers' compensation policy within 15 working days, instead of 10 working days, to the person who obtained the permit. - Amends TCA Title 13.

Rolled Two Weeks

SB 0316 by *Ketron (HB 0406 by *Lundberg, Shepard, Casada, Richardson, Carr, Stewart)

Wine & Wineries - As introduced, creates an additional class of licenses allowing the sale of wine at certain retail food stores; requires person purchasing wine at certain retail food stores to present photo identification. - Amends TCA Title 57, Chapter 1 and Title 57, Chapter 3.

SB 1037 by *Ketron (*HB 0969 by *Curtiss)

Beer - As introduced, applies the hours for the sale of beer on Sunday to the area of the county outside of a municipality that adopts liquor-by-the-drink in a referendum, unless the county legislative body by a 2/3 vote sets the hours for the sale of beer on Sunday in areas outside such municipality. - Amends TCA Title 57, Chapter 4 and Title 57, Chapter 5.

SB 1772 by *Ketron (*HB 2035 by *Carr)

Alcoholic Beverages - As introduced, adds Cocke County to those counties where distilleries may be located without conducting an additional referendum if within the boundaries of the county both retail package sales and liquor-by-the-drink have been approved through voter referendum. - Amends TCA Section 57-2-103.

SB 1748 by *Ketron (*HB 1748 by *Todd)

Alcoholic Beverages - As introduced, adds certain facility to the definition of premier type tourist resort for purposes of the sale of alcoholic beverages for on-premises consumption. - Amends TCA Section 57-4-102.

SB 0489 by *Ketron (*HB 0385 by *Marsh)

Public Contracts - As introduced, increases the amount the superintendent of an urban type public facility may purchase without approval of the governing authority from \$500 to \$10,000 and increases the amount of construction contracts from \$2,000 to \$10,000 for which the superintendent must advertise for bids. - Amends TCA Section 5-16-105.

SB 1945 by *Ketron (*HB 2109 by *Haynes)

Public Contracts - As introduced, clarifies that there is personal liability for unauthorized purchases within legislative branch and that the amount may be recovered. - Amends TCA Title 12, Chapter 3.

SB 1035 by *Ketron (HB 1585 by *Ragan, Casada)

State Employees - As introduced, creates financial disclosure requirements for state employee associations. - Amends TCA Title 8, Chapter 50.

SB 1561 by *Ketron (*HB 1284 by *Harrison)

Taxes, Exemption and Credits - As introduced, requires that all property taxes be paid in full on any property subject to the Property Tax Freeze Act. - Amends TCA Section 67-5-705.

SB 1559 by *Ketron (*HB 1484 by *Harrison)

Taxes, Ad Valorem - As introduced, authorizes the acceptance of partial payment of delinquent property taxes by the county trustee under certain circumstances. - Amends TCA Section 67-5-2001.

Rolled Three Weeks

SB 0012 by *Ketron (HB 0891 by *Niceley)

Alcoholic Beverages - As introduced, removes authority from the department of agriculture to regulate or inspect a distillery or wholesaler of alcoholic beverages. - Amends TCA Title 43; Title 53 and Title 57.

SB 0782 by *Ketron (*HB 0593 by *Tindell)

Alcoholic Beverages - As introduced, adds Buffalo River Resort in Perry County to the definition of premier type tourist resort for purposes of the sale of alcoholic beverages for on-premises consumption. - Amends TCA Section 57-4-102.

Placed in General Sub

SB 0630 by *Ketron (*HB 0598 by *Casada)

Business and Commerce - As introduced, enacts the "Equal Access to Intrastate Commerce Act."
- Amends TCA Title 4, Chapter 21, Part 1; Title 5; Title 6 and Title 7.

SB 0323 by *Ketron, Gresham (HB 0327 by *Casada)

Pensions and Retirement Benefits - As introduced, redefines "average final compensation" to cap such amount at the salary of a Class 1 official for persons in the Tennessee consolidated retirement system. - Amends TCA Title 8, Chapter 34; Title 8, Chapter 35; Title 8, Chapter 36 and Title 8, Chapter 37.

Rolled to "Campaign Finance Calendar"

SB 0272 by *Berke (HB 0348 by *McDonald)

Campaigns and Campaign Finance - As introduced, requires corporations to file statement of contributions and expenditures when using corporate funds to aid in either the election or defeat of a candidate; requires corporation to disclose such corporation paid for public communication when it expressly advocates the election or defeat of a clearly identified candidate. - Amends TCA Title 2, Chapter 10 and Title 2, Chapter 19.

SB 0573 by *Berke (*HB 0364 by *Pitts)

Campaigns and Campaign Finance - As introduced, requires candidates and political campaign committees to report any contribution received or expenditure made to the registry of election finance within 14 days. - Amends TCA Title 2, Chapter 10, Part 1.

Roll to Last Calendar

SB 1215 by *Yager (*HB 0992 by *Todd)

Municipal Government - As introduced, extends allowing municipality to expand its urban growth boundaries to include tracts of land that are 10 acres or smaller when certain criteria are met until July 1, 2013. - Amends TCA Title 6.

The Senate State and Local Government Committee also heard and approved four budgets:

- 1. Tennessee Advisory Commission on Intergovernmental Relations**
- 2. Department of General Services**
- 3. TN Human Rights Commission**

4. Alcoholic Beverage Commission



The Transportation Committee met on Wednesday, April 6th and the Tennessee Department of Transportation presented their budget hearing. The Committee also considered the following legislation:

Deferred to Gen. Sub:

Deferred one week to April 13, 2011:

Passed to Calendar Committee:

SB 1171 by *Berke, Woodson, Tate (*HB 1007 by *Stewart, Richardson, Casada)

Traffic Safety - As introduced, broadens requirement that drivers exercise due care to apply to bicyclists; enhances penalty for certain traffic violations that cause serious bodily injury or death. - Amends TCA Title 55, Chapter 8.

SB 1295 by *Johnson (*HB 0688 by *Gotto)

Motor Vehicles, Titling and Registration - As introduced, exempts antique vehicles being registered for antique motor vehicle license plates from emissions testing requirement imposed in certain counties for motor vehicle registration. - Amends TCA Title 55, Chapter 4; Title 55, Chapter 6 and Title 68, Chapter 201.

SB 2029 by *Ford (*HB 1553 by *Turner J)

Motor Vehicles - As introduced, requires title and registration division to search NCIC and any other government affiliated data center for vehicle information relative to abandoned motor vehicles. - Amends TCA Title 55, Chapter 16; Title 55, Chapter 21, Part 1; Title 66, Chapter 19, Part 1 and Title 66, Chapter 28, Part 5.

Passed to Finance Committee:

SB 0544 by *McNally (HB 1246 by *Matlock)

Disabled Persons - As introduced, requires by July 1, 2013, that all businesses that provide disabled parking spaces also provide van-accessible parking spaces. - Amends TCA Section 55-21-105.

SB 1023 by *Barnes (HB 1683 by *Johnson P, Pitts, Johnson C)

Driver Licenses - As introduced, authorizes honorably discharged veterans to have language or a symbol indicating their military service placed on their driver license; requires the department of veterans' affairs, in consultation with the department of safety, to develop appropriate language or military symbol. - Amends TCA Title 55, Chapter 50, Part 3.

SB 1384 by *Finney L (*HB 1682 by *Odom)

Driver Licenses - As introduced, provides that photo identification licenses issued by the department of safety to persons 18 and over will be free to recipients. - Amends TCA Title 55, Chapter 50, Part 3.

SB 1633 by *Marrero (*HB 1941 by *Towns)

Traffic Safety - As introduced, removes all requirements or restrictions regarding traffic enforcement cameras. - Amends TCA Title 55, Chapter 8.

SB 1984 by *Stewart (*HB 0547 by *Harmon)

Driver Licenses - As introduced, extends ordinary duration of driver licenses from five to eight years; increases fees for driver licenses and photo identification cards. - Amends TCA Title 55.

SB 2004 by *Stewart (*HB 0557 by *Matheny)

Special License Plates - As introduced, authorizes issuance of new specialty earmarked plates for Donate Life; 50% of the proceeds from sale of such plates earmarked for Tennessee Donor Services to raise awareness of organ and tissue donation. - Amends TCA Title 55, Chapter 4.

SB 2026 by *Stewart (*HB 0236 by *Harmon)

Traffic Safety - As introduced, imposes requirements on municipalities and counties for operation and new locations of traffic enforcement cameras. - Amends TCA Title 55, Chapter 8.