



THE WEEKLY REVIEW

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Commerce

Labor & Agriculture Committee

The Commerce, Labor and Agriculture Committee met on Tuesday, March 5th to hear from the Department of Financial Institutions and the Tennessee Regulatory on their budgets. Both budgets were referred to the Senate Finance Committee with a positive recommendation. Following the hearings, the Committee considered the bills on its regular calendar. The Chairman has announced that the Committee's last calendar will be on Tuesday, April 19th.

Bills passed to the Calendar Committee:

SB 1538 by *Norris, Johnson (HB 2004 by *McCormick)

Insurance, Health, Accident - As introduced, specifies that commissioner of commerce and insurance is authorized to assign independent review organizations to review adverse determinations pursuant to the Tennessee Health Carrier Grievance and External Review Procedure Act. - Amends TCA Title 56, Chapter 61.

Bills passed to Finance Committee:

SB 1669 by *Tracy, Beavers (*HB 1378 by *Carr, Maggart, Matheny, Shipley, White, Watson, Sexton, Casada, Miller D, Floyd, Lollar, Weaver, Womick, Campbell, Sparks, Pody, Rich, Hensley, Hill, Hurley, Wirgau, Ragan, Keisling, Gotto, Hall, Butt, Coley, Todd, Faison, Williams R, Forgety, Ford, Holt, Eldridge, Brooks H, Swann, Cobb, Dean, McManus, Hawk, Evans, Powers, Sanderson, Matlock, Halford, Harrison, Elam, Alexander, Brooks K, Dennis, Williams K)

Immigration - As introduced, enacts the Tennessee Lawful Employment Act. - Amends TCA Title 3; Title 4; Title 5; Title 6; Title 7; Title 8; Title 12; Title 39 and Title 50.

Bills deferred one week:

SB 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 0401 by *Campfield (HB 0599 by *Casada)

Labor - As introduced, requires certain political activities by labor organizations be funded separately through voluntary donations of members and not through regularly collected dues. - Amends TCA Title 50, Chapter 1.

SB 1808 by *Johnson (*HB 1819 by *Lundberg)

Salaries and Benefits - As introduced, allows an employer to offset an employee's wages if the employee owes the employer money that the employer loaned or advanced the employee. - Amends TCA Title 26 and Title 50.

Bills deferred two weeks:

SB 1983 by *Stewart (*HB 2105 by *Turner M)

Employees, Employers - As introduced, requires all employers to register with the E-Verify system and verify the employment eligibility of all employees. - Amends TCA Title 4; Title 12; Title 16; Title 38; Title 39; Title 45; Title 50 and Title 70.

Bills deferred to Last Calendar:

SB 1850 by *Crowe (*HB 1699 by *Hill, Campbell)

Food and Food Products - As introduced, authorizes commissioner of agriculture to inspect home based kitchens that prepare foods for retail sale at farmers' markets that are potentially low-risk for contamination. - Amends TCA Title 53, Chapter 1 and Title 53, Chapter 8, Part 1.

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 1989 by *Stewart (*HB 1526 by *Turner M)

Consumer Protection - As introduced, adds as a consumer protection violation representing that an Internet-based ticket sale price has increased after the sale is completed. - Amends TCA Title 47, Chapter 18, Part 1.

SB 2003 by *Stewart (*HB 1763 by *Curtiss)

Landlord and Tenant - As introduced, applies the Uniform Residential Landlord and Tenant Act to all counties for rental or lease agreements entered into or renewed on or after July 1, 2011; currently the Act only applies to counties with a population of more than 68,000. - Amends TCA Title 66, Chapter 28, Part 1.

SB 2018 by *Stewart (*HB 1047 by *Matheny)

Insurance Companies, Agents, Brokers, Policies - As introduced, requires licensure of independent insurance adjusters. - Amends TCA Title 56.

SB 1999 by *Stewart (*HB 1532 by *Stewart)

Professions and Occupations - As introduced, enacts the "Ticket Broker Licensing Act." - Amends TCA Title 62.



The Senate Education Committee met at 8:30 AM on Wednesday the 6th of April and approved the budget for Tennessee Higher Education Commission Tennessee Student Assistance Corporation University of Tennessee and Tennessee Board of Regents.



Environment Conservation & Tourism Committee

The Senate Environment, Conversation and Tourism Committee met on Wednesday, April 6, 2011. Commissioner Robert Martineau briefed the Committee on the Department of Environment and Conservation's Budget for Fiscal Year 2011-2012. The budget was passed to Finance, Ways and Means Committee. Further, the Committee took the following actions on legislation:

Bills that Passed:

SJR 0086 by *Yager

General Assembly, Statement of Intent or Position - Requests approval from Tennessee Valley Authority for construction of Campbell County Lighthouse Lodge and Convention Center. -

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. - Amends TCA Title 70, Chapter 4, Part 1.

SB 0307 by *Southerland (HB 0947 by *Lollar)

Game and Fish Laws - Deletes wild hog from definition of "big game" and removes permitting requirements for hunting wild boars and wild hogs. - Amends TCA Title 70.

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. - Amends TCA Title 70, Chapter 1, Part 2 and Title 70, Chapter 1, Part 3.

Bills deferred one week to April 13, 2011:

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

Game and Fish Laws - As introduced, authorizes hunting wild hogs at all times in Overton County. - Amends TCA Section 70-4-116.

SB 1205 by *Yager, Bell (*HB 1278 by *Matheny, Powers)
Tourism - As introduced, enacts the "Tennessee Adventure Tourism and Rural Development Act of 2011." - Amends TCA Title 4; Title 5; Title 6; Title 11; Title 54; Title 55; Title 67; Title 68 and Title 70.

SB 1391 by *Finney L (*HB 1612 by *Shaw, DeBerry L, Shepard)
Solid Waste Disposal - As introduced, requires certain steps be followed prior to any action being taken by a county legislative body concerning the siting of a landfill. - Amends TCA Title 13 and Title 68, Chapter 211.

SB 1288 by *Southerland (*HB 1473 by *Hawk)
Mining and Quarrying - As introduced, enacts the "Tennessee Rock Harvesting Act."

SB 1499 by *Southerland (*HB 1667 by *Hawk)
Boats, Boating - As introduced, increases from 30 to 45 days the period of time in which a person cited for not wearing flotation device must provide proof of legal age; extends from 30 to 45 days time for proving age may be extended at discretion of officer.

Bills that Failed:

SB 0506 by *Marrero (HB 0700 by *Gilmore, Cooper B)
Solid Waste Disposal - As introduced, requires any permit issued by the department of environment and conservation to specify the types of waste a facility is prohibited from receiving for disposal or processing; prohibits any person from knowingly accepting for disposal or processing certain nuclear or radioactive materials in any landfill. - Amends TCA Title 68.



Finance Ways & Means Committee

The **Finance, Ways and Means Committee** met on Tuesday, April 5th. During Tuesday's meeting committee members heard presentations from and approved the budgets of the Secretary of State, the Department of Treasury, and the Comptroller of the Treasury. The committee also considered the following legislation:

Passed to Calendar Committee

SB 539 by Senator McNally, as amended, clarifies the definition of "merchant" as it applies to the taxation of unauthorized substances, but does not substantially change the meaning of the term as it was proposed in the original bill.

SB 567 by Senator Berke, authorizes a magistrate to order the use of GPS monitoring as a condition of bail in domestic violence cases.

SB 1541 by Senator Norris, Watson, extends the tax on intermediate care facilities for the mentally retarded to July 15, 2013.

SJR 111 by Senator Burks, as amended, urges Congress to continue support for the Perkins Tech Prep program for the 2011-12 school year.

Deferred to April 12th

SB 483 by Overbey, adds designation of patient safety organizations to the incident reporting system for health care facilities statute.

Deferred to April 19th

SB 762 by Finney, requires the state treasurer to study current efforts of depositing state funds that provide specific assistance to eligible state depositories that are community banks, and recommend efforts to the General Assembly.

SB 902 by Watson, requires letter rulings and revenue rulings issued by the commissioner of revenue to be open to the public.

Referred to General Sub Committee

SB 469 by Senator Tracy, exempts from sales tax the sale of motor vehicles to active duty members of the armed forces stationed in Tennessee but on temporary duty assignment in another state.



General Welfare Health & Human Resources Committee

The Senate General Welfare, Health and Human Resources Committee met on Wednesday, April 6th at 10:30am and heard the budget presentations of the Departments of Health and Human Services. The committee also considered the following legislation:

Passed to Calendar Committee:

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

SB 1287 by Senator Steve Southerland, specifies that dental hygienists are authorized to perform stain removal on teeth in addition to performing those tasks that they are authorized to perform under present law.

Deferred one week:

SB 1109 by Senator Doug Overbey, extends the current moratorium on the issuance of certificates of need (CONs) for new nursing home beds until June 30, 2013.

SB 1110 by Senator Doug Overbey, extends for two years the nursing home privilege tax and restricts the use of such tax revenues to the funding of nursing home rates.

SB 72 by Senator Doug Overbey, requires the governor to designate one day each year as Autism Awareness Recognition Day.

SB 1065 by Senator Doug Overbey, adds new requirements governing audits of pharmacies by pharmacy benefit managers.

SB 1784 by Senator Doug Overbey, establishes certain requirements for electronic prescribing and electronic prescribing software.

SB 608 by Senator Doug Overbey, authorizes court ordered assisted outpatient treatment in certain circumstances.

SB 1145 by Senator Doug Henry, provides that any market comparisons used by an independent appraiser in determining the fair market value of a medical practice subject to repurchase shall be commercially reasonable.

SB 494 by Senator Joe Haynes, expands statute providing for a prescription drug label that indicates the condition for which the drug is prescribed from applying only to elder persons to apply to any patient.

SB 595 by Senator Lowe Finney, requires reports to and by the select committee on long-term care concerning recent long-term care reform legislation.

SB 96 by Senator Jim Tracy, prohibits persons convicted of a felony drug offense on and after July 1, 2011, from being eligible for receiving Families First benefits [TANF].

SB 522 by Chairman Rusty Crowe, redefines "trauma system" to include all Level IV trauma centers.

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

SB 1853 by Chairman Rusty Crowe, changes the name of the association that nominates members for the governor to appoint to the board of optometry.

SB 1935 by Senator Randy McNally, establishes requirements for the supervision of nurses and physician assistants by certain physicians when engaged in interventional pain management.



Government Operations

Committee

The Government operations committee did not meet this week.



The Judiciary Committee met on Tuesday, April 5 and passed the following budget proposals to the Finance, Ways and Means Committee for further consideration:

- **DISTRICT ATTORNEYS GENERAL CONFERENCE**
- **OFFICE OF THE POST-CONVICTION DEFENDERS**

Additionally, the Judiciary Committee considered the following legislation:

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 396 by Senator Burks, as amended, 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.

Passed to Calendar:

SB 767 by Senator Marrero, as amended, revises certain provisions of the "Neighborhood Preservation Act."

Deferred one week:

SB 441 by Senator Marrero, as introduced, under certain circumstances, broadens the Class E felony offense of aggravated criminal littering to include littering in areas designated as no dumping zones.

Passed to Finance:

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

Passed to Calendar:

SB 349 by Senator Haynes, as introduced, requires clerk to accept cost bond signed by attorney in lieu of party paying fees or clerk must forfeit all costs.

Deferred one week:

SB 1496 by Senator Southerland, As introduced, clarifies that misdemeanor probation services may also be provided by a public company other than a municipality or county.

Deferred one week:

SJR 54 by Senator Faulk, Amends Article II of the Tennessee Constitution in order to limit the annual regular sessions of the general assembly to a period from February through May; abolishes the 90 day limit for which expenses may be compensated for regular session.

Deferred one week:

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

Deferred one week:

SB 1987 by Senator Stewart, as introduced, makes a person who is charged with sexual exploitation of a minor ineligible for suspension of prosecution and pretrial diversion.

Deferred one week:

SB 1990 by Senator Stewart, as introduced, adds firefighters and certain emergency services personnel to statute permitting law enforcement officers and certain TBI employees to request that an arrestee's blood be tested for certain infectious diseases.

Deferred one week:

SB 2000 by Senator Stewart, as introduced, authorizes the transfer of a juvenile from juvenile to adult court if the juvenile commits an aggravated assault against an employee of a juvenile detention facility to which the juvenile has been committed or is confined.

Deferred to last committee calendar:

SB 2021 by Senator Stewart, as introduced, permits parents to see the body of an adult child prior to the commencement of an autopsy; authorizes the state to restrict a parent from touching the body to the extent necessary to preserve evidence.

Deferred one week:

SB 1994 by Senator Stewart, as introduced, creates Class D felony aggravated assault offense of a person sentenced to confinement in an adult or juvenile facility throwing urine, blood or other bodily fluids upon an officer of the facility, intending the fluid to make contact with the officer and reasonably knowing the officer would find it offensive.

Deferred to last committee calendar:

SB 2002 by Senator Stewart, as introduced, changes the punishment for the offense of abuse of a corpse from a Class E felony to a Class D felony.

\Deferred two weeks:

SB 2025 by Senator Stewart, as introduced, creates a statutory physical invasion of privacy and constructive invasion of privacy cause of action; creates a fund where half of any civil penalties collected are deposited, with the other half going to prosecuting counties and cities.

Deferred one week:

SB 64 by Senator Overbey, as introduced, enhances penalties for patronizing prostitution and promoting prostitution in certain instances; provides immunity for minors arrested for prostitution; establishes tow and impound procedures for vehicles used in prostitution offenses.

Deferred one week:

SB 802 by Senator Overbey, as introduced, authorizes the use of a duplicate capias for the arrest or surrender of an individual when the clerk is unavailable to provide a certified capias.

Deferred one week:

SB 1456 by Senator Overbey, as introduced, permits the district attorney to apply for an order to wiretap if the interception may provide evidence of a criminal gang offense by a criminal gang member.

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.

Deferred one week:

SB 803 by Senator Berke, as introduced, requires that in taking into account the child's best interest for purposes of a child custody arrangement, the court shall order a custody arrangement that permits both parents to enjoy the maximum participation possible in the life of the child.

Deferred one week:

SJR 91 by Senator Finney, authorizes the general assembly to decrease the compensation and expenses of its members during their current term in certain circumstances.

Deferred one week:

SB 1380 by Senator Finney, as introduced, increases penalty for disorderly conduct within 500 feet of a funeral or memorial service from Class C misdemeanor to Class B misdemeanor.

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 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 1400 by Senator Bell, as introduced, provides that offenses of wiretapping and electronic surveillance do not apply to person who installs software on a computer the person owns or is authorized to use when software is intended to monitor and record internet use by member of person's household, including but not limited to person's child.

Passed to Calendar:

SB 655 by Senator Tracy, as amended, establishes the Blue Alert system to provide rapid dissemination of information to aid in detection of persons when law enforcement officer is killed, injured or suspiciously missing in line of duty.

Deferred one week:

SB 1432 by Senator Harper, as introduced, clarifies counties to which certain court jurisdictional provisions of the Governmental Tort Liability Act apply.

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 two weeks:

SB 389 by Senator Kelsey, as introduced, creates the Class E felony of drawing a deed without actual ownership.

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 857 by Senator Barnes, as introduced, provides that persons who have been convicted of a felony and escaped from confinement or broken terms of bail or probation shall be presumed at substantial risk for willfully failing to appear and require substantial bail.

Deferred one week:

SB 858 by Senator Barnes, as introduced, deletes outdated language from requirements concerning the sex offender registry.

Deferred one week:

SJR 90 by Senator Beavers, as introduced, proposes an amendment to Article VII of the Tennessee Constitution in order to move the election of county officers and judges from August to November.

Deferred one week:

SJR 45 by Senator Beavers, allows compensation of judges to be decreased or diminished during term of office as provided by law for judicial misconduct while in office.

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 1051 by Senator Campfield, Herron, as introduced, requires all sexual offenders who are incarcerated, but who have not yet registered as a sexual offender or violent sexual offender, to be registered in the institution in which they are incarcerated by no later than August 1, 2011.

Deferred one week:

SB 1775 by Senator Campfield, as introduced, authorizes judges with certain training and permit to carry firearms in courtroom and under same circumstances law enforcement are currently allowed to carry.

Deferred one week:

SB 402 by Senator Campfield, as introduced, requires that all weapons seized as contraband that are not used in law enforcement be sold in a public sale.

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 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.

Deferred one week:

SB 729 by Senator Tate, As introduced, creates a Class A misdemeanor, punishable by fine of \$2,500, to knowingly produce, manufacture, distribute, sell, offer for sale, or possess with intent to produce, manufacture, distribute, sell or offer for sale any product composed of any amount of methcathinone that is not lawfully prescribed or approved by the FDA.

Deferred one week:

SB 735 by Senator Tate, As introduced, adds to Schedule I controlled substances: 3,4-Methylenedioxymethcathinone (Methylone); 3,4-Methylenedioxypropylvalerone (MDPV); 4-Methylmethcathinone (Mephedrone); 3-Methoxymethcathinone; 3-Fluoromethcathinone; and 4-Fluoromethcathinone.

Deferred one week:

SB 1726 by Senator Tate, as introduced, creates Class A misdemeanor offenses for the production, manufacture, distribution or possession of additional synthetic cannabinoids.

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.



State & Local Government Committee

The Senate State and Local Government Committee met on Tuesday, April 5th, and considered the following legislation:

The committee heard and approved three budgets: Military, Board of Probation and Parole, Tennessee Corrections Institute, and TRICOR. The committee rolled the Department of Corrections one week to work out a possible amendment to the budget.

PASSED TO CALENDAR:

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.

SB 0730 by *Tate (HB 1338 by *Camper) Alcoholic Beverages - As introduced, permits unincorporated areas in Shelby County to sell alcoholic beverages.

SB 0923 by *Beavers (*HB 0708 by *Weaver) Election Laws - As introduced, lowers the early voting period to seven days instead of five prior to an election and, except for years in which a presidential election is held, lessens the total number of days to not more than 10 nor less than 7 days for counties having a population of 20,500 or less.

SB 1255 by *Yager (*HB 1472 by *Cobb) Election Laws - As introduced, expands state election commission to seven members permanently.

PASSED TO FINANCE:

SB 0615 by *Watson, Johnson, Southerland, Tate, Ketrion, 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.

ROLLED ONE WEEK:

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.

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 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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

SJR 0122 by *Yager Naming and Designating - Rare Disease Day February 28, 2011 -

SB 0477 by *Beavers, Gresham (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.

SB 0830 by *Summerville (HB 1295 by *Hensley) Utilities, Utility Districts - As introduced, requires commissioners of certain water utility districts in Lawrence County to be elected by the customers of the utility district.

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.

SB 0478 by *Beavers, Gresham (*HB 0453 by *Weaver) County Government - As introduced, restricts the ability of a county legislative body to eliminate line items included in a budget submitted by the administrator of elections.

SB 0756 by *Beavers (HB 1119 by *Todd) Election Laws - As introduced, clarifies necessity, requirement and statutory responsibility of the county to fund all county election commission expenses including compensation of its employees and election officials, expenses incurred in holding elections, and all fees incurred due to the filing or defense of a lawsuit.

SB 1805 by *Bell (*HB 0414 by *Casada) Election Laws - As introduced, repeals the Tennessee Voter Confidence Act.

SB 0599 by *Norris (*HB 0612 by *McCormick) Election Laws - As introduced, changes date of presidential preference primary from first Tuesday in February to first Tuesday in March.

SB 1390 by *Finney L (HB 1711 by *Turner M) State Government - As introduced, makes a one-time reduction to the total amount of health insurance benefits paid on behalf of current and former legislators, and administrative department heads and executive officials in the executive branch, by \$100 million; effective July 1, 2011, for former members and executive officials; effective at the election of 108th general assembly for current members.

SB 1368 by *Finney L (*HB 1677 by *McDonald) General Assembly - As introduced, requires any amount of postal and printing allowance allocated to a member who has \$20,000 in such allowance to revert back to the general fund.

SB 0822 by *Gresham (*HB 0424 by *Marsh) Public Records - As introduced, makes all records pertaining to licensure or registration by owners of security systems held or kept by a governmental entity confidential; includes all information, photos, presentations, schematics and surveys.

SB 1399 by *Bell (HB 2086 by *Shipley, Turner M) Public Records - As introduced, removes confidentiality of certain nonprofit entity records concerning contractors.

SB 0870 by *Bell (HB 1093 by *Hurley, Rich, Alexander) Emergency Communications Districts - As introduced, allows state board to grant exceptions or waivers to certain employment requirements for emergency call takers and public safety dispatchers.

SB 0720 by *Berke (HB 1854 by *Campbell, Turner M, Moore, Miller L, Jones S, Matheny, Richardson, Todd, Shipley, Hurley, Evans, Dean, Watson, Coley, Parkinson, Stewart, Maggart) Public Employees - As introduced, creates a presumption that an infectious disease acquired by a firefighter, paramedic, emergency medical technician, or emergency medical technician advanced was suffered in the line of duty unless the contrary is shown by competent evidence.

SB 1334 by *Berke (*HB 1554 by *McCormick, Favors) Industrial Development - As introduced, authorizes industrial development corporations located in municipalities in which urban brownfield redevelopment projects are located to prepare and submit economic impact plans for the development of such projects.

SB 1019 by *Barnes (HB 1383 by *Fitzhugh) General Assembly - As introduced, prohibits a committee of either house from considering, or the chief clerk from referring, a general bill concerning revenue unless it limits statutory changes to only one part of title 67.

SB 0055 by *Campfield (HB 1214 by *Hall) Annexation - As introduced, requires municipality to notify affected property owners by mail of proposed extension of corporate limits under certain circumstances.

SB 1224 by *Yager (*HB 0986 by *Todd, Haynes) Alcoholic Beverages - As introduced, decreases from two to one the number of years that an individual, shareholder, or transferee must reside in Tennessee following an application for a retail liquor store license; decreases from 10 to five the number of years that an individual, shareholder or transferee must have resided in Tennessee to receive a retail liquor store license.

SB 1214 by *Yager, Overbey, McNally, Finney L, Stewart (*HB 0773 by *Ramsey, Curtiss, Ragan) Jails, Local Lock-ups - As introduced, requires that a county receive no less than \$40.00 per day per state prisoner housed in such county's correctional facilities.

ROLLED TWO WEEKS:

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.

SB 0743 by *Norris (HB 0882 by *Haynes) Comptroller, State - As introduced, requires the comptroller to conduct a study of the statutory law and cases involving the manner in which delinquent property taxes are reported by the trustee and collected by delinquent tax attorneys. .



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 one week to April 13, 2011:

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 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 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.

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 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.

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.

With Amendment

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.

With Amendment

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.