HARRIS FRAZIER

Government Relations

PHARM

SB2 **COVID-19: Limitation on claims against a person for loss, damage, injury, or death arising from COVID-19.**

Sponsors: Sen. Johnson, Jack ,
Summary: Makes permanent limitations on claims against a person for loss, damage, injury, or death arising from COVID-19 and the prohibition on COVID-19 vaccine mandates.
Senate Status: 01/10/23 - Introduced in the Senate

SB11/HB2 **COVID-19: Makes permanent various provisions regarding COVID-19.**

Sponsors: Sen. Johnson, Jack , Rep. Zachary, Jason
Summary: Makes permanent various provisions regarding COVID-19.
Senate Status: 01/10/23 - Introduced in the Senate
House Status: 01/11/23 - Held on House clerk's desk.

SB34 **GOVERNMENT ORGANIZATION: Sunset - board of pharmacy.**

Sponsors: Sen. Roberts, Kerry ,
Summary: Extends the board of pharmacy to June 30, 2027.
Senate Status: 01/10/23 - Introduced in the Senate

SB36 **GOVERNMENT ORGANIZATION: Sunset - controlled substance database committee.**

Sponsors: Sen. Roberts, Kerry ,
Summary: Extends the controlled substance database committee to June 30, 2027.
Senate Status: 01/10/23 - Introduced in the Senate

SB38 **GOVERNMENT ORGANIZATION: Sunset - department of commerce and insurance.**

Sponsors: Sen. Roberts, Kerry ,
Summary: Extends the department of commerce and insurance to June 30, 2027.
Fiscal Note: TENNESSEE GENERAL ASSEMBLY FISCAL REVIEW COMMITTEE FISCAL NOTE SB 38 January 10, 2023SUMMARY OF BILL: Extends the termination date of the Department of Commerceand Insurance to June 30, 2027. Under the Tennessee Governmental Entity Review Law, theDepartment is scheduled to terminate on June 30, 2023.FISCAL IMPACT: NOT SIGNIFICANT
Senate Status: 01/10/23 - Introduced in the Senate

SB40 **GOVERNMENT ORGANIZATION: Sunset - department of health.**

Sponsors: Sen. Roberts, Kerry ,
Summary: Extends the department of health to June 30, 2027.
Fiscal Note: TENNESSEE GENERAL ASSEMBLY FISCAL REVIEW COMMITTEE FISCAL NOTE SB 40 January 10, 2023SUMMARY OF BILL: Extends the termination date of the Department of Health toJune 30, 2027. Under the Tennessee Governmental Entity Review Law, the Department isscheduled to terminate on June 30, 2023.FISCAL IMPACT: NOT SIGNIFICANT
Senate Status: 01/10/23 - Introduced in the Senate

SB48 **GOVERNMENT ORGANIZATION: Sunset - medical cannabis commission.**

Sponsors: Sen. Roberts, Kerry ,
Summary: Extends the medical cannabis commission to June 30, 2025.
Senate Status: 01/10/23 - Introduced in the Senate

SB96/HB185 **HEALTH CARE: Application for nonresidential substitution-based treatment center for opiate addiction - notice.**

Sponsors: Sen. Johnson, Jack , Rep. Whitson, Sam
Summary: Increases, from 10 to 15, the number of days within which an applicant must send notice to the appropriate officials that an application for a nonresidential substitution-based treatment center for opiate addiction has been filed with the health facilities commission. Broadly captioned.
Fiscal Note: TENNESSEE GENERAL ASSEMBLY FISCAL REVIEW COMMITTEE FISCAL NOTE SB 96 January 12, 2023SUMMARY OF BILL: Revises certain provisions of the Tennessee Code Annotatedwithout making substantive changes to current law.FISCAL IMPACT: NOT SIGNIFICANT
Senate Status: 01/11/23 - Introduced in the Senate
House Status: 01/12/23 - Filed for Introduction

SB140/HB109 **HEALTH CARE: Healthcare provider furnishing patient's medical records.**

Sponsors: Sen. Hensley, Joey , Rep. Helton-Haynes, Esther

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Summary: Increases the number of days a healthcare provider has to furnish a patient's medical records from 10 working days to 20 working days from the date of the record's request.

Fiscal Note: TENNESSEE GENERAL ASSEMBLY FISCAL REVIEW COMMITTEE FISCAL NOTE HB 109 SB 140 January 12, 2023SUMMARY OF BILL: Revises certain provisions of the Tennessee Code Annotatedwithout making substantive changes to current law.FISCAL IMPACT: NOT SIGNIFICANT

Senate Status: 01/12/23 - Introduced in the Senate

House Status: 01/12/23 - Introduced in the House

SB149/HB131 **GOVERNMENT CONTRACTS: Audit notice for entities contracting with state or local government.**

Sponsors: Sen. Roberts, Kerry , Rep. Ragan, John

Summary: Extends from five to ten business days the period by which a contracting entity with the state or a local government must object to a notice to audit the contracting entity by the comptroller to ensure that public funds are used for their designated public purpose under the contract. Broadly captioned.

Senate Status: 01/12/23 - Introduced in the Senate

House Status: 01/12/23 - Introduced in the House

SB168/HB85 **CRIMINAL LAW: Free All Cannabis for Tennesseans Act.**

Sponsors: Sen. Campbell, Heidi , Rep. Freeman, Bob

Summary: Enacts the "Free All Cannabis for Tennesseans Act" or "FACT Act," which establishes a regulatory structure for the cultivation, processing, and retail sale of marijuana and marijuana products in this state to be administered by the department of agriculture. Authorizes an adult to use, possess, and transport not more than 60 grams of marijuana, except that not more than 15 grams of that amount may be in the form of marijuana concentrate. Defines "marijuana concentrate" to mean the cannabinoid-rich oil or extract from marijuana extracted from plant material or the resin created from the plant by physical or chemical means and includes water-based marijuana concentrate, food-based marijuana concentrate, solvent-based marijuana concentrate, and heat- or pressure-derived marijuana concentrate. Authorizes an adult to transfer without remuneration to another adult not more than 60 grams of marijuana, except that not more than 15 grams of that amount may be in the form of marijuana concentrate. Specifies that the transfer must not be advertised or promoted to the public. Authorizes an adult to cultivate for personal use no more than 12 marijuana plants in an area on the premises of the adult's private residence. Allows a person to prohibit or restrict the possession, consumption, cultivation, distribution, manufacture, sale, or display of marijuana or marijuana products on property the person owns, occupies, or manages. Authorizes a county, by resolution of the county legislative body, or an incorporated municipality, by ordinance of its governing body, to levy a local sales tax in a rate not to exceed five percent on the sale of marijuana and marijuana products within such county or municipality. Also imposes a 15 percent tax on each sale of marijuana or a marijuana product by a marijuana dispensary. Requires the department of revenue to allocate the revenue derived from the marijuana tax and specifies allocation (37 pp.).

Senate Status: 01/12/23 - Filed for Introduction

House Status: 01/12/23 - Held on House clerk's desk.

HB10 **CRIMINAL LAW: Exceptions to criminal abortion for rape, incest, or health of the woman.**

Sponsors: Rep. Hakeem, Yusuf

Summary: Specifies that the offense of criminal abortion does not include an abortion performed or attempted by a licensed physician who determined it was necessary to protect the physical or mental health of the pregnant woman or performed on a patient whose pregnancy is due to rape or incest. Requires the physician to verify that the patient has reported the crime to the appropriate law enforcement agency prior to the procedure in instances of abortion due to rape or incest.

House Status: 01/11/23 - Held on House clerk's desk.

HB101 **CRIMINAL LAW: Exclusions to offense of criminal abortion.**

Sponsors: Rep. Glynn, Ronnie

Summary: Excludes from the offense of criminal abortion an abortion performed to prevent the death of a pregnant woman or to prevent serious risk of substantial and irreversible impairment of a major bodily function of a pregnant woman or on a patient whose pregnancy is the result of incest or aggravated or especially aggravated rape, including aggravated or especially aggravated rape of a child. Deletes the preponderance of evidence requirements physicians must meet and removes this as an affirmative defense to prosecution. Removes a woman's conduct or mental health factors from consideration in determining what qualifies as an authorized abortion. Permits a law enforcement officer to confirm to a physician that the pregnant woman has filed a report of alleged rape or incest.

House Status: 01/12/23 - Introduced in the House

HB144 **CRIMINAL LAW: Second offense DUI - participation in substance abuse program.**

Sponsors: Rep. Lamberth, William

Summary: Changes from 25 to 17 the number of days of incarceration a person convicted of a second offense of driving under the influence of an intoxicant must serve before the person can participate in a substance abuse treatment program; requires a person charged with or convicted of a third or subsequent offense of driving under the influence of an intoxicant involving the use of alcohol to wear a transdermal alcohol monitoring device for a 90-day period of continuous sobriety.

House Status: 01/12/23 - Introduced in the House

HB172 **HEALTH CARE: Tennessee Medical Cannabis Act.**

Sponsors: Rep. Chism, Jesse

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Summary: Enacts the Tennessee Medical Cannabis Act to enable citizens of the state of Tennessee to legally access and utilize cannabis for certain medical purposes under certain conditions. Clarifies that government medical assistance programs and private insurers are not required to reimburse a person for costs associated with medical use of cannabis. Allows a person, property owner or employer to prohibit its use by guests, clients, customers or other visitors on that property. States that employers are not obligated to exempt an employee from discipline for ingesting cannabis in the workplace or for working under its influence. Allows a landlord to prohibit the cultivation of cannabis on the rental property. Equates the authorized use of medical cannabis with any other prescribed medication for the purposes of prohibiting discrimination in certain situations such as organ transplants, custody and visitation rights and certain employment practices. Outlines qualification requirements of patients and practitioners and defines relevant terms and conditions for the authorized use of medical cannabis. Includes a list of debilitating medical conditions which qualify a patient for medical cannabis. (46 pp.)

House Status: 01/12/23 - Filed for Introduction

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