HARRIS FRAZIER

Government Relations

Pharmacy

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.
Fiscal Note: (Dated January 23, 2023) NOT SIGNIFICANT
Senate Status: 01/20/23 - Referred to Senate Health & Welfare Committee.

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.
Fiscal Note: (Dated January 22, 2023) NOT SIGNIFICANT
Senate Status: 01/20/23 - Referred to Senate Health & Welfare Committee.
House Status: 01/12/23 - Referred to House Civil Justice Subcommittee.

SB34/HB200 **GOVERNMENT ORGANIZATION: Sunset - board of pharmacy.**

Sponsors: Sen. Roberts, Kerry , Rep. Ragan, John
Summary: Extends the board of pharmacy to June 30, 2027.
Senate Status: 01/20/23 - Referred to Senate Government Operations Committee.
House Status: 01/21/23 - Referred to House Government Operations Committee.

SB36/HB202 **GOVERNMENT ORGANIZATION: Sunset - controlled substance database committee.**

Sponsors: Sen. Roberts, Kerry , Rep. Ragan, John
Summary: Extends the controlled substance database committee to June 30, 2027.
Fiscal Note: (Dated January 22, 2023) NOT SIGNIFICANT
Senate Status: 01/20/23 - Referred to Senate Government Operations Committee.
House Status: 01/21/23 - Referred to House Government Operations Committee.

SB38/HB204 **GOVERNMENT ORGANIZATION: Sunset - department of commerce and insurance.**

Sponsors: Sen. Roberts, Kerry , Rep. Ragan, John
Summary: Extends the department of commerce and insurance to June 30, 2027.
Fiscal Note: (Dated January 10, 2023) NOT SIGNIFICANT
Senate Status: 01/25/23 - Set for Senate Government Operations Committee 02/01/23.
House Status: 01/21/23 - Referred to House Government Operations Committee.

SB40/HB206 **GOVERNMENT ORGANIZATION: Sunset - department of health.**

Sponsors: Sen. Roberts, Kerry , Rep. Ragan, John
Summary: Extends the department of health to June 30, 2027.
Fiscal Note: (Dated January 10, 2023) NOT SIGNIFICANT
Senate Status: 01/20/23 - Referred to Senate Government Operations Committee.
House Status: 01/21/23 - Referred to House Government Operations Committee.

SB48/HB214 **GOVERNMENT ORGANIZATION: Sunset - medical cannabis commission.**

Sponsors: Sen. Roberts, Kerry , Rep. Ragan, John
Summary: Extends the medical cannabis commission to June 30, 2025.
Fiscal Note: (Dated January 22, 2023) NOT SIGNIFICANT
Senate Status: 01/20/23 - Referred to Senate Government Operations Committee.
House Status: 01/21/23 - Referred to House Government Operations Committee.

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: (Dated January 12, 2023) NOT SIGNIFICANT
Senate Status: 01/20/23 - Referred to Senate Health & Welfare Committee.
House Status: 01/21/23 - Caption bill held on House clerk's desk.

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

Sponsors: Sen. Hensley, Joey , Rep. Helton-Haynes, Esther
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: (Dated January 12, 2023) NOT SIGNIFICANT
Senate Status: 01/20/23 - Referred to Senate Health & Welfare Committee.
House Status: 01/20/23 - Caption bill held on House clerk's desk.

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.
Fiscal Note: (Dated January 17, 2023) NOT SIGNIFICANT
Senate Status: 01/20/23 - Referred to Senate State & Local Government Committee.
House Status: 01/20/23 - Caption bill held on House clerk's desk.

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: 01/21/23 - Referred to Senate Judiciary Committee.
House Status: 01/12/23 - Held on House clerk's desk.

SB193/HB702 **CRIMINAL LAW: Increased penalties for fentanyl derivative drugs.**

Sponsors: Sen. Lundberg, Jon , Rep. Doggett, Clay
Summary: Increases the penalty to a Class B felony with a fine of up to $100,000 for drug offenses involving 0.5 grams or more of fentanyl, carfentanil, remifentanil, alfentanil, thiafentanil, or any fentanyl derivative or analogue.
Senate Status: 01/21/23 - Referred to Senate Judiciary Committee.
House Status: 01/26/23 - Filed for Introduction

SB196 **HEALTH CARE: Updates requirements for prescription writing for nurse practitioners.**

Sponsors: Sen. Lundberg, Jon ,
Summary: Removes a reference to a repealed section that required the division of health related boards to provide to the board of pharmacy the names of all nurse practitioners and physician assistants who are authorized to write and sign prescriptions or issue legend drugs in Tennessee and the names of their supervising physicians.
Fiscal Note: (Dated January 17, 2023) NOT SIGNIFICANT
Senate Status: 01/21/23 - Referred to Senate Commerce & Labor Committee.

SB200/HB304 **ALCOHOLIC BEVERAGES: Opiate antagonist nasal spray to be kept on premises of certain establishments.**

Sponsors: Sen. Lamar, London , Rep. Jones, Justin
Summary: Requires establishments that have gross sales of alcoholic beverages of more than $500,000 per calendar year, as a condition of receiving or renewing a liquor-by-the-drink license, to keep an opiate antagonist nasal spray in an easily accessible location on the premises and to provide satisfactory proof of such to the alcoholic beverage commission.
Fiscal Note: (Dated January 20, 2023) NOT SIGNIFICANT
Senate Status: 01/21/23 - Referred to Senate State & Local Government Committee.
House Status: 01/25/23 - Referred to House Department & Agencies Subcommittee.

SB277/HB325 **HEALTH CARE: Opioid prescription limitations.**

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William
Summary: Permanently extends the present law, which is set to terminate on July 1, 2023, that establishes limitations on the prescription of opioids and authorizes the promulgation of rules related to the calculation of those limitations.
Senate Status: 01/21/23 - Referred to Senate Health & Welfare Committee.

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House Status: 01/21/23 - Introduced in the House

SB291/HB566 **HEALTH CARE: Overdose Fatality Review Act.**

Sponsors: Sen. Briggs, Richard , Rep. Carringer, Michele

Summary: Enacts the "Overdose Fatality Review Act," which creates a legislative framework for establishing county or regional multidisciplinary overdose fatality review teams in this state. Specifies composition of overdose fatality review teams and duties and responsibilities of overdose fatality review teams, including recommending prevention and intervention strategies to improve coordination of services among member agencies to reduce overdose deaths. Requires the coordinator of the local team to report to the local or regional county health officer. Specifies other responsibilities of coordinator of local team. Specifies that local team meetings in which confidential information is discussed are closed to the public. Specifies that all information and records acquired by a local team are confidential and are not subject to subpoena, discovery, or introduction into evidence in a civil or criminal proceeding or disciplinary action (14 pp.).

Senate Status: 01/26/23 - Referred to Senate Health & Welfare Committee.

House Status: 01/25/23 - Filed for Introduction

SB296 **HEALTH CARE: Licensure decisions on applications of persons licensed in another state.**

Sponsors: Sen. Gardenhire, Todd ,

Summary: Requires the board of medical examiners, board of osteopathic examination, board of nursing and board of physician assistants to render a decision within 45 days of receiving an application for Tennessee licensure from a person who is licensed in another state or territory of the United States or the District of Columbia. Requires the board to either issue the license or inform the applicant of its decision to deny licensure and the reasons for the denial. Stipulates that this requirement takes effect upon becoming law and applies to applications on or after that date.

Senate Status: 01/26/23 - Referred to Senate Health & Welfare Committee.

SB308/HB332 **TENNCARE: Contracting with managed care organizations.**

Sponsors: Sen. Hensley, Joey , Rep. Cepicky, Scott

Summary: Requires the bureau to contract with at least one managed care organization that is partnered with a provider participation entity. Establishes eligibility requirements for such entities to contract with TennCare. Prohibits TennCare from choosing managed care organizations through a request for proposal or competitive bidding process beginning January 1, 2024. Makes other various changes including eligibilities for contracts with TennCare, financial risk factors, characteristics of the governing body of the provider participation entity involved with TennCare, and report submission for TennCare eligibility qualifications and standards. Broadly captioned.

Senate Status: 01/26/23 - Referred to Senate Commerce & Labor Committee.

House Status: 01/21/23 - Introduced in the House

SB309/HB292 **HEALTH CARE: Deletes report requirement on infections by infections taskforce.**

Sponsors: Sen. Yarbro, Jeff , Rep. Freeman, Bob

Summary: Deletes provisions related to the infections taskforce that focused on strategies and recommendations for the prevention and control of antibiotic resistant infections, including MRSA, and reported aggregate data on incidence and trends for invasive MRSA in Tennessee to the general assembly from 2008-2010. Broadly captioned.

Fiscal Note: (Dated January 22, 2023) NOT SIGNIFICANT

Senate Status: 01/26/23 - Referred to Senate Commerce & Labor Committee.

House Status: 01/21/23 - Caption bill held on House clerk's desk.

SB314 **INSURANCE AUTOMOBILES: Notification of automotive body part repair by auto insurer to insured.**

Sponsors: Sen. Niceley, Frank ,

Summary: Prohibits, as an unfair claims settlement practice, an auto insurer from directing a body shop to repair a motor vehicle without first providing the insured with written notice of the insured's right to approve the type of body parts to be used in the repair of the motor vehicle and an opportunity to select the type of body parts to be used. Specifies that the notice requirement only applies in the five years after the model year of the motor vehicle to be repaired.

Senate Status: 01/26/23 - Referred to Senate Commerce & Labor Committee.

SB327 **TENNCARE: Protocols made available on bureau's website.**

Sponsors: Sen. Haile, Ferrell ,

Summary: Clarifies that protocols developed using evidence-based medicine and authorized by the bureau be made available to TennCare providers and managed care organizations on the bureau's website. Requires updates or revisions to such protocols be published not later than 48 hours from the time such updates or revisions are authorized by the bureau.

Senate Status: 01/26/23 - Referred to Senate Health & Welfare Committee.

SB328/HB144 **CRIMINAL LAW: Second offense DUI - participation in substance abuse program.**

Sponsors: Sen. Haile, Ferrell , 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.

Senate Status: 01/26/23 - Referred to Senate Judiciary Committee.

House Status: 01/25/23 - Set for House Criminal Justice Subcommittee 01/31/23.

SB329/HB514 **HEALTH CARE: Annual report by medical cannabis commission.**

Sponsors: Sen. Haile, Ferrell , Rep. Terry, Bryan

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Summary: Changes the date, from January 1 to January 15, by which the medical cannabis commission must submit its annual findings and recommendations to the general assembly. Broadly captioned.
Fiscal Note: (Dated January 24, 2023) NOT SIGNIFICANT
Senate Status: 01/26/23 - Referred to Senate Judiciary Committee.
House Status: 01/25/23 - Filed for Introduction

SB334/HB704 **WELFARE: Medicaid fraud unit duties expanded.**

Sponsors: Sen. Jackson, Ed , Rep. Doggett, Clay
Summary: Authorizes the Tennessee bureau of investigation's medicaid fraud control unit to investigate and refer for prosecution laws pertaining to provider or vender fraud and abuse related to the administration of the medicaid program. Provides that the unit is also authorized to investigate medicare fraud, abuse, neglect and misappropriation of funds or property in healthcare facilities receiving payments under the state medicaid plan and complains of abuse, neglect and financial exploitation of medicaid recipients. Requires a summary of the unit's work be included in an annual report submitted to the governor, the senate judiciary committee and the criminal justice committee of the house of representatives. Creates three new divisions of the TBI: the criminal investigation division, the forensic services division and the narcotics investigation division.
Fiscal Note: (Dated January 25, 2023) NOT SIGNIFICANT
Senate Status: 01/26/23 - Referred to Senate Judiciary Committee.
House Status: 01/26/23 - Filed for Introduction

SB338/HB362 **TENNCARE: Annual review of medications and forms of treatment for lupus.**

Sponsors: Sen. Oliver, Charlane , Rep. Love Jr., Harold
Summary: Requires the bureau of TennCare to conduct an annual review of all medications and forms of treatment for lupus, and services for enrollees with a diagnosis of lupus, that are eligible for coverage under the medical assistance program. Requires the bureau of TennCare, when conducting the annual review, to solicit and consider input from the general public, with specific emphasis on attempting to receive input from persons or groups with knowledge and experience in the area of lupus treatment. Requires an annual report to be made to the general assembly.
Senate Status: 01/26/23 - Referred to Senate Commerce & Labor Committee.
House Status: 01/20/23 - Filed for Introduction

SB458/HB496 **HEALTH CARE: Application process for occupational licenses.**

Sponsors: Sen. Watson, Bo , Rep. Martin, Brock
Summary: Directs health related boards to promulgate rules that expedite the application process for occupational licenses by requiring the boards to make a determination on applications within 60 days of the date they are submitted. Authorizes health related boards to request the department to replace or transfer administrative staff or the attorney assigned to the board by the division of health related boards.
Senate Status: 01/26/23 - Introduced in the Senate
House Status: 01/25/23 - Filed for Introduction

SB460/HB607 **INSURANCE HEALTH: Timeframe for utilization review agents to notify enrollees for more information.**

Sponsors: Sen. Watson, Bo , Rep. Hawk, David
Summary: Lowers, from five to four business days, the amount of time a utilization review agents must notify the enrollee and the healthcare provider in writing or electronic portals of the need for additional information in order to make a determination on a request for authorization.
Fiscal Note: (Dated January 26, 2023) NOT SIGNIFICANT
Senate Status: 01/26/23 - Introduced in the Senate
House Status: 01/26/23 - Filed for Introduction

SB502 **TENNCARE: Report on use and cost of opioids and other controlled substances in prescription drug program.**

Sponsors: Sen. Watson, Bo ,
Summary: Extends the due date, from January 15 to February 1, the due date of the annual report on the use and cost of opioids and other controlled substances in the prescription drug program for TennCare to the health committee of the house, the health and welfare committee of the senate, and the house and senate finance committees.
Fiscal Note: (Dated January 26, 2023) NOT SIGNIFICANT
Senate Status: 01/26/23 - Introduced in the Senate

SB523/HB495 **HEALTH CARE: Topical Medical Waste Reduction Act of 2023.**

Sponsors: Sen. Jackson, Ed , Rep. Martin, Brock
Summary: Enacts the "Topical Medical Waste Reduction Act of 2023," which establishes certain regulations of facility-provided medications. Broadly captioned.
Senate Status: 01/26/23 - Introduced in the Senate
House Status: 01/25/23 - Filed for Introduction

SB546/HB553 **TENNCARE: Mailing documentation of material change by Tenncare applicant.**

Sponsors: Sen. Briggs, Richard , Rep. Littleton, Mary
Summary: Reduces from 30 days to 15 days the time within which an applicant is responsible for mailing documentation of any material change affecting any information given to the bureau or in the applicant's application. Broadly captioned.
Fiscal Note: (Dated January 26, 2023) NOT SIGNIFICANT
Senate Status: 01/26/23 - Introduced in the Senate
House Status: 01/25/23 - Filed for Introduction

SB620 **FAMILY LAW: Families' Rights and Responsibilities Act.**

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Sponsors: Sen. Pody, Mark ,
Summary: Enacts the "Families' Rights and Responsibilities Act", which declares that the ability of a parent to direct the upbringing, education, health care, and mental health of that parent's child is a fundamental right. Details how to bring a suit for potential violations of this act. Broadly captioned.
Senate Status: 01/26/23 - Filed for Introduction

SB644/HB252 **EDUCATION: Exemption from immunization requirements for home school students.**

Sponsors: Sen. Hensley, Joey , Rep. Barrett, Jody
Summary: Removes the requirement that a parent-teacher of a home school student provide proof of the student's immunizations and receipt of health services or examinations required by law generally for children in this state to the local education agency. Exempts home school students from the immunization requirements applicable to students attending a school, nursery school, kindergarten, preschool, or childcare facility.
Senate Status: 01/26/23 - Filed for Introduction
House Status: 01/24/23 - Referred to House Education K-12 Subcommittee.

SB666 **TENNCARE: Tenncare medication therapy management pilot program.**

Sponsors: Sen. Reeves, Shane ,
Summary: Removes a provision requiring the bureau of Tenncare to establish a medication therapy management pilot program that terminated in 2020. Broadly captioned.
Senate Status: 01/26/23 - Filed for Introduction

SB667 **INSURANCE HEALTH: Extension of audit notice for pharmacist or pharmacy.**

Sponsors: Sen. Reeves, Shane ,
Summary: Extends from two weeks to 30 days the period of time a pharmacist or pharmacy must be provided written notice prior to a covered entity, pharmacy benefits manager, the state or a political subdivision of the state, or a party representing such entity begins an initial on-site audit for an audit cycle. Broadly captioned.
Senate Status: 01/26/23 - Filed for Introduction

SB673/HB626 **INSURANCE HEALTH: Health benefit coverage for prosthetic devices.**

Sponsors: Sen. Reeves, Shane , Rep. Jernigan, Darren
Summary: Requires health benefit plans to provide certain coverage for prosthetic devices including repairs and replacements. Broadly captioned.
Senate Status: 01/26/23 - Filed for Introduction
House Status: 01/26/23 - Filed for Introduction

SB674 **HEALTH CARE: Weight management services provided in collaborative pharmacy practice agreements.**

Sponsors: Sen. Reeves, Shane ,
Summary: Permits the services authorized in a collaborative pharmacy practice agreement to include weight management services. Requires the bureau of TennCare to make available, or cause to be made available, anti-obesity medication to a recipient if the medication is medically necessary.
Senate Status: 01/26/23 - Filed for Introduction

SB675/HB667 **HEALTH CARE: Prescription drug donation repository program.**

Sponsors: Sen. Reeves, Shane , Rep. Hicks, Tim
Summary: Makes various changes to the prescription drug donation repository program operated by the department of health including who may benefit as patients, the types of drugs involved, how pharmacists must repackage and distribute the donated drugs, and liabilities concerning violations of this act. Details record keeping with regards to timeline and possession of the donated and distributed donated drugs. (10pp). Broadly captioned.
Senate Status: 01/26/23 - Filed for Introduction
House Status: 01/26/23 - Filed for Introduction

SB690 **INSURANCE HEALTH: Report on pharmacy benefits manager's compliance with state pharmacy benefits management contract.**

Sponsors: Sen. Reeves, Shane ,
Summary: Requires the commissioner of finance and administration, or the commissioner's designee, to provide the annual report on the pharmacy benefits manager's compliance with any state pharmacy benefits management contract to the chairs of the commerce and labor committee of the senate and the insurance committee of the house of representatives. Broadly captioned.
Senate Status: 01/26/23 - Filed for Introduction

SB691/HB266 **HEALTH CARE: Updates to the undispensed inventory of opioids and benzodiazepines.**

Sponsors: Sen. Reeves, Shane , Rep. Terry, Bryan
Summary: Removes the "within 10 days after January 1, 2015" factor from the requirement that each medical practitioner, unless the practitioner meets an exception, must ensure that the undispensed inventory of opioids and benzodiazepines purchased under the prescriber's drug enforcement administration number for dispensing is returned to a licensed third party reverse distributor or turned into local law enforcement. Broadly captioned.
Fiscal Note: (Dated January 22, 2023) NOT SIGNIFICANT
Senate Status: 01/26/23 - Filed for Introduction
House Status: 01/21/23 - Caption bill held on House clerk's desk.

SB693/HB513 **HEALTH CARE: Annual findings and recommendations by the medical cannabis commission.**

Sponsors: Sen. Reeves, Shane , Rep. Terry, Bryan

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Summary: Changes from January 1 to January 15 the date by which the medical cannabis commission must submit its annual findings and recommendations to the general assembly. Broadly captioned.
Senate Status: 01/26/23 - Filed for Introduction
House Status: 01/25/23 - Filed for Introduction

SB699/HB269 **HEALTH CARE: Info provided by department of health on reversing the effects of a chemical abortion.**

Sponsors: Sen. Crowe, Rusty , Rep. Terry, Bryan
Summary: Requires the department of health to publish on its website information on the possibility of reversing the effects of a chemical abortion in any language that is the primary language spoken by 1 percent or more of this state's population, rather than 2 percent or more. Broadly captioned.
Fiscal Note: (Dated January 22, 2023) NOT SIGNIFICANT
Senate Status: 01/26/23 - Filed for Introduction
House Status: 01/21/23 - Caption bill 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.
Fiscal Note: (Dated January 22, 2023) NOT SIGNIFICANT
House Status: 01/12/23 - Referred to House Population Health Subcommittee.

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.
Fiscal Note: (Dated January 22, 2023) NOT SIGNIFICANT
House Status: 01/24/23 - Referred to House Population Health Subcommittee.

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

Sponsors: Rep. Chism, Jesse
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: 01/24/23 - Referred to House Health Subcommittee.

HB173 **CAMPAIGNS & LOBBYING: Questions related to legalization of marijuana to be on November 2024 ballot.**

Sponsors: Rep. Chism, Jesse
Summary: Requires county election commissions to include three non-binding questions related to the legalization of marijuana on the November 2024 ballot. Requires the secretary of state to compile the results of the public policy opinion poll and forward the results to each member of the general assembly.
House Status: 01/24/23 - Referred to House Elections & Campaign Finance Subcommittee.

HB282 **HEALTH CARE: Practice of pharmacy.**

Sponsors: Rep. Baum, Charlie
Summary: Authorizes as part of the practice of pharmacy the prescribing of dietary fluoride supplements, certain immunization agents, opioid antagonists, and certain other drugs and products. Makes various other changes to pharmacy practice including professional judgement and health and safety. Broadly captioned.
Fiscal Note: (Dated January 24, 2023) NOT SIGNIFICANT
House Status: 01/24/23 - Referred to House Health Subcommittee.

HB309 **CRIMINAL LAW: Decriminalizes the possession of certain amounts of marijuana.**

Sponsors: Rep. Chism, Jesse

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Summary: Prohibits arrest and criminal prosecution for the possession of certain amounts of marijuana considered personal use quantities. Makes such possession by an offender aged 18 or older a civil violation punishable by a $25 fine or community service. Requires offenders under age 18 to perform community service or complete a drug awareness program, or both. Defines personal use quantities as one ounce or less of marijuana, five grams or less of resins extracted from marijuana and infused products containing 1,000 milligrams or less of delta-9-tetrahydrocannabinol (THC). Stipulates that the odor of marijuana does not constitute probable cause to support a stop of search of a person or motor vehicle. Makes provisions for testing for impairment. Removes language related to marijuana from description of drug paraphernalia.

House Status: 01/24/23 - Referred to House Criminal Justice Subcommittee.

HB357 **HEALTH CARE: Notice of material change on application of person applying for TennCare.**

Sponsors: Rep. Keisling, Kelly

Summary: Lessens the time from 30 days to 15 days in which the bureau of TennCare must be notified of any material change in a person's application.

Fiscal Note: (Dated January 22, 2023) NOT SIGNIFICANT

House Status: 01/21/23 - Introduced in the House

HB665 **HEALTH CARE: Prescribing of buprenorphine product by healthcare provider.**

Sponsors: Rep. Hicks, Tim

Summary: Prohibits a healthcare provider from prescribing a buprenorphine product unless the patient has first signed a copy of an informational document on the risks of buprenorphine use to pregnant women, unborn children, and infants. Specifies that such form signed by the patient expires one year after the date it was signed by the patient. Requires the department of health to make available on its public website the informational document within 90 days of the effective date of the act.

House Status: 01/26/23 - Filed for Introduction

HJR42 **JUDICIARY: Constitutional amendment - proposing of laws by initiative.**

Sponsors: Rep. Hardaway, G.A.

Summary: Proposes an amendment to allow people to propose laws by initiative.

House Status: 01/17/23 - Filed for Introduction

HJR82 **HEALTH CARE: Constitutional Amendments - medical cannabis program.**

Sponsors: Rep. Powell, Jason

Summary: Proposes an amendment to the Constitution of Tennessee to establish a medical cannabis program.

House Status: 01/26/23 - Filed for Introduction

HJR82 **HEALTH CARE: Constitutional amendment - establishes a medical cannabis program.**

Sponsors: Rep. Powell, Jason

Summary: Proposes an amendment to the Constitution of Tennessee to establish a medical cannabis program.

House Status: 01/26/23 - Filed for Introduction

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