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Volume 2, Issue 1 Tennessee Commission on Aging and Disability

January 2010

Aging Legislative Report

AGING

[*HB 2520](#) by [*Faulkner](#)

Aged Persons - As introduced, includes Campbell County and Union County in the list of participating counties on the residential home for the aged program. - Amends TCA Section 12-4-320.

CRIMINAL

[*HB 2625](#) by [*Dunn](#)

Contractors - As introduced, punishes as theft certain actions of persons performing home improvement services; requires the board of licensing contractors to post information on its web site when the board disciplines a contractor or home improvement services provider or contractor; requires the board to revoke a license it issues in certain circumstances. - Amends TCA Title 39; Title 47 and Title 62.

ESTATES & TRUSTS

[*SB 2552](#) by [*Ketron](#) ([*HB 2668](#) by [*Carr](#))

Guardianship - As introduced, removes brokerage firms from definition of "financial institution" for purposes of determining whether to require a conservatorship or guardianship bond and whether to approve certain investments. - Amends TCA Title 34, Chapter 1, Part 1

[*HB 2649](#) by [*Tidwell](#)

Estates - As introduced, permits the filing of a petition to probate a will in a small estate solely for the purpose of establishing muniment of title to real estate and personal property.

[*HB 2655](#) by [*Maggart](#)

Pharmacy, Pharmacists - As introduced, requires a notification of interchange option on a prescription before permitting the interchange. - Amends TCA Title 53, Chapter 10.

Bill filing deadline

The Tennessee State, pursuant to Senate Rule 25, the projected cut-off date for the filing of all general bills is the close of business on Thursday, January 28, 2010.

It is reported that there will only be one filing deadline for this session.

Legislature re-convenes for budget address

House Joint Resolution No. 712 -- General Assembly, Joint Conventions -- Calls Joint Convention for Monday, February 1, 2010, 5:45 CST for purpose of hearing budget address.

Legislative calendar link

Weekly Calendars: [Senate Weekly Calendars](#) | [House Weekly Agenda and Subcommittee Calendars](#)

<http://wapp.capitol.tn.gov/apps/schedule>

TCAD Commission Meeting

The Tennessee Commission on Aging and Disability shall meet in regular quarterly session on February 9, 2010 at 9 a.m. at the Doubletree Hotel, in Nashville, TN.

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HEALTH CARE

[*SB 2495](#) by [*Overbey](#) ([*HB 2561](#) by [*Richardson](#))

Mental Health and Developmental Disabilities, Dept. of - As introduced, requires the chief officer of a hospital or other residential service facility to provide notice of admission to a recipient's attorney-in-fact acting under a durable power of attorney for health care; prohibits a treatment review committee from overriding a decision made by the attorney-in-fact. - Amends TCA Title 33.

[*SB 2563](#) by [*Bunch](#) ([*HB 2651](#) by [*Brooks K](#))

Medical Occupations - As introduced, enacts the Colby Stansberry Act to regulate the release of medical or hospital records only upon the informed consent of the patient or the patient's authorized representative. - Amends TCA Title 63, Chapter 2, Part 1 and Title 68, Chapter 11, Part 15.

[*SB 2490](#) by [*Black](#) ([*HB 2654](#) by [*Maggart](#))

Health Care - As introduced, prohibits any provision of law from compelling any person, health care provider, or employer from participating in any health care system. - Amends TCA Title 56; Title 63; Title 68 and Title 71.

[*SB 2560](#) by [*Black](#) ([*HB 2622](#) by [*Lynn](#))

Health Care - As introduced, prohibits the legislature from requiring any person to participate in any health care system or plan. - Amends TCA Title 56; Title 63; Title 68 and Title 71.

INSURANCE AUTOMOBILE

[*SB 2570](#) by [*Faulk](#)

Insurance, Motor Vehicles - As introduced, authorizes accident prevention courses that qualify for premium rate reductions for older drivers to be offered online, subject to the approval of the commissioner of commerce and insurance. - Amends TCA Section 56-7-1107.

INSURANCE GENERAL

[*HB 2508](#) by [*McDaniel](#)

Insurance Companies, Agents, Brokers, Policies - As introduced, prohibits insurance companies underwriting personal insurance from taking an adverse action against an existing consumer solely because the consumer's credit information has changed. - Amends TCA Title 56, Chapter 5, Part 4.

INSURANCE HEALTH

[*SB 2490](#) by [*Black](#)

Health Care - As introduced, prohibits any provision of law from compelling any person, health care provider, or employer from participating in any health care system. - Amends TCA Title 56; Title 63; Title 68 and Title 71.

JUDICIARY

[*HB 2514](#) by [*Pitts](#)

Tennessee Bureau of Investigation - As introduced, authorizes TBI to establish a pilot project until June 30, 2013, for law enforcement officers to receive certain prescription drugs that are narcotics and controlled substances in order to dispose of them. - Amends TCA Title 38; Title 53 and Title 63.

[*HB 2576](#) by [*Turner M](#)

Evidence - As introduced, clarifies that privileged communication between critical incident stress management team members and persons participating in crisis intervention does not apply if the communication indicates the existence of present child abuse or neglect of the individual, abuse of an adult, or family violence. - Amends TCA Section 24-1-204.

MEDIA & PUBLISHING

[*SB 2542](#) by [*Marrero B](#) ([*HB 2574](#) by [*Hackworth](#))

Public Records - As introduced, prohibits social security numbers from being included on medical records prepared for electronic storage or transmission. - Amends TCA Title 68, Chapter 11, Part 3.

PROFESSIONS & LICENSURE

[*SB 2541](#) by [*Overbey](#) ([*HB 2585](#) by [*Shepard](#))

Pharmacy, Pharmacists - As introduced, establishes that a prescription order from a prescriber who has died shall be honored for a period not to exceed six months from the date of death of the prescriber. - Amends TCA Title 53, Chapter 10 and Title 63.

TAXES SALES

[*SB 2540](#) by [*Overbey](#) ([*HB 2584](#) by [*Shepard](#))

Taxes, Sales - As introduced, clarifies that drugs, including medicines such as vitamins, provided by prescription are exempt from the sales tax. - Amends TCA Title 53, Chapter 10; Title 63, Chapter 10 and Title 67.