



State of Tennessee

PUBLIC CHAPTER NO. 797

SENATE BILL NO. 1471

By Dickerson

Substituted for: House Bill No. 1702

By Dunn

AN ACT to amend Tennessee Code Annotated, Title 3; Title 4; Title 8; Title 9; Title 12; Title 16; Title 17; Title 23; Title 29; Title 33; Title 37; Title 49; Title 50; Title 54; Title 55; Title 56; Title 64; Title 65; Title 67; Title 68 and Title 71, relative to reporting functions of public entities and officials.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 9-4-5404, is amended by adding the following sentence at the end of the section:

Each agency that submits this report shall include in the report an executive summary of the major priority decisions and reorganizations related to receipt of the federal block grants or federal devolution decisions.

SECTION 2. Tennessee Code Annotated, Section 4-3-716(h), is amended by deleting the language "the chairs of the finance, ways and means committees,".

SECTION 3. Tennessee Code Annotated, Section 49-1-302(a)(4)(B), is amended by deleting the sixth and seventh sentences in their entireties and substituting instead the following:

The committee shall prepare an annual report on the BEP and shall provide the report on or before November 1 of each year, to the governor, the state board of education, the finance, ways and means committees of the senate and the house of representatives, the education committee of the senate, and the education administration and planning committee of the house of representatives. This report shall include recommendations on needed revisions, additions, and deletions to the formula, as well as an analysis of instructional salary disparity among LEAs, including an analysis of disparity in benefits and other compensation among LEAs;

SECTION 4. Tennessee Code Annotated, Section 37-3-103(a)(1)(B), is amended by deleting the subdivision in its entirety and substituting instead the following:

(B) On or before September 1 of each year, make recommendations for the state budget for the following fiscal year regarding services for children and youth and submit the recommendations to the governor, the finance, ways and means committee of the senate, the finance, ways and means committee of the house of representatives, the legislative office of budget analysis, and the affected state departments;

SECTION 5. Tennessee Code Annotated, Section 3-7-110(a), is amended by deleting the first sentence and substituting instead the following:

Notwithstanding any law to the contrary, prior to March 1 of each year, the fiscal review staff shall provide the finance, ways and means committees of the senate and the house of representatives and the fiscal review committee with information regarding the creation of state programs that have suffered significant reductions of federal financial support during the preceding year, including the terms of the initial agreement for the federal funding, time frames, and other pertinent requirements.

SECTION 6. Tennessee Code Annotated, Section 71-1-126, is amended by deleting the third sentence, which presently reads:

In conducting this review, the commissioner of health is to report no less than quarterly to the chair of the finance, ways and means committee of the senate, the chair of the health and welfare committee of the senate, the chair of the finance, ways and means committee of the house of representatives, the chair of the health committee of the house of representatives, and to such other legislative committees that request such information and to the office of legislative budget analysis.

SECTION 7. Tennessee Code Annotated, Section 71-1-126, is further amended by deleting the language "commissioner of health" in the first sentence and substituting instead the language "commissioner of finance and administration".

SECTION 8. Tennessee Code Annotated, Section 4-3-1013, is amended by deleting subsection (f) and substituting instead the following:

(f) The TennCare bureau shall be required to annually report to the health committee of the house of representatives, the health and welfare committee of the senate, and to the finance, ways and means committees of the senate and the house of representatives concerning pharmacy benefits under the medical assistance program provided pursuant to title 71, chapter 5, on or before January 15 of each calendar year, beginning on January 15, 2013. The report shall specifically report on the use and cost of opioids and other controlled substances in the program.

SECTION 9. Tennessee Code Annotated, Section 33-5-108, is amended by inserting the following new sentence at the beginning of the section:

As used in this section, "fiscal impact" means any increase, decrease, or other change in revenue, expenditures, or fiscal liability.

SECTION 10. Tennessee Code Annotated, Section 29-37-104, is amended by deleting subsection (e), which presently reads:

(e) The department of finance and administration shall report annually to the speaker of the house of representatives, the speaker of the senate, the chairs of the finance, ways and means committees of the house of representatives and the senate and the office of legislative budget analysis the amount of fees and other expenses paid during the preceding fiscal year, and shall describe the number, nature, and amount of the awards, the claims involved in the action, and other relevant information which might aid the general assembly in evaluating the scope and impact of these awards.

SECTION 11. Tennessee Code Annotated, Section 4-3-1010, is amended by deleting subsection (b), which presently reads:

(b) The commissioner shall report quarterly to the finance, ways and means committees of the senate and house of representatives all out-of-state travel by citizen members of boards and commissions. Such report shall include the name of the person, the board or commission the person represents and the person's position with such board or commission, destination, dates of travel, estimated cost and the purpose of the trip.

SECTION 12. Tennessee Code Annotated, Section 23-1-101(b)(1), is amended by deleting the second sentence, which presently reads:

The administrative director of the courts shall notify the chairs of the civil justice and finance, ways and means committees of the house of representatives and the judiciary and finance, ways and means committees of the senate each time the compensation of any member of the board is increased.

SECTION 13. Tennessee Code Annotated, Section 17-2-309, is amended by deleting subsections (b) and (c), which presently read:

(b) If, following these consultations, the supreme court appoints a senior justice or judge, the administrative director of the courts shall file a report with the commissioner of finance and administration and with the civil justice and finance, ways and means committees of the house of representatives and the judiciary and finance, ways and means committees of the senate stating the number of justices or judges to be appointed, the reasons for the appointment and the circuits or courts expected to be served.

(c) By no later than February 1 of each year, the administrative director of the courts shall file a report concerning the utilization of the senior justices and judges with the civil justice and finance, ways and means committees of the house of representatives and the judiciary and finance, ways and means committees of the senate and with the commissioner of finance and administration. The report shall identify the:

- (1) Persons serving as senior justices or judges during the prior calendar year and the date and length of their appointments;
- (2) Court or courts on which each justice or judge worked during the prior calendar year;
- (3) Number of weeks each justice or judge worked during the prior calendar year; and
- (4) Total expenses for the program during the prior calendar year showing the:
 - (A) Total personnel expenses for the senior justices and judges;
 - (B) Total expenses for support personnel;
 - (C) Total expenditures for office space, furniture, books and equipment; and
 - (D) Total expenditures for travel and related items.

SECTION 14. Tennessee Code Annotated, Section 67-4-1901, is amended by adding the following new subsection:

(d) Notwithstanding Section 2 of Chapter 325 of the Public Acts of 2001, on or after the effective date of this act, the department of revenue shall not be required to submit a report to the finance, ways and means committees of the house of representatives and the senate concerning the revenue effects of the amendments made to this section by Chapter 325 of the Public Acts of 2001.

SECTION 15. Tennessee Code Annotated, Section 4-10-112, is amended by deleting the language "No later than February 1, 2011, and annually thereafter," and substituting instead the language "No later than the last day of February of each year,".

SECTION 16. Tennessee Code Annotated, Section 64-7-112, is amended by deleting subdivision (4) and substituting instead the following:

(4) Submit, annually, to the chairs of the finance, ways and means committees of the senate and house of representatives and to the office of legislative budget analysis a work program and budget, including an executive summary of the regional council's work program and budget.

SECTION 17. Tennessee Code Annotated, Section 64-5-211, is amended by deleting subsection (j) and substituting instead the following:

(j) In addition to the foregoing, the authority is authorized to issue general obligation bonds in conjunction with the state of Tennessee. Any bond issue wherein the general obligation of the state is attached must first be approved by the state funding board and by the general assembly and provisions made for amortization of both principal and interest for a period not to exceed forty (40) years. The levying of an ad valorem tax for a bond issue by a county or municipal government under this subsection shall be binding and collectible by the state in case of default. Bonds issued under this subsection shall be issued in the usual manner as state bonds and sold under such conditions as the general assembly may specify.

SECTION 18. Tennessee Code Annotated, Section 65-1-111, is amended by deleting subsection (b), which presently reads:

(b) The Tennessee regulatory authority shall prepare an annual report comparing, for the preceding fiscal year, the rates of municipal utilities, cooperatives, and utility districts providing water, gas or electricity to the rates of water, gas and electric utilities regulated by the authority. No later than October 1, 2012, and prior to October 1 of each subsequent year, the report shall be submitted to the governor, the speaker of the senate, the speaker of the house of representatives, and the members of the finance, ways and means committees of the senate and the house of representatives.

SECTION 19. This act shall take effect upon becoming a law, the public welfare requiring it.

SENATE BILL NO. 1471

PASSED: March 31, 2016



RON RAMSEY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 14th day of April 2016



BILL HASLAM, GOVERNOR