

MONDAY, APRIL 25, 2022

SIXTY-SEVENTH LEGISLATIVE DAY

The House met at 5:00 p.m. and was called to order by Mr. Speaker Sexton.

The proceedings were opened with prayer by Pastor Mitch McClure, Middle Valley Church of God, Hixon, TN.

Representative Martin led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 95

Representatives present were Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton -- 95

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Potts

PRESENT IN CHAMBER

Rep. Lynn was recorded as being present in the Chamber.

**COMMUNICATION
April 25, 2022**

Landon Colvard, Jr.
311 Clarington Park
Crossville, TN 38572

Re: Tennessee Bureau of Investigation Nominating Commission

Dear Mr. Colvard,

MONDAY, APRIL 25, 2022 – SIXTY-SEVENTH LEGISLATIVE DAY

This letter is to inform you, acting pursuant to Tennessee Code Annotated, § 38-6-101, I am appointing you to serve as the Democratic member of the Tennessee Bureau of Investigation Nominating Commission. Your term begins immediately, ends January 1, 2028, and is served at the pleasure of the Speaker of the House of Representatives, as the appointing authority.

I am forwarding a copy of this letter to the Tennessee District Attorneys General Conference. Their office will be contacting you in the near future regarding this appointment.

I am confident that you will perform the duties of the office with the high standard of professionalism, dedication, and integrity that the citizens of Tennessee deserve and expect of their public servants.

Best Wishes,

/s/ Speaker Cameron Sexton

cc: Lt. Gov. Randy McNally
Tennessee District Attorneys General Conference
Kevin Johnson
Jade Cooper
Spenser Carder
Connie Ridley
Karen Garrett
Anastasia Campbell
Tammy Letzler

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 1173 Reps. J. Sexton, Hulsey and T. Hicks as prime sponsors.

House Joint Resolution No. 1245 Rep. Hazlewood as prime sponsor.

House Joint Resolution No. 1249 Rep. McKenzie as prime sponsor.

House Bill No. 708 Reps. Williams and Miller as prime sponsors.

House Bill No. 751 Reps. Sherrell, Reedy, Crawford, Eldridge, Littleton, J. Sexton, Hurt, Helton and Vital as prime sponsors.

House Bill No. 916 Reps. Clemmons, McKenzie and Parkinson as prime sponsors.

House Bill No. 1386 Reps. Moody and Grills as prime sponsors.

House Bill No. 1667 Reps. Hazlewood, White and Clemmons as prime sponsors.

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House Bill No. 1747 Reps. Towns, Dixie, Love, Hardaway, Chism, Parkinson, Helton, G. Johnson, Mannis, Camper, Miller, Thompson, Curcio, McKenzie, Alexander, Clemmons, Reedy, Rudder, Hakeem, Hazlewood and Powell as prime sponsors.

House Bill No. 1827 Rep. Crawford as prime sponsor.

House Bill No. 1855 Reps. Sherrell, Haston, Warner, Crawford, Eldridge, White, Littleton, Todd, Howell, Moody, Hakeem, Alexander and Thompson as prime sponsors.

House Bill No. 1905 Reps. Boyd and Thompson as prime sponsors.

House Bill No. 2102 Reps. Camper, Clemmons and Hardaway as prime sponsors.

House Bill No. 2147 Reps. Towns, Warner, Hardaway, Cooper, Ogles, Russell, Hazlewood, Crawford, Eldridge, Terry, Littleton, White, Todd, Cepicky, Ragan, Howell, Camper, Helton, Powers, Hawk and Love as prime sponsors.

House Bill No. 2152 Reps. Griffey, Hardaway, Sherrell, Chism, Stewart, Parkinson, Calfee, Towns, Dixie, Hazlewood, White, Cochran, Camper, Ragan, Alexander, Miller, Cepicky, Todd, Helton, Littleton, Williams, Howell, McKenzie and Thompson as prime sponsors.

House Bill No. 2207 Reps. Hazlewood, Terry and Thompson as prime sponsors.

House Bill No. 2228 Reps. Hazlewood, Jernigan and Thompson as prime sponsors.

House Bill No. 2234 Rep. Hazlewood as prime sponsor.

House Bill No. 2246 Reps. Eldridge, Moody and Todd as prime sponsors.

House Bill No. 2303 Reps. Bricken, Ragan, Curcio and Grills as prime sponsors.

House Bill No. 2312 Reps. Cepicky, Ragan and Moody as prime sponsors.

House Bill No. 2316 Reps. Sherrell, Bricken, Moody, Lynn, Howell, Powers and Cochran as prime sponsors.

House Bill No. 2329 Reps. Terry, White and Hardaway as prime sponsors.

House Bill No. 2375 Rep. Crawford as prime sponsor.

House Bill No. 2509 Reps. Warner, Byrd, Reedy, Hurt, Sherrell, Littleton, Williams, Eldridge and Bricken as prime sponsors.

House Bill No. 2519 Reps. Sherrell, Hazlewood and Doggett as prime sponsors.

House Bill No. 2531 Reps. Hazlewood and Thompson as prime sponsors.

House Bill No. 2538 Rep. Howell as prime sponsor.

House Bill No. 2585 Reps. Moon, Warner, Crawford, Whitson, Howell, Ragan, Reedy, Zachary, Hazlewood, Cepicky and Powers as prime sponsors.

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House Bill No. 2600 Reps. Hazlewood and Thompson as prime sponsors.

House Bill No. 2612 Reps. Hazlewood, Williams, Eldridge, Bricken, White, Moody, Alexander, Todd, Grills, Cepicky, Weaver, Jernigan, Helton, Ragan and Marsh as prime sponsors.

House Bill No. 2633 Reps. Sherrell, Kumar, Reedy, Weaver, Eldridge, Bricken, Littleton, Doggett, Cepicky and Powers as prime sponsors.

House Bill No. 2659 Rep. Sherrell as prime sponsor.

House Bill No. 2673 Rep. Sherrell as prime sponsor.

House Bill No. 2705 Reps. Powell, Dixie, Hazlewood, McKenzie, Terry, Rudder and Hakeem as prime sponsors.

House Bill No. 2877 Reps. Sherrell, Bricken and Moody as prime sponsors.

House Bill No. 2913 Rep. Crawford as prime sponsor.

**MESSAGE FROM THE SENATE
April 22, 2022**

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 457, 1018, 2416, 2542, 2454, 2614, 2674 and 2706; substituted for Senate Bills on same subject and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 22, 2022**

MR. SPEAKER: I am directed to return to the House, House Bill No. 2430; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 22, 2022**

MR. SPEAKER: I am directed to return to the House, House Bill No. 1719; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

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**MESSAGE FROM THE SENATE
April 22, 2022**

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 796, 652, 1151 and 1234; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**ENROLLED BILLS
April 22, 2022**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 652, 796, 1151 and 1234; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
April 22, 2022**

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 652, 796, 1151 and 1234.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
April 22, 2022**

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 2342 and 2675; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 2342 -- Public Employees - As introduced, authorizes the state treasurer to develop, implement, and administer a program to award grants to eligible employers for the purpose of funding of a length of service award program. - Amends TCA Section 8-25-115. by *Yager, *Walley. (*HB2384 by *Gant, *Todd)

Senate Bill No. 2675 -- Election Laws - As introduced, revises and expands the manner in which the secretary of state and county election commissions must audit state and local elections. - Amends TCA Title 2, Chapter 20 and Title 2, Chapter 5. by *Johnson, *White, *Bailey. (*HB2585 by *Rudd, *Griffey, *Moon, *Warner, *Crawford, *Whitson, *Howell, *Ragan, *Reedy, *Zachary, *Hazlewood, *Cepicky, *Powers)

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**ENROLLED BILLS
April 22, 2022**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution No. 207; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
April 22, 2022**

The Speaker announced that he had signed the following: House Resolution No. 207.

GREG GLASS, Chief Engrossing Clerk

**ENROLLED BILLS
April 22, 2022**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 457, 1018, 2416, 2454, 2542, 2614, 2674 and 2706; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**REPORT OF CHIEF ENGROSSING CLERK
April 22, 2022**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 978, 1760, 2108, 2116, 2146, 2309, 2503, 2534, 2589, 2597, 2649 and 2660; House Joint Resolutions Nos. 1084, 1085, 1086, 1087, 1105, 1110, 1111, 1112, 1113, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130 and 1246; for his action.

GREG GLASS, Chief Engrossing Clerk

**REPORT OF CHIEF ENGROSSING CLERK
April 22, 2022**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolution No. 1131; for his action.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE GOVERNOR
April 22, 2022**

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill No. 1895; with his approval.

JONATHAN SKRMETTI, Chief Counsel to the Governor

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**MESSAGE FROM THE SENATE
April 25, 2022**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 1025; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 1025 -- Scholarships and Financial Aid - As introduced, extends eligibility for a Senator Ben Atchley opportunity grant to Tennessee resident students enrolled at any private postsecondary institution accredited by a regional accrediting association that has its primary campus domiciled in this state. - Amends TCA Title 49, Chapter 4, Part 8. by *Briggs. (*HB708 by *Zachary, *Williams, *Miller)

**MESSAGE FROM THE SENATE
April 25, 2022**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 1803; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 1803** -- Memorials, Recognition - Fall Creek Baptist Church, 200th anniversary. by *Pody.

**MESSAGE FROM THE SENATE
April 25, 2022**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 1805; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 1805** -- Memorials, Death - Jimmy Gentry. by *Johnson.

**MESSAGE FROM THE SENATE
April 25, 2022**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 1891; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 1891 -- Criminal Offenses - As introduced, requires hospitals, clinics, and persons, including doctors and nurses, who are called upon to render aid to a person suffering from the effects of a drug overdose to report the drug overdose to the appropriate chief of police or sheriff and district attorney general. - Amends TCA Title 38; Title 63; Title 68 and Title 71. by *Hensley. (*HB1905 by *Doggett, *Lamberth, *Griffey, *Sexton J, *Hardaway, *Boyd, *Thompson)

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**MESSAGE FROM THE SENATE
April 25, 2022**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 2313; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 2313** -- Taxes, Privilege - As introduced, extends, from 30 days to 60 days, the period of time after the final approval of an ordinance by the municipal legislative body to levy a privilege tax on businesses conducting sales in a qualified public use facility to file a petition with the county election commission containing the signatures of 10 percent of the qualified voters who voted in the municipality in the last gubernatorial election to require the county election commission to call an election on the question of whether the tax should be levied. - Amends TCA Title 7, Chapter 88, Part 1 and Title 67, Chapter 4, Part 30. by *Gilmore, *Yarbro. (HB2448 by *Beck)

WELCOMING AND HONORING

RECOGNITION IN THE WELL

Representative Doggett was recognized in the Well to honor and recognize Brian Grisham on the occasion of his retirement.

RESOLUTION READ

The Clerk read House Joint Resolution No. 926, adopted March 7, 2022.

***House Joint Resolution No. 926** -- Memorials, Retirement - Brian Grisham. by *Doggett. (*Hensley)

RECOGNITION IN THE WELL

Representatives Faison and Lamberth were recognized in the Well to honor Chairman Curtis Halford for his exemplary service to this General Assembly and the State of Tennessee.

RESOLUTION READ

The Clerk read House Joint Resolution No. 953, adopted March 14, 2022.

***House Joint Resolution No. 953** -- Memorials, Public Service - Representative Curtis Halford. by *Faison, *Lamberth, *Sexton C, *Gant, *Garrett, *Reedy, *Helton, *Hazlewood, *Todd, *Terry. (*Southerland)

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RECOGNITION IN THE WELL

Representatives Faison and Lamberth were recognized in the Well to honor and to commend Representative Kent Calfee for his honorable and astute service to the people of Tennessee as a member of the House of Representatives.

RESOLUTION READ

The Clerk read House Joint Resolution No. 950, adopted March 14, 2022.

***House Joint Resolution No. 950** -- Memorials, Public Service - Representative Kent Calfee. by *Faison, *Lamberth, *Sexton C, *Gant, *Garrett, *Reedy, *Helton, *Hazlewood, *Todd, *Terry. (*McNally, *Gardenhire, *Southerland)

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for April 26, 2022:

House Resolution No. 209 -- Memorials, Interns - Joseph Brundage. by *Windle.

***House Joint Resolution No. 1251** -- Memorials, Retirement - Nancy Woodard Miller. by *Curcio, *Littleton.

***House Joint Resolution No. 1252** -- Memorials, Recognition - Judge Wayne Shelton. by *Johnson C, *Reedy.

***House Joint Resolution No. 1253** -- Memorials, Retirement - Martha M. "Marty" Cook. by *Russell, *Cochran.

***House Joint Resolution No. 1254** -- Memorials, Interns - Kimora Reaves. by *Dixie, *Cooper, *McKenzie, *Hakeem, *Camper, *Faison, *Chism, *Love, *Parkinson, *Shaw, *Hardaway.

***House Joint Resolution No. 1255** -- Memorials, Recognition - Rotary Club of Shelbyville, 100th anniversary. by *Marsh.

***House Joint Resolution No. 1256** -- Memorials, Recognition - Kay McDaniel. by *Hall.

***House Joint Resolution No. 1257** -- Memorials, Retirement - Rita Ellison. by *Farmer.

***House Joint Resolution No. 1258** -- Memorials, Public Service - Representative Jason Potts. by *Camper.

***House Joint Resolution No. 1259** -- Memorials, Public Service - Representative Jason Hodges. by *Camper.

***House Joint Resolution No. 1260** -- Memorials, Personal Occasion - Jane Hutchinson, 90th birthday. by *Campbell S.

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***House Joint Resolution No. 1261** -- Memorials, Interns - Alexander Smith. by *Crawford.

***House Joint Resolution No. 1262** -- Memorials, Recognition - Kontji Anthony. by *Parkinson.

***House Joint Resolution No. 1263** -- Memorials, Recognition - Cidnie Fernandez, 2022 Boys & Girls Club of the Smoky Mountains Youth of the Year. by *Carr, *Farmer.

***House Joint Resolution No. 1264** -- Memorials, Academic Achievement - Grant Trivette, Salutatorian, Powell High School. by *Carringer.

***House Joint Resolution No. 1265** -- Memorials, Academic Achievement - Reagan Radoesky, Valedictorian, Powell High School. by *Carringer.

***House Joint Resolution No. 1266** -- Memorials, Academic Achievement - Kinley Whittington, Salutatorian, Halls High School. by *Carringer.

***House Joint Resolution No. 1267** -- Memorials, Academic Achievement - Colby Cardwell, Valedictorian, Halls High School. by *Carringer.

***House Joint Resolution No. 1268** -- Memorials, Academic Achievement - Emma Blair, Valedictorian, Central High School. by *Carringer.

***House Joint Resolution No. 1269** -- Memorials, Academic Achievement - Marie Essary, Salutatorian, Central High School. by *Carringer.

***House Joint Resolution No. 1270** -- Memorials, Academic Achievement - Zander Napier, Valedictorian, Trousdale County High School. by *Weaver.

***House Joint Resolution No. 1271** -- Memorials, Academic Achievement - Raina Maria Guimont, Salutatorian, Trousdale County High School. by *Weaver.

***House Joint Resolution No. 1272** -- Memorials, Professional Achievement - Chelsea Bush, 2021-2022 Smith County School System Teacher of the Year, grades Pre-K-4. by *Weaver.

***House Joint Resolution No. 1273** -- Memorials, Professional Achievement - Lacey Williams, 2021-2022 Smith County Teacher of the Year, grades 5-8. by *Weaver.

***House Joint Resolution No. 1274** -- Memorials, Professional Achievement - Tia Medley, 2021-2022 Smith County School System Teacher of the Year, grades 9-12. by *Weaver.

***House Joint Resolution No. 1275** -- Memorials, Retirement - Terry Ashe. by *Boyd, *Lamberth, *Lynn, *Russell, *Ogles, *Curcio, *Hulsey, *Sherrell.

***House Joint Resolution No. 1277** -- Memorials, Death - Paul Elton Bass. by *Powell, *Freeman, *Love.

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***House Joint Resolution No. 1278** -- Memorials, Retirement - Judy Narramore. by *Sexton C.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

Senate Bill No. 2342 -- Public Employees - As introduced, authorizes the state treasurer to develop, implement, and administer a program to award grants to eligible employers for the purpose of funding of a length of service award program. - Amends TCA Section 8-25-115. by *Yager, *Walley. (*HB2384 by *Gant, *Todd)

Senate Bill No. 2675 -- Election Laws - As introduced, revises and expands the manner in which the secretary of state and county election commissions must audit state and local elections. - Amends TCA Title 2, Chapter 20 and Title 2, Chapter 5. by *Johnson, *White, *Bailey. (*HB2585 by *Rudd, *Griffey, *Moon, *Warner, *Crawford, *Whitson, *Howell, *Ragan, *Reedy, *Zachary, *Hazlewood, *Cepicky, *Powers)

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

***House Bill No. 2914** -- Washington County -- House Local Government Committee

***House Bill No. 2915** -- Hamilton County -- House Local Government Committee

REPORTS FROM STANDING COMMITTEES

The committees that met on **April 25, 2022**, reported the following:

GOVERNMENT OPERATIONS COMMITTEE

The Government Operations Committee recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 1927. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

DELAYED BILLS REFERRED

April 25, 2022

Pursuant to **Rule No. 77**, having been prefiled for introduction, House Joint Resolution No. 1276 were referred to the Delayed Bills Committee.

***House Joint Resolution No. 1276** -- Highway Signs - "Representative S. Thomas Burnett Highway," segment of U.S. Highway 127 in Fentress County. by *Windle, Keisling.

CONSENT CALENDAR

***House Bill No. 2910** -- Rocky Top - Subject to local approval, adds a one-year residency requirement to be eligible to run for the offices of mayor and city councilperson. - Amends Chapter 57 of the Private Acts of 2016. by *Ragan.

***House Bill No. 2234** -- Criminal Procedure - As introduced, removes a conviction for prostitution as a requirement for a person to be eligible for expunction of multiple, nonviolent convictions for offenses that resulted from the person's status as a victim of human trafficking. - Amends TCA Title 37; Title 39 and Title 40. by *Littleton, *Hazlewood.

On motion, House Bill No. 2234 was made to conform with **Senate Bill No. 2303**; the Senate Bill was substituted for the House Bill.

House Bill No. 2375 -- Child Custody and Support - As introduced, requires expedited hearings and appeals in contested child custody cases involving unmarried parties if a paternity test by an accredited laboratory is known to exist or has been requested of or by the court. - Amends TCA Title 36 and Title 37. by *Littleton, *Harris, *Crawford.

On motion, House Bill No. 2375 was made to conform with **Senate Bill No. 2114**; the Senate Bill was substituted for the House Bill.

House Bill No. 916 -- Prisons and Reformatory Institutions - As introduced, prohibits the use of solitary confinement for pregnant inmates and inmates who have given birth within the past eight weeks; prohibits transfer of a pregnant inmate from a jail to a state penitentiary or branch of a prison for safekeeping unless medically necessary. - Amends TCA Title 39; Title 40 and Title 41. by *Chism, *Cooper, *Camper, *Johnson G, *Clemmons, *McKenzie, *Parkinson.

On motion, House Bill No. 916 was made to conform with **Senate Bill No. 827**; the Senate Bill was substituted for the House Bill.

***House Bill No. 2913** -- Hawkins County - Subject to local approval, sets the compensation for the juvenile court judge to equal the compensation of the Hawkins County general sessions judge; requires the juvenile court judge to serve in that capacity full time; prohibits the juvenile court judge from otherwise practicing law. - Amends Chapter 304 of the Private Acts of 1982; as amended. by *Hicks G, *Crawford.

House Resolution No. 174 -- General Assembly, Confirmation of Appointment - Michael Dunavant, TBI nominating commission. by *Sexton C, *Moody, *Littleton.

House Bill No. 1827 -- Administrative Procedure (UAPA) - As introduced, continues permanent rules filed with the secretary of state between January 1, 2021, and December 31, 2021; schedules the University of Tennessee (Knoxville) Rule 1720-04-03.01 regarding student code of conduct and the Austin Peay State University Rule 0240-05-06-.04 regarding title IX compliance to expire. by *Ragan, *Crawford.

On motion, House Bill No. 1827 was made to conform with **Senate Bill No. 1748**; the Senate Bill was substituted for the House Bill.

***House Joint Resolution No. 1244** -- Memorials, Interns - Mackenzie Randall. by *Ragan.

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***House Joint Resolution No. 1245** -- Memorials, Death - Peggy Groce McDaniel Bevels. by *Marsh, *Hazlewood.

***House Joint Resolution No. 1247** -- Memorials, Recognition - Honors NATO and the people of Ukraine. by *Jernigan, *Ramsey, *Whitson, *Mannis, *Beck, *Rudder, *Hulsey, *Hodges, *Sherrell, *Freeman, *Moon, *Wright, *Lafferty, *White, *Leatherwood, *McKenzie, *Eldridge, *Howell, *Keisling, *Ragan, *Marsh, *Darby, *Williams, *Hall, *Lamberth, *Faison, *Johnson C, *Zachary, *Hicks G, *Farmer, *Calfee, *Hawk, *Moody, *Sparks, *Vaughan, *Clemmons, *Mitchell, *Shaw, *Thompson.

***House Joint Resolution No. 1248** -- Memorials, Sports - Mackenzie Babb. by *Carringer.

***House Joint Resolution No. 1249** -- Memorials, Retirement - Coach Rob Black. by *Carringer, *McKenzie.

***House Joint Resolution No. 1250** -- Memorials, Death - Eric Robertson. by *Carringer.

OBJECTION--CONSENT CALENDAR

Objection was filed to the following on the Consent Calendar:

House Resolution No. 174: by Rep. Dixie

Under the rules, House Resolution No. 174 was placed at the heel of the calendar for April 26, 2022.

Pursuant to **Rule No. 50**, Rep. Zachary moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate Joint Resolutions confirming appointments on the Clerk's desk be substituted for House Joint Resolutions confirming the same appointments, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes 95
Noes..... 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--95

A motion to reconsider was tabled.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Halford

REGULAR CALENDAR

***House Bill No. 2600** -- Purchasing and Procurement - As introduced, authorizes a local governmental entity having a non-centralized purchasing authority to, by resolution or ordinance of its governing body, increase the threshold over which public advertisement and sealed competitive bids or proposals are required to an amount not to exceed \$25,000 for nonemergency, nonproprietary purchases. - Amends TCA Section 12-3-1212. by *McKenzie, *Whitson, *Beck, *Towns, *Camper, *Johnson G, *Hazlewood, *Thompson. (SB2489 by *Briggs, *Bailey, *Bowling)

Further consideration of House Bill No. 2600, previously considered on April 11, 2022, at which time the House adopted Amendment No. 1 and reset it for today’s Regular Calendar.

On motion, House Bill No. 2600 was made to conform with **Senate Bill No. 2489**; the Senate Bill was substituted for the House Bill.

Rep. McKenzie moved that **Senate Bill No. 2489**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	82
Noes.....	8
Present and not voting.....	4

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Cepicky, Chism, Clemmons, Cochran, Cooper, Curcio, Darby, Dixie, Eldridge, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moon, Ogles, Parkinson, Powell, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vital, Warner, White, Whitson, Windle, Wright, Zachary--82

Representatives voting no were: Byrd, Casada, Doggett, Powers, Vaughan, Weaver, Williams, Mr. Speaker Sexton--8

Representatives present and not voting were: Crawford, Griffey, Moody, Rudd--4

A motion to reconsider was tabled.

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House Bill No. 2705 -- Tobacco, Tobacco Products - As introduced, authorizes local governments to regulate, including the prohibition of, smoking and the use of vapor products in age-restricted venues; defines the terms "age-restricted venue" and "retail tobacco store" for the purposes of the Prevention of Youth Access to Tobacco, Smoking Hemp, and Vapor Products Act. - Amends TCA Title 5; Title 6; Title 7 and Title 39. by *Carringer, *Sherrell, *Hall, *Byrd, *Ramsey, *Kumar, *Jernigan, *Gillespie, *Freeman, *Helton, *Gant, *Clemmons, *Thompson, *White, *Ragan, *Vital, *Johnson G, *Powell, *Dixie, *Hazlewood, *McKenzie, *Terry, *Rudder, *Hakeem. (*SB2219 by *Briggs, *Akbari, *Reeves, *Yarbro, *Campbell)

Further consideration of House Bill No. 2705, previously considered on April 18, 2022, at which time it was reset for today's Regular Calendar.

On motion, House Bill No. 2705 was made to conform with **Senate Bill No. 2219**; the Senate Bill was substituted for the House Bill.

Rep. Carringer moved that Senate Bill No. 2219 be passed on third and final consideration.

Rep. Terry moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 2219 by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Section 39-17-1551, is amended by adding the following as a new subsection:

() Notwithstanding subsection (a) or another provision of this title, municipalities, counties, and counties having a metropolitan form of government may regulate, including prohibiting, by passing a resolution or ordinance, the following activities in age-restricted venues that are not retail tobacco stores, retail vapor product stores, or cigar bars:

- (1) Smoking, as defined in § 39-17-1802; and
- (2) The use of vapor products.

SECTION 2. Tennessee Code Annotated, Section 39-17-1551(f)(2), is amended by deleting "this subsection (e)" and substituting "this subsection (f)".

SECTION 3. Tennessee Code Annotated, Section 39-17-1503, is amended by adding the following as new subdivisions:

() "Age-restricted venue" means a legal establishment that affirmatively restricts access to its buildings or facilities at all times to persons who are twenty-one (21) years of age or older by requiring each person who attempts to gain entry to those buildings or facilities to submit for inspection an acceptable form of identification for the express purpose of determining if the person is twenty-one (21) years of age or older;

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() "Cigar bar" means a legal establishment that:

(A) Holds a valid license or permit for the on-premises consumption of alcoholic beverages;

(B) Generates a portion of its total annual gross income from the on-site sale of cigars and the rental of humidors;

(C) Does not knowingly sell products or services, or permit entrance to the premises, to a person who is less than twenty-one (21) years of age; and

(D) Does not permit vaping or the smoking of products other than cigars on the premises;

() "Retail tobacco store" means a retail store that derives its largest category of sales from tobacco products and accessories;

() "Retail vapor product store" means a retail store that derives its largest category of sales from vapor products and accessories;

SECTION 4. This act takes effect July 1, 2022, the public welfare requiring it.

On motion, Health Committee Amendment No. 1 was adopted.

Rep. Lamberth moved adoption of House Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 2219 by inserting the following new sections immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION 4. Tennessee Code Annotated, Section 39-17-1802, is amended by adding the following as a new subdivision:

() "Cigar bar" means a legal establishment that:

(A) Holds a valid license or permit for the on-premises consumption of alcoholic beverages;

(B) Generates a portion of its total annual gross income from the on-site sale of cigars and the rental of humidors;

(C) Does not knowingly sell products or services, or permit entrance to the premises, to a person who is less than twenty-one (21) years of age; and

(D) Does not permit vaping or the smoking of products other than cigars on the premises;

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SECTION 5. Tennessee Code Annotated, Section 39-17-1804(9), is amended by deleting the language "Retail tobacco stores and retail vapor product stores" and substituting "Retail tobacco stores, cigar bars, and retail vapor product stores".

On motion, House Amendment No. 2 was adopted by the following vote:

Ayes	83
Noes.....	7
Present and not voting.....	3

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Eldridge, Farmer, Freeman, Gant, Gillespie, Griffey, Hakeem, Hall, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Rudder, Russell, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--83

Representatives voting no were: Byrd, Cepicky, Doggett, Grills, Lafferty, Reedy, Sexton J--7

Representatives present and not voting were: Haston, Ogles, Rudd--3

Rep. Carringer moved that **Senate Bill No. 2219**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	56
Noes.....	33
Present and not voting.....	6

Representatives voting aye were: Baum, Beck, Byrd, Camper, Carr, Carringer, Casada, Chism, Clemmons, Cooper, Crawford, Dixie, Farmer, Freeman, Gillespie, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson G, Kumar, Lamberth, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moon, Parkinson, Powell, Ragan, Ramsey, Rudder, Shaw, Sherrell, Stewart, Terry, Thompson, Todd, Towns, Vital, White, Whitson, Wright, Mr. Speaker Sexton--56

Representatives voting no were: Alexander, Boyd, Bricken, Calfee, Campbell S, Cepicky, Cochran, Curcio, Darby, Doggett, Eldridge, Faison, Gant, Griffey, Grills, Hicks T, Hulsey, Johnson C, Keisling, Lafferty, Leatherwood, Lynn, Martin, Ogles, Reedy, Rudd, Russell, Sexton J, Warner, Weaver, Williams, Windle, Zachary--33

Representatives present and not voting were: Littleton, Moody, Powers, Sparks, Travis, Vaughan--6

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "no" on **Senate Bill No. 2219** and have this statement entered in the Journal: Rep. Todd.

REGULAR CALENDAR, CONTINUED

House Bill No. 2675 -- Campaigns and Campaign Finance - As introduced, allows a member of the general assembly to use campaign account funds for lodging expenses if the member is not otherwise eligible for reimbursement or the reimbursement does not cover the total amount of the expense and for mileage reimbursement above the amount reimbursed by the state. - Amends TCA Title 2 and Title 3. by *Lamberth, *Grills. (*SB1947 by *Johnson)

Further consideration of House Bill No. 2675, previously considered on April 18, 2022, at which time it was reset for today's Regular Calendar.

Rep. Lamberth moved that **House Bill No. 2675** be reset for the Regular Calendar on April 27, 2022, which motion prevailed.

***House Bill No. 2207** -- Psychologists - As introduced, increases from three to four, the number of votes needed by members of the board of examiners in psychology to confirm that a person has passed the examination for a license or certificate to practice psychology. - Amends TCA Title 63, Chapter 11. by *Hicks T, *Hazlewood, *Terry, *Thompson. (SB2356 by *Walley)

On motion, House Bill No. 2207 was made to conform with **Senate Bill No. 2356**; the Senate Bill was substituted for the House Bill.

Rep. T. Hicks moved that Senate Bill No. 2356 be passed on third and final consideration.

Rep. Terry moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. T. Hicks moved that **Senate Bill No. 2356** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes.....	0
Present and not voting.....	3

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan,

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Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton-91

Representatives present and not voting were: Hulsey, Ogles, Rudder--3

A motion to reconsider was tabled.

***House Bill No. 2633** -- Teachers, Principals and School Personnel - As introduced, specifies that a teacher or other employee of a public school or LEA is not required to refer to a student using the student's preferred pronoun if the pronoun does not align with the student's biological sex; insulates a teacher or other employee of a public school or LEA from civil liability and adverse employment action for referring to a student using the pronoun aligned with the student's biological sex instead of the student's preferred pronoun. - Amends TCA Title 49, Chapter 6. by *Cochran, *Faison, *Lamberth, *Zachary, *Haston, *Moody, *Grills, *Boyd, *Ragan, *Griffey, *Sherrell, *Kumar, *Reedy, *Weaver, *Eldridge, *Bricken, *Littleton, *Doggett, *Cepicky, *Powers. (SB2777 by *Bell)

Rep. Cochran moved that House Bill No. 2633 be passed on third and final consideration.

Rep. White moved adoption of Education Administration Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2633 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, Part 51, is amended by adding the following as a new section:

(a) The general assembly finds that:

(1) Teachers and employees of public schools and LEAs do not shed their constitutional rights to freedom of speech or expression while at work;

(2) Protecting the right to free speech for teachers and employees of public schools and LEAs promotes important state interests;

(3) The use of pronouns by teachers and employees of public schools and LEAs in an educational setting is a matter of free speech or expression; and

(4) A teacher or employee of a public school or LEA should never be compelled to affirm a belief with which the teacher or employee disagrees.

(b) A teacher or other employee of a public school or LEA is not:

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(1) Required to use a student's preferred pronoun when referring to the student if the preferred pronoun is not consistent with the student's biological sex;

(2) Civilly liable for using a pronoun that is consistent with the biological sex of the student to whom the teacher or employee is referring, even if the pronoun is not the student's preferred pronoun; and

(3) Subject to an adverse employment action for not using a student's preferred pronoun, if the student's preferred pronoun is inconsistent with the student's biological sex.

(c) A public school or LEA is not civilly liable if a teacher or employee of the public school or LEA refers to a student using a pronoun that is consistent with the biological sex of the student to whom the teacher or employee is referring, even if the pronoun is not the student's preferred pronoun.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, Education Administration Committee Amendment No. 1 was adopted.

Rep. Byrd moved the previous question, which motion prevailed by the following vote:

Ayes 70
Noes..... 24

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hulseley, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Martin, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Sparks, Terry, Todd, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary--70

Representatives voting no were: Beck, Camper, Chism, Clemmons, Cooper, Dixie, Freeman, Hakeem, Hardaway, Harris, Hodges, Jernigan, Johnson G, Love, Mannis, McKenzie, Miller, Mitchell, Parkinson, Powell, Shaw, Stewart, Thompson, Towns--24

Rep. Cochran moved that **House Bill No. 2633**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 67
Noes..... 25

Representatives voting aye were: Alexander, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Darby, Doggett, Faison, Farmer, Gant, Garrett, Griffey, Grills, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hulseley, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Martin, Moody, Moon, Ogles, Powers, Ragan, Reedy, Rudd, Rudder, Russell,

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Sexton J, Sherrell, Sparks, Terry, Todd, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--67

Representatives voting no were: Baum, Beck, Camper, Chism, Clemmons, Cooper, Curcio, Dixie, Freeman, Hakeem, Hardaway, Harris, Hodges, Jernigan, Johnson G, Love, Mannis, McKenzie, Miller, Mitchell, Parkinson, Powell, Shaw, Stewart, Thompson--25

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 2633** and have this statement entered in the Journal: Rep. Eldridge.

REGULAR CALENDAR, CONTINUED

***House Bill No. 2303** -- County Government - As introduced, authorizes a county to pay to an employee all or a portion of an insurance premium that would otherwise be paid on behalf of the employee who opts out of the coverage provided by the county. - Amends TCA Title 8, Chapter 27. by *Cochran, *Bricken, *Ragan, *Curcio, *Grills. (SB2294 by *Bell, *Rose)

On motion, House Bill No. 2303 was made to conform with **Senate Bill No. 2294**; the Senate Bill was substituted for the House Bill.

Rep. Cochran moved that Senate Bill No. 2294 be passed on third and final consideration.

Rep. Crawford moved that Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Cochran moved that **Senate Bill No. 2294** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 88
Noes..... 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Martin, McKenzie, Miller, Moody, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--88

A motion to reconsider was tabled.

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House Bill No. 1386 -- Public Employees - As introduced, requires hearings for salary disputes to be set within 90 days; limits use of discovery during dispute proceedings; limits attorneys' fees for such petitions. - Amends TCA Title 8, Chapter 20. by *Todd, *Moody, *Grills. (*SB282 by *Rose)

On motion, House Bill No. 1386 was made to conform with **Senate Bill No. 282**; the Senate Bill was substituted for the House Bill.

Rep. Todd moved that Senate Bill No. 282 be passed on third and final consideration.

Rep. Crawford requested that Local Government Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Farmer moved adoption of Civil Justice Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

AMEND Senate Bill No. 282 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 8-20-101, is amended by adding the following new subsection:

(e) If a judge or chancellor serving the judicial district in which a petition is filed under this chapter recuses himself or herself from presiding over an action under this chapter, the judge or chancellor shall immediately follow the procedures and policies established by the Tennessee administrative office of the courts or Rules of the Supreme Court of the State of Tennessee governing the recusal of a judge or chancellor.

SECTION 2. Tennessee Code Annotated, Section 8-20-102, is amended by deleting the section and substituting instead the following:

(a) The general assembly intends this chapter to provide an expedited process for resolving salary disputes in order to provide county officials quick relief and to protect taxpayers from unnecessary costs when gridlock occurs in the county budgeting process and a salary dispute is adjudicated under this chapter.

(b) If a county official listed in § 8-20-101 files a petition pursuant to this chapter, the official shall name the county mayor as the party defendant in the petition.

(c)

(1) Petitions brought under this chapter must receive docket priority over all other cases other than those involving the welfare of a child and must be resolved within one hundred twenty (120) days of the petition filing date, which may be extended for up to an additional one

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hundred twenty (120) days in the discretion of the court or for good cause shown by the parties.

(2) The court shall hold a hearing on the petition and the answer thereto, for purposes of developing the facts and issues in question, and may hear proof for or against the petition. The court may allow or disallow the application, either in whole or in part, and may approve the entire number of deputies or assistants applied for or a lesser number, and may approve the salaries set out in the application or reduced salaries, as the facts justify.

(d) After passing a county's budget pursuant to applicable budgeting laws, the applicable county commission, both as a body and as individual commissioners, do not have a further role in the budgeting process and do not have standing pursuant to this chapter.

(e) A county official who files a petition and the county mayor shall engage in mediation within thirty (30) days of filing the petition. The judge or chancellor presiding over the petition may award sanctions against a party who fails to negotiate in good faith in accordance with this subsection (e).

(f) A copy of the petition must be served on the county mayor or the county mayor's agent as permitted by applicable law, who shall file an answer to the petition within five (5) days from the date of service of the petition, either admitting the allegations of the petition or denying the same, or making such answer as the county mayor deems advisable under the circumstances.

(g) The court shall schedule a mandatory preliminary conference within twenty (20) days after the answer is filed, or if a judge or chancellor is recused from the case, the court shall schedule the preliminary conference within twenty (20) days after the transfer of the case to another court or to another judge or chancellor, as applicable.

(h) At the preliminary conference, the petitioner and the defendant shall present their respective proposed discovery and litigation plans outlining anticipated discovery to the court for approval.

(i) At the preliminary conference or within ten (10) business days following the preliminary conference, the court shall enter a scheduling order that must include an approved discovery and litigation plan based on information submitted in accordance with subsection (h).

(j) The court shall determine the reasonableness of the discovery and litigation plans presented under subsection (h). In considering the reasonableness of each party's discovery and litigation plan, the court shall consider the potential harm to the economic health to the county in relation to each party's need for the discovery in order to prove their cases. Anything in excess of the following will be deemed presumptively unreasonable:

(1) Thirty (30) requests for interrogatories, including subparts, per party;

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(2) Thirty (30) requests for admissions, including subparts, per party;

(3) Thirty (30) requests for the production of documents, including subparts, per party;

(4) Three (3) depositions per party, in addition to the depositions of experts; and

(5) Two (2) experts per party.

(k) If the court finds that a party has overcome the presumption of unreasonableness outlined in subsection (j), the court shall include specific findings in support of the scheduling order.

SECTION 3. Tennessee Code Annotated, Section 8-20-107, is amended by deleting the section and substituting instead the following:

(a) The cost of all cases must be paid out of the fees of the office collected by such officers, and they and each of them must be allowed a credit for the same in settlement with the county trustee.

(b) An award of attorney's fees must be consistent with and awarded pursuant to Rule 8 of the Rules of the Supreme Court of the State of Tennessee, Rules of Professional Conduct 1.5, or the corresponding subsequent rule of the Tennessee supreme court. The court shall determine the reasonableness of attorney's fees for all parties, and in making that determination, the court shall consider the factors in Rule 8 of the Rules of the Supreme Court of the State of Tennessee, Rules of Professional Conduct 1.5.

SECTION 4. This act takes effect July 1, 2022, the public welfare requiring it, and applies to petitions filed on or after that date.

On motion, Civil Justice Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. Crawford moved that Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Todd moved that **Senate Bill No. 282**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 79
Noes..... 13

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Cochran, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulse, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Mannis, Marsh, Martin, McKenzie, Moody, Moon, Powers, Ragan, Ramsey, Reedy, Rudd,

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Rudder, Russell, Sexton J, Sherrell, Sparks, Terry, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Zachary, Mr. Speaker Sexton--79

Representatives voting no were: Clemmons, Cooper, Hardaway, Harris, Johnson G, Miller, Mitchell, Ogles, Parkinson, Powell, Shaw, Stewart, Thompson--13

A motion to reconsider was tabled.

House Bill No. 2612 -- Real Property - As introduced, enacts the "Uniform Partition of Heirs Property Act." - Amends TCA Title 29, Chapter 27 and Title 66. by *Farmer, *Shaw, *Dixie, *Powell, *Vital, *Hazlewood, *Williams, *Eldridge, *Bricken, *White, *Moody, *Alexander, *Todd, *Grills, *Cepicky, *Weaver, *Jernigan, *Helton, *Ragan, *Marsh. (*SB2167 by *Stevens, *Haile, *Bowling, *Reeves, *Yarbro)

On motion, House Bill No. 2612 was made to conform with **Senate Bill No. 2167**; the Senate Bill was substituted for the House Bill.

Rep. Farmer moved that Senate Bill No. 2167 be passed on third and final consideration.

Rep. Jernigan moved adoption of Civil Justice Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 2167 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 29, Chapter 27, is amended by adding the following as a new part:

29-27-301. Short title.

This part is known and may be cited as the "Uniform Partition of Heirs Property Act."

29-27-302. Part definitions.

As used in this part:

(1) "Ascendant" means an individual who precedes another individual in lineage, in the direct line of ascent from the other individual;

(2) "Collateral" means an individual who is related to another individual under the law of intestate succession of this state but who is not the other individual's ascendant or descendant;

(3) "Descendant" means an individual who follows another individual in lineage, in the direct line of descent from the other individual;

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(4) "Determination of value" means a court order determining the fair market value of heirs property under § 29-27-306 or § 29-27-310 or adopting the valuation of the property agreed to by all cotenants;

(5) "Heirs property" means real property held in tenancy in common that satisfies all of the following requirements as of the filing of a partition action:

(A) There is no agreement in a record binding all the cotenants that governs the partition of the property;

(B) One (1) or more of the cotenants acquired title from a relative, whether living or deceased; and

(C) Any of the following applies:

(i) Twenty percent (20%) or more of the interests are held by cotenants who are relatives;

(ii) Twenty percent (20%) or more of the interests are held by an individual who acquired title from a relative, whether living or deceased; or

(iii) Twenty percent (20%) or more of the cotenants are relatives;

(6) "Partition by sale" means a court-ordered sale of the entire heirs property, whether by auction, sealed bids, or open-market sale conducted under § 29-27-310;

(7) "Partition in kind" means the division of heirs property into physically distinct and separately titled parcels;

(8) "Record" means information that is inscribed on a tangible medium or that is stored in an electronic or other medium and is retrievable in perceivable form; and

(9) "Relative" means an ascendant, descendant, or collateral or an individual otherwise related to another individual by blood, marriage, adoption, or law of this state other than this part.

29-27-303. Applicability; relation to other law.

(a) This part applies to partition actions filed on or after July 1, 2022.

(b) In an action under this chapter, the court shall determine whether the property is heirs property. If the court determines that the property is heirs property and a cotenant seeks partition, then the property shall be partitioned under this part.

(c) This part supplements parts 1 and 2 of this chapter and, if an action is governed by this part, then this part replaces provisions of parts 1 and 2 of this chapter that are inconsistent with this part.

(d) This part is remedial in nature and shall be construed to extend to the court the discretion necessary to effectuate this part.

29-27-304. Service; notice by posting.

(a) This part does not limit or affect the method by which service of a petition in a partition action may be made.

(b) If the plaintiff in a partition action seeks notice by publication and the court determines that the property may be heirs property, then the plaintiff, no later than ten (10) days after the court's determination, shall post and maintain while the action is pending a conspicuous sign on the property that is the subject of the action. The sign must state that the action has commenced and identify the name and address of the court, the case number, and the common designation by which the property is known. The court may require the plaintiff to publish on the sign the name of the plaintiff and the known defendants.

29-27-305. Commissioners.

If the court appoints commissioners pursuant to § 29-27-114, each commissioner, in addition to the requirements and disqualifications applicable to commissioners in § 29-27-114, must be disinterested, impartial, and not a party to or a participant in the action.

29-27-306. Determination of value.

(a) Except as otherwise provided in subsections (b) and (c), if the court determines that the property that is the subject of a partition action is heirs property, then the court may consider the county's tax appraised value. If an objection to the tax appraisal is filed by a party within thirty (30) days of receipt of the appraisal, then the court shall determine the fair market value of the property by ordering an appraisal pursuant to subsection (d).

(b) If all cotenants have agreed to the value of the property or to another method of valuation, then the court shall adopt that value or the value produced by the agreed method of valuation.

(c) If the court determines that the evidentiary value of an independent appraisal is outweighed by the cost of the appraisal, then the court, after an evidentiary hearing, shall determine the fair market value of the property and send notice to the parties of the value.

(d) If the court orders an appraisal, then the court shall appoint a disinterested real estate appraiser licensed in this state to determine the fair market value of the property, assuming sole ownership of the fee simple estate. On completion of the appraisal, the appraiser shall file a sworn or verified appraisal with the court.

(e) If an appraisal is conducted pursuant to subsection (d), then the plaintiff shall send notice to each party with a known address no later than ten (10) days after the appraisal is filed, stating:

(1) The appraised fair market value of the property;

(2) That the appraisal is available at the clerk's office; and

(3) That a party may file with the court an objection to the appraisal no later than thirty (30) days after the notice is sent, stating the grounds for the objection.

(f) If an appraisal is filed with the court pursuant to subsection (d), then upon motion of a party, the court shall conduct a hearing to determine the fair market value of the property no sooner than thirty (30) days after a copy of the notice of the appraisal is sent to each party under subsection (e), regardless if an objection to the appraisal is filed under subdivision (e)(3). In addition to the court-ordered appraisal, the court may consider other evidence of value offered by a party.

(g) After a hearing under subsection (f), but before considering the merits of the partition action, the court shall determine the fair market value of the property and send notice to the parties of the value.

29-27-307. Cotenant buyout.

(a) If any cotenant requested partition by sale, then the plaintiff shall send notice to the parties after the determination of value under § 29-27-306 that any cotenant, except a cotenant that requested partition by sale, may buy all the interests of the cotenants that requested partition by sale.

(b) No later than forty-five (45) days, or a time period as set in the court's discretion, after the notice is sent under subsection (a), any cotenant, except a cotenant that requested partition by sale, may file notice with the court and serve notice to all parties that the cotenant elects to buy all the interests of the cotenants that requested partition by sale.

(c) The purchase price for each of the interests of a cotenant that requested partition by sale is the value of the entire parcel determined under § 29-27-306 multiplied by the cotenant's fractional ownership of the entire parcel.

(d) After expiration of the period in subsection (b), a party may move the court to set a hearing to determine the allocation of the interests, subject to the following rules:

(1) If only one (1) cotenant elects to buy all the interests of the cotenants that requested partition by sale, then the court shall notify all the parties of that fact at the hearing;

(2) If more than one (1) cotenant elects to buy all the interests of the cotenants that requested partition by sale, then the court shall allocate

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the right to buy those interests among the electing cotenants based on each electing cotenant's existing fractional ownership of the entire parcel divided by the total existing fractional ownership of all cotenants electing to buy and send notice to all the parties of that fact and of the price to be paid by each electing cotenant; and

(3) If no cotenant elects to buy all the interests of the cotenants that requested partition by sale, then, at the hearing, the court shall order the plaintiff to send notice to all the parties of that fact and resolve the partition action under § 29-27-308(a) and (b).

(e) If the notice is sent to the parties under subdivision (d)(1) or (d)(2), then the court shall set a date, no sooner than sixty (60) days after the date the notice was sent, by which electing cotenants must appear and pay their apportioned price to the court. At this hearing, the following rules apply:

(1) If all electing cotenants appear before the court and timely pay their apportioned price into court, then the court shall issue an order reallocating all the interests of the cotenants and disburse the amounts held by the court to the persons entitled to the amounts;

(2) If no electing cotenant appears before the court and timely pays its apportioned price, then the court shall resolve the partition action under § 29-27-308(a) and (b), as if the interests of the cotenants that requested partition by sale were not purchased; and

(3) If one (1) or more but not all of the electing cotenants appears before the court and fails to pay their apportioned price on time, then the court shall order the plaintiff to give notice to the electing cotenants that paid their apportioned price of the interest remaining and the price for all remaining interest.

(f) At a hearing no later than twenty (20) days after the notice is given pursuant to subdivision (e)(3), or a time period as set in the court's discretion, any cotenant that paid may elect to purchase all of the remaining interest by paying the entire price to the court. At the hearing, the following rules apply:

(1) If only one (1) cotenant pays the entire price for the remaining interest, then the court shall issue an order reallocating the remaining interest to that cotenant. The court shall issue an order reallocating the interests of all of the cotenants and disburse the amounts held by the court to the persons entitled to the amounts;

(2) If no cotenant pays the entire price for the remaining interest, then the court shall resolve the partition action under § 29-27-308(a) and (b), as if the interests of the cotenants that requested partition by sale were not purchased; and

(3) If more than one (1) cotenant pays the entire price for the remaining interest, then the court shall reapportion the remaining interest among those paying cotenants, based on each paying cotenant's original

fractional ownership of the entire parcel divided by the total original fractional ownership of all cotenants that paid the entire price for the remaining interest. The court shall issue an order reallocating all of the cotenants' interests, disburse the amounts held by the court to the persons entitled to the amounts, and refund any excess payment held by the court.

(g) No later than forty-five (45) days, or a time period as set in the court's discretion, after the notice is sent to the parties pursuant to subsection (a), any cotenant entitled to buy an interest under this section may move the court to set a hearing to authorize the sale as part of the pending action of the interests of cotenants named as defendants and served with the complaint but that did not appear in the action.

(h) If the court receives a timely motion under subsection (g), then the court, after a hearing, may deny the motion or authorize the requested additional sale on terms as the court determines are fair and reasonable, subject to the following limitations:

(1) A sale authorized under this subsection (h) may occur only after the purchase prices for all interests subject to sale under subsections (a)-(f) have been paid to the court and those interests have been reallocated among the cotenants as provided in subsections (a)-(f); and

(2) The purchase price for the interest of a nonappearing cotenant is based on the court's determination of value under § 29-27-306.

29-27-308. Partition alternatives.

(a) If all the interests of all cotenants that requested partition by sale are not purchased by other cotenants pursuant to § 29-27-307, or if after conclusion of the buyout under § 29-27-307, a cotenant remains that has requested partition in kind, then upon motion and hearing, the court may order partition in kind unless the court, after consideration of the factors listed in § 29-27-309, finds that partition in kind will result in great prejudice to the cotenants as a group. In considering whether to order partition in kind, the court shall approve a request by two (2) or more parties to have their individual interests aggregated.

(b) If, at the hearing, the court does not order partition in kind under subsection (a), then the court shall order partition by sale pursuant to § 29-27-310 or, if no cotenant requested partition by sale, the court shall dismiss the action.

(c) If, at the hearing, the court orders partition in kind pursuant to subsection (a), then the court may require that one (1) or more cotenants pay one (1) or more other cotenants amounts so that the payments, taken together with the value of the in-kind distributions to the cotenants, will make the partition in kind just and proportionate in value to the fractional interests held.

(d) If the court orders partition in kind, then the court may allocate to the cotenants that are unknown, unlocatable, or the subject of a default judgment, if their interests were not bought out pursuant to § 29-27-307, a part of the property representing the combined interests of these cotenants, as determined by the court, and this part of the property must remain undivided.

29-27-309. Considerations for partition in kind.

(a) In determining whether partition in kind would result in great prejudice to the cotenants as a group pursuant to § 29-27-308(a), the court may consider the following:

(1) Whether the heirs property practicably can be divided among the cotenants;

(2) Whether partition in kind would apportion the property in such a way that the aggregate fair market value of the parcels resulting from the division would be materially less than the value of the property if it were sold as a whole, taking into account the condition under which a court-ordered sale likely would occur;

(3) Evidence of the collective duration of ownership or possession of the property by a cotenant and one (1) or more predecessors in title or predecessors in possession to the cotenant who are or were relatives of the cotenant or each other;

(4) A cotenant's sentimental attachment to the property, including any attachment arising because the property has ancestral or other unique or special value to the cotenant;

(5) The lawful use being made of the property by a cotenant and the degree to which the cotenant would be harmed if the cotenant could not continue the same use of the property;

(6) The degree to which the cotenants have contributed their pro rata share of the property taxes, insurance, and other expenses associated with maintaining ownership of the property or have contributed to the physical improvement, maintenance, or upkeep of the property; and

(7) Any other factor determined by the court to be relevant.

(b) The court shall not consider one (1) factor in subsection (a) to be dispositive without weighing the totality of all relevant factors and circumstances.

29-27-310. Open-market sale, sealed bids, or auction.

(a) If the court orders a sale of heirs property, then the court shall determine the method of sale that is most economically advantageous and in the best interest of the cotenants as a group. The method of sale may be an open-market sale, a sale by sealed bids, or an auction.

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(b) If the court orders an open-market sale and the parties, no later than ten (10) days after the entry of the order, agree on a special commissioner or a real estate broker licensed in this state to offer the property for sale, then, upon motion, the court shall appoint the special commissioner or broker and establish a reasonable commission. If the parties do not agree on a special commissioner or broker, then, upon motion, the court shall appoint a disinterested special commissioner or real estate broker licensed in this state to offer the property for sale and establish a reasonable commission. The special commissioner or broker shall offer the property for sale in a commercially reasonable manner at a price no lower than the determination of value and on the terms and conditions established by the court.

(c) If the special commissioner or broker appointed under subsection (b) obtains within a reasonable time an offer to purchase the property for at least the determination of value:

(1) The special commissioner or broker shall comply with the reporting requirements in § 29-27-311; and

(2) The sale may be completed in accordance with state law other than this part.

(d) If the special commissioner or broker appointed under subsection (b) does not obtain within a reasonable time an offer to purchase the property for at least the determination of value, then the court, after a hearing, may:

(1) Approve the highest outstanding offer, if any;

(2) Redetermine the value of the property and order that the property continue to be offered for an additional time; or

(3) Order that the property be sold by sealed bids or at an auction.

(e) If the court orders a sale by sealed bids or at an auction, then the court shall set terms and conditions of the sale. If the court orders an auction, then the auction must comply with part 2 of this chapter.

(f) If a purchaser is entitled to a share of the proceeds of the sale, then the purchaser is entitled to a credit against the price in an amount equal to the purchaser's share of the proceeds.

29-27-311. Report of open-market sale.

(a) Unless required to do so within a shorter time by part 2 of this chapter or by the court in the court's discretion, a broker appointed under § 29-27-310(b) to offer heirs property for open-market sale shall file a report with the court and serve a copy on all parties no later than seven (7) days after receiving an offer to purchase the property for at least the value determined under § 29-27-306 or § 29-27-310.

(b) The report required by subsection (a) must contain the following information:

- (1) A description of the property to be sold to each buyer;
- (2) The name of each buyer;
- (3) The proposed purchase price;
- (4) The terms and conditions of the proposed sale, including the terms of any owner financing;
- (5) The amounts to be paid to lienholders;
- (6) A statement of contractual or other arrangements or conditions of the broker's commission; and
- (7) Other material facts relevant to the sale.

29-27-312. Uniformity of application and construction.

In applying and construing this act, consideration must be given to the need to promote uniformity of the law with respect to its subject matter among states that enact it.

29-27-313. Relation to electronic signatures in global and national commerce act.

This part modifies, limits, and supersedes the federal Electronic Signatures in Global and National Commerce Act (15 U.S.C. § 7001 et seq.), but does not modify, limit, or supersede Section 101(c) of that act (15 U.S.C. § 7001(c)), or authorize electronic delivery of the notices described in Section 103(b) of that act (15 U.S.C. § 7003(b)).

SECTION 2. The headings in this act are for reference purposes only and do not constitute a part of the law enacted by this act. However, the Tennessee Code Commission is requested to include the headings in any compilation or publication containing this act.

SECTION 3. This act takes effect on July 1, 2022, the public welfare requiring it.

On motion, Civil Justice Committee Amendment No. 1 was adopted.

Rep. Farmer moved that **Senate Bill No. 2167**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes.....	0

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper,

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Crawford, Curcio, Darby, Dixie, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulseley, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Zachary, Mr. Speaker Sexton--93

A motion to reconsider was tabled.

***House Bill No. 2509** -- Firearms and Ammunition - As introduced, removes a short-barrel rifle or shotgun from the list of weapons the possession, manufacture, transport, repair, or sale of which is prohibited under state law. - Amends TCA Title 39, Chapter 17, Part 13. by *Grills, *Griffey, *Ragan, *Todd, *Moody, *Sexton J, *Doggett, *Moon, *Hicks T, *Weaver, *Boyd, *Keisling, *Carr, *Cochran, *Hulseley, *Warner, *Byrd, *Reedy, *Hurt, *Sherrell, *Littleton, *Williams, *Eldridge, *Bricken. (SB2628 by *Niceley, *Stevens)

On motion, House Bill No. 2509 was made to conform with **Senate Bill No. 2628**; the Senate Bill was substituted for the House Bill.

Rep. Grills moved that **Senate Bill No. 2628** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 80
Noes..... 7

Representatives voting aye were: Alexander, Baum, Boyd, Byrd, Calfee, Campbell S, Camper, Carringer, Cepicky, Chism, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Grills, Hakeem, Hall, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulseley, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Mannis, Marsh, Martin, McKenzie, Moody, Moon, Ogles, Parkinson, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Terry, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--80

Representatives voting no were: Clemmons, Hardaway, Johnson G, Miller, Mitchell, Stewart, Thompson--7

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Senate Bill No. 2628** and have this statement entered in the Journal: Reps. Bricken and Doggett.

REGULAR CALENDAR, CONTINUED

House Bill No. 1855 -- Sexual Offenses - As introduced, revises the penalties for continuous sexual abuse of a child to clarify that an offense involving three or more violations of aggravated rape, rape, aggravated sexual battery, rape of a child, solicitation of sexual abuse of a minor, or aggravated rape of a child is a Class A felony; an offense involving two violations of such offenses is a Class B felony; and an offense involving one or no violations of such offenses is a Class C felony. - Amends TCA Title 38; Title 39; Title 40; Title 41; Title 53 and Title 55. by *Doggett, *Griffey, *Lamberth, *Hardaway, *Sherrell, *Haston, *Warner, *Crawford, *Eldridge, *White, *Littleton, *Todd, *Howell, *Moody, *Hakeem, *Alexander, *Thompson. (*SB1792 by *Bell, *Bailey, *Bowling, *Haile, *Rose, *Stevens, *White)

Rep. Lamberth requested that House Bill No. 1855 be moved down two places on today's Regular Calendar, which motion prevailed.

***House Bill No. 1905** -- Criminal Offenses - As introduced, requires hospitals, clinics, and persons, including doctors and nurses, who are called upon to render aid to a person suffering from the effects of a drug overdose to report the drug overdose to the appropriate chief of police or sheriff and district attorney general. - Amends TCA Title 38; Title 63; Title 68 and Title 71. by *Doggett, *Lamberth, *Griffey, *Sexton J, *Hardaway, *Boyd, *Thompson. (SB1891 by *Hensley)

Rep. Lamberth requested that House Bill No. 1905 be moved down two places on today's Regular Calendar, which motion prevailed.

***House Bill No. 2877** -- Human Rights Commission - As introduced, decreases, from 180 to 185 days, the time after the commission of an alleged discriminatory practice within which a complaint about the discriminatory practice must be filed with the commission. - Amends TCA Title 4; Section 8-50-103 and Section 68-1-113. by *Todd, *Bricken, *Moody. (SB2774 by *Bell, *Bailey, *Bowling)

On motion, House Bill No. 2877 was made to conform with **Senate Bill No. 2774**; the Senate Bill was substituted for the House Bill.

Rep. Todd moved that Senate Bill No. 2774 be passed on third and final consideration.

Rep. Keisling moved adoption of State Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 2774 by deleting all language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 4-21-201, is amended by deleting the section and substituting the following:

- (a) There is created the Tennessee human rights commission.

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(b)

(1) The commission consists of nine (9) members to be appointed as follows:

(A) The speaker of the senate shall appoint three (3) members;

(B) The speaker of the house of representatives shall appoint three (3) members; and

(C) The governor shall appoint three (3) members.

(2) The appointing authorities shall appoint one (1) member from each grand division of the state.

(c)

(1) The entire membership of the commission as comprised on August 31, 2022, must be vacated on September 1, 2022, and new members appointed in accordance with subsection (b).

(2) In order to stagger the terms of the newly appointed commission members, initial appointments must be made as follows:

(A) Each of the appointing authorities shall make one (1) initial appointment for a term that begins on September 1, 2022, and expires on June 30, 2024;

(B) Each of the appointing authorities shall make one (1) initial appointment for a term that begins on September 1, 2022, and expires on June 30, 2025; and

(C) Each of the appointing authorities shall make one (1) initial appointment for a term that begins on September 1, 2022, and expires on June 30, 2026.

(d)

(1) Except as provided in subdivision (d)(5)(B), following the expiration of members' initial terms as prescribed in subdivision (c)(2), appointments to the commission must be for terms of four (4) years and must begin on July 1 and terminate on June 30, four (4) years thereafter.

(2) Each member shall serve until the expiration of the term to which the member was appointed and until the member's successor is appointed and qualified.

(3) A vacancy occurring other than by expiration of a term must be filled in the same manner as the original appointment but for the unexpired term only.

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(4) A successor must be appointed from the same grand division of the state in which the member being replaced resides.

(5)

(A) Excluding the initial terms as provided in subdivision (c)(2), a member is eligible for reappointment to the commission following the expiration of the member's term, but may serve no more than two (2) consecutive four-year terms.

(B) The initial term served by the person appointed under subdivision (c)(2)(C) is considered a four-year term served under subdivision (d)(5)(A).

(e) The commission shall designate one (1) member to serve as chair for a two-year term. A member may serve as chair for up to two (2) consecutive two-year terms, and is eligible to be reappointed as chair after a minimum two-year break in service.

(f) Members must be appointed on a nonpartisan basis and must be broadly representative of employees, proprietors, trade unions, religious groups, human rights groups, and the general public.

(g) Members are entitled to reimbursement for expenses incurred in the performance of their duties and to reasonable fees for each day of service as hearing examiners.

(h)

(1) A member who misses more than fifty percent (50%) of the scheduled meetings in a calendar year must be removed as a member of the commission.

(2) The chair of the commission shall promptly notify, or cause to be notified, the appointing authority of a member who fails to satisfy the attendance requirement as prescribed in subdivision (h)(1) of the need for a new appointment.

(i) Notwithstanding a provision of the Tennessee Governmental Entity Review Law, compiled in chapter 29 of this title, to the contrary, the commission shall provide a detailed accounting of its finances and a comprehensive analysis of how the commission is adhering to the requirements of this chapter to the division of audit within the office of the comptroller of the treasury, the chair of the government operations committee of the house of representatives, and the chair of the government operations committee of the senate no later than January 15 of each year for review.

SECTION 2. Tennessee Code Annotated, Section 4-21-202(3), is amended by deleting the subdivision and substituting the following:

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Annually appoint an executive director, fix the director's compensation with the approval of the governor, and delegate any of its functions and duties to the director in the interest of efficient management of the appropriations and resources of the agency. Prior to the reappointment of an executive director under this subdivision (3), the commission shall conduct a comprehensive review of the executive director's performance for the preceding twelve (12) months. The commission shall develop measurable goals or benchmarks, or both, in determining whether to reappoint an executive director pursuant to the comprehensive review;

SECTION 3. Tennessee Code Annotated, Section 4-21-202, is amended by designating the existing language as subsection (a) and adding the following as a new subsection (b):

(b)

(1) Notwithstanding this section or a rule or policy to the contrary, an office, executive committee, local commission, advisory agency, or other entity or persons appointed by or serving at the recommendation of the commission shall not exercise more authority than the commission.

(2) An office, executive committee, local commission, advisory agency, and other entity or person appointed by or serving at the recommendation of the commission shall transmit copies, records, information, and other material obtained by such entities to the commission within five (5) business days of receipt.

SECTION 4. Tennessee Code Annotated, Title 4, Chapter 21, Part 2, is amended by adding the following as a new section:

The office of the attorney general and reporter shall make a complaint form available on the office's website for persons alleged to have been aggrieved by the commission pursuant to the commission's authority under this chapter. The office of the attorney general and reporter shall also supply an individual with a written copy of the complaint form via the United States postal service upon request. The office shall facilitate the submission of complaint forms via the internet. If a complaint is filed via the internet, then the complaint is deemed to be signed so long as the name of the filer is indicated in the complaint. Anonymous complaints cannot be accepted by the office for investigative purposes.

SECTION 5. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, State Government Committee Amendment No. 1 was adopted.

Rep. Boyd moved the previous question, which motion prevailed.

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Rep. Todd moved that **Senate Bill No. 2774**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 67
Noes..... 28

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Grills, Hall, Haston, Hawk, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hulse, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moody, Moon, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Sparks, Terry, Todd, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--67

Representatives voting no were: Beck, Camper, Chism, Clemmons, Cooper, Dixie, Freeman, Hakeem, Hardaway, Harris, Hazlewood, Hodges, Jernigan, Johnson G, Love, Mannis, Martin, McKenzie, Miller, Mitchell, Ogles, Parkinson, Powell, Shaw, Stewart, Thompson, Towns, Vital--28

A motion to reconsider was tabled.

House Bill No. 1855 -- Sexual Offenses - As introduced, revises the penalties for continuous sexual abuse of a child to clarify that an offense involving three or more violations of aggravated rape, rape, aggravated sexual battery, rape of a child, solicitation of sexual abuse of a minor, or aggravated rape of a child is a Class A felony; an offense involving two violations of such offenses is a Class B felony; and an offense involving one or no violations of such offenses is a Class C felony. - Amends TCA Title 38; Title 39; Title 40; Title 41; Title 53 and Title 55. by *Doggett, *Griffey, *Lamberth, *Hardaway, *Sherrell, *Haston, *Warner, *Crawford, *Eldridge, *White, *Littleton, *Todd, *Howell, *Moody, *Hakeem, *Alexander, *Thompson. (*SB1792 by *Bell, *Bailey, *Bowling, *Haile, *Rose, *Stevens, *White)

Further consideration of House Bill No. 1855, previously considered on today's Regular Calendar.

On motion, House Bill No. 1855 was made to conform with **Senate Bill No. 1792**; the Senate Bill was substituted for the House Bill.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Gillespie

REGULAR CALENDAR, CONTINUED

Rep. Doggett moved that Senate Bill No. 1792 be passed on third and final consideration.

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Rep. Curcio moved that Criminal Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Doggett moved that **Senate Bill No. 1792** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes..... 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--95

A motion to reconsider was tabled.

***House Bill No. 1905** -- Criminal Offenses - As introduced, requires hospitals, clinics, and persons, including doctors and nurses, who are called upon to render aid to a person suffering from the effects of a drug overdose to report the drug overdose to the appropriate chief of police or sheriff and district attorney general. - Amends TCA Title 38; Title 63; Title 68 and Title 71. by *Doggett, *Lamberth, *Griffey, *Sexton J, *Hardaway, *Boyd, *Thompson. (SB1891 by *Hensley)

Further consideration of House Bill No. 1905, previously considered on today's Regular Calendar.

On motion, House Bill No. 1905 was made to conform with **Senate Bill No. 1891**; the Senate Bill was substituted for the House Bill.

Rep. Doggett moved that Senate Bill No. 1891 be passed on third and final consideration.

Rep. Curcio moved adoption of Criminal Justice Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1891 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 38-1-101(a)(1), is amended by deleting the language "suffering from the effects of poison, or suffocation" and substituting instead the language "suffering from the effects of poison, suffocation, or a fatal drug overdose, to the extent allowed by state and federal law".

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SECTION 2. This act takes effect July 1, 2022, the public welfare requiring it.

On motion, Criminal Justice Committee Amendment No. 1 was adopted.

Rep. Doggett moved that **Senate Bill No. 1891**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes..... 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--94

A motion to reconsider was tabled.

***House Bill No. 2312** -- Education - As introduced, requires an LEA or the department of education to provide testing materials, proposed testing materials, or school records in the LEA's or department's possession to a member of the general assembly upon the member's request to inspect and review the material. - Amends TCA Title 49. by *Griffey, *Cepicky, *Ragan, *Moody. (SB2299 by *Pody)

On motion, House Bill No. 2312 was made to conform with **Senate Bill No. 2299**; the Senate Bill was substituted for the House Bill.

Rep. Griffey moved that Senate Bill No. 2299 be passed on third and final consideration.

Rep. Moody moved that Education Instruction Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Griffey moved that **Senate Bill No. 2299** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 69
Noes..... 25

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Grills, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Martin, Moody, Moon, Ogles, Powers, Ragan, Ramsey,

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Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Sparks, Terry, Todd, Travis, Vaughan, Vital, Warner, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton—69

Representatives voting no were: Beck, Camper, Chism, Clemmons, Cooper, Dixie, Freeman, Hakeem, Hardaway, Harris, Hodges, Jernigan, Johnson G, Love, Mannis, McKenzie, Miller, Mitchell, Parkinson, Powell, Shaw, Stewart, Thompson, Towns, Whitson--25

A motion to reconsider was tabled.

***House Bill No. 2531** -- Professions and Occupations - As introduced, changes the requirements for professional counselors designated as mental health service providers and the field experience needed for such positions. - Amends TCA Title 4 and Title 63, Chapter 22, Part 1. by *Ramsey, *Hazlewood, *Thompson. (SB2694 by *Briggs)

On motion, House Bill No. 2531 was made to conform with **Senate Bill No. 2694**; the Senate Bill was substituted for the House Bill.

Rep. Ramsey moved that Senate Bill No. 2694 be passed on third and final consideration.

Rep. Terry moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Ramsey moved that **Senate Bill No. 2694** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	80
Noes.....	8
Present and not voting.....	2

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Byrd, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Hakeem, Hall, Hardaway, Harris, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moon, Parkinson, Powell, Ragan, Ramsey, Reedy, Rudder, Russell, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Vital, Warner, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Sexton--80

Representatives voting no were: Calfee, Doggett, Grills, Moody, Ogles, Sexton J, Weaver, Windle--8

Representatives present and not voting were: Haston, Powers--2

A motion to reconsider was tabled.

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***House Bill No. 2228** -- Drugs, Prescription - As introduced, requires a healthcare prescriber to offer a prescription for naloxone hydrochloride, or another drug approved for complete or partial reversal of an opioid overdose event, to each patient prescribed an opioid, if certain conditions are present; authorizes licensing sanctions against a prescriber who violates the requirement to offer naloxone hydrochloride or another approved reversal drug; provides exception for opioid prescriptions to palliative care patients. - Amends TCA Title 53 and Title 63. by *Ramsey, *Clemmons, *Freeman, *Hazlewood, *Jernigan, *Thompson. (SB2465 by *Reeves)

Rep. Ramsey moved that House Bill No. 2228 be passed on third and final consideration.

Rep. Terry moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2228 by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Section 53-11-308, is amended by adding the following as a new subsection (i):

(1) Notwithstanding another law, and except as otherwise provided in subdivision (i)(2), when prescribing an opioid to a patient, a healthcare prescriber shall offer a prescription for an opioid antagonist, or another drug approved by the United States food and drug administration for the complete or partial reversal of an opioid overdose event, to the patient when one (1) or more of the following conditions are present in accordance with the federal centers for disease control and prevention opioid-prescribing guidelines setting forth treatment of a known or suspected opioid overdose:

(A) The healthcare provider prescribes more than a three-day supply of an opioid medication; and

(B)

(i) The healthcare provider prescribes an opioid medication concurrently with a prescription by the same provider for benzodiazepine; or

(ii) The patient presents with an increased risk for overdose, including a history of overdose, a history of substance use disorder, or being at risk for returning to a high dose of opioid medication to which the patient is no longer tolerant.

(2) Subdivision (i)(1) does not apply to:

(A) An opioid prescription that is written as part of a patient's palliative care treatment. As used in this subdivision (i)(2)(A), "palliative care" has the same meaning as defined in § 63-1-164; or

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(B) An opioid prescription that is written by a licensed veterinarian, as defined in § 63-12-103.

SECTION 2. Tennessee Code Annotated, Title 53, Chapter 11, Part 3, is amended by adding the following as a new section:

This chapter does not create a private right of action.

SECTION 3. Tennessee Code Annotated, Section 53-11-401, is amended by deleting subdivision (b)(1) and substituting:

A violation of this section is a Class D felony; provided, however, a healthcare provider who fails to make a report required by § 53-11-309 shall not be guilty of a felony and shall be punishable only by the sanctions set forth in subdivision (a)(3); and provided, further, that a person who fails to comply with § 53-11-308(h) or § 53-11-308(i) is not guilty of a felony and shall be punishable only by a civil penalty assessed by the provider's licensing board and only in cases involving a pattern of willful failure to comply.

SECTION 4. This act takes effect July 1, 2022, the public welfare requiring it, and applies to opioid prescriptions issued on or after that date.

On motion, Health Committee Amendment No. 1 was adopted.

Rep. Shaw moved the previous question, which motion prevailed.

Rep. Ramsey moved that **House Bill No. 2228**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	56
Noes.....	32
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Calfee, Casada, Chism, Clemmons, Cooper, Curcio, Darby, Dixie, Faison, Farmer, Freeman, Garrett, Hakeem, Hall, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hurt, Jernigan, Johnson C, Johnson G, Lamberth, Leatherwood, Love, Marsh, McKenzie, Miller, Mitchell, Ogles, Parkinson, Powell, Ragan, Ramsey, Russell, Shaw, Sparks, Stewart, Terry, Thompson, Towns, Vaughan, Vital, White, Whitson, Williams, Wright--56

Representatives voting no were: Bricken, Byrd, Carr, Cepicky, Cochran, Crawford, Doggett, Eldridge, Gant, Griffey, Grills, Haston, Howell, Keisling, Kumar, Lafferty, Lynn, Martin, Moody, Moon, Powers, Reedy, Rudd, Rudder, Sexton J, Sherrell, Todd, Warner, Weaver, Windle, Zachary, Mr. Speaker Sexton--32

Representatives present and not voting were: Hulsey--1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "no" on **House Bill No. 2228** and have this statement entered in the Journal: Rep. Carringer.

REGULAR CALENDAR, CONTINUED

***House Bill No. 2585** -- Election Laws - As introduced, revises and expands the manner in which the secretary of state and county election commissions must audit state and local elections. - Amends TCA Title 2, Chapter 20 and Title 2, Chapter 5. by *Rudd, *Griffey, *Moon, *Warner, *Crawford, *Whitson, *Howell, *Ragan, *Reedy, *Zachary, *Hazlewood, *Cepicky, *Powers. (SB2675 by *Johnson, *White, *Bailey)

On motion, House Bill No. 2585 was made to conform with **Senate Bill No. 2675**; the Senate Bill was substituted for the House Bill.

Rep. Rudd moved that Senate Bill No. 2675 be passed on third and final consideration.

Rep. Crawford moved that Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Rudd moved that **Senate Bill No. 2675** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes.....	0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--93

A motion to reconsider was tabled.

House Bill No. 681 -- Taxes - As introduced, authorizes the commissioner of revenue to accept, subject to the commissioner's approval of a request made by a taxpayer, payment of franchise taxes by electronic funds transfer, including, but not limited to, bank customer preauthorized payments, wire transfers or ACH credits, or such other method as approved by the commissioner. - Amends TCA Title 67. by *Beck, *Hawk. (*SB421 by *Yarbro)

Rep. Beck moved that **House Bill No. 681** be reset for the Regular Calendar on April 27, 2022, which motion prevailed.

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House Bill No. 2448 -- Taxes, Privilege - As introduced, extends, from 30 days to 60 days, the period of time after the final approval of an ordinance by the municipal legislative body to levy a privilege tax on businesses conducting sales in a qualified public use facility to file a petition with the county election commission containing the signatures of 10 percent of the qualified voters who voted in the municipality in the last gubernatorial election to require the county election commission to call an election on the question of whether the tax should be levied. - Amends TCA Title 7, Chapter 88, Part 1 and Title 67, Chapter 4, Part 30. by *Beck. (*SB2313 by *Gilmore, *Yarbro)

On motion, House Bill No. 2448 was made to conform with **Senate Bill No. 2313**; the Senate Bill was substituted for the House Bill.

Rep. Beck moved that Senate Bill No. 2313 be passed on third and final consideration.

Rep. Hazlewood moved that Finance, Ways, and Means Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Beck moved that **Senate Bill No. 2313** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	60
Noes.....	30
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Camper, Carr, Casada, Chism, Clemmons, Cochran, Cooper, Curcio, Darby, Dixie, Eldridge, Faison, Farmer, Freeman, Garrett, Hakeem, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lamberth, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moon, Parkinson, Powell, Ramsey, Shaw, Sherrell, Stewart, Towns, Vaughan, Vital, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Sexton--60

Representatives voting no were: Bricken, Byrd, Calfee, Campbell S, Carringer, Cepicky, Crawford, Doggett, Gant, Griffey, Grills, Hall, Haston, Howell, Hulsey, Lafferty, Leatherwood, Littleton, Moody, Ogles, Powers, Ragan, Reedy, Rudd, Rudder, Russell, Sexton J, Todd, Weaver, Windle--30

Representatives present and not voting were: Sparks--1

A motion to reconsider was tabled.

***House Bill No. 1667** -- Education, Dept. of - As introduced, creates a Tennessee state library coordinator position within the department; establishes the duties of the Tennessee state library coordinator. - Amends TCA Title 49. by *Whitson, *Jernigan, *Hazlewood, *White, *Clemmons. (SB1784 by *Lundberg)

Rep. Whitson moved that House Bill No. 1667 be passed on third and final consideration.

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Rep. White moved adoption of Education Administration Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1667 by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 1, Part 2, is amended by adding the following as a new section:

(a) The commissioner of education shall employ within the department a certified school librarian to serve as the Tennessee state library coordinator.

(b) The Tennessee state library coordinator shall:

(1) Assist school librarians in implementing the department's strategic plan and student literacy and digital citizenship initiatives;

(2) Consult, guide, and train school librarians to strengthen school library programs for students in grades kindergarten through twelve (K-12);

(3) Provide input on revisions to the school librarian evaluation model;

(4) Work with the state library and archives to provide school libraries with equal access to high-quality educational reading materials and resources;

(5) Support the department's work by promoting best practices among school librarians and technology coordinators; and

(6) Develop and promote strategies for school librarians to partner with classroom instructors to support school and district-level instructional programs.

SECTION 2. This act is not an appropriation of funds, and funds shall not be obligated or expended pursuant to this act unless the funds are specifically appropriated by the general appropriations act.

SECTION 3. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, Education Administration Committee Amendment No. 1 was adopted.

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Rep. Whitson moved that **House Bill No. 1667**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 91
Noes..... 0
Present and not voting..... 2

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulse, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--91

Representatives present and not voting were: Griffey, Ogles--2

A motion to reconsider was tabled.

House Bill No. 2519 -- Purchasing and Procurement - As introduced, allows that at least three competitive proposals or quotes, in lieu of competitive bids, be used for purchases costing less than \$10,000 by or for a county road department or by a chief administrative officer. - Amends TCA Title 5, Chapter 14; Title 5, Chapter 21; Title 12, Chapter 3 and Title 54, Chapter 7. by *Sexton J, *Sherrell, *Hazlewood, *Doggett. (*SB2352 by *Powers, *Bailey, *Bowling)

On motion, House Bill No. 2519 was made to conform with **Senate Bill No. 2352**; the Senate Bill was substituted for the House Bill.

Rep. J. Sexton moved that Senate Bill No. 2352 be passed on third and final consideration.

Rep. Crawford moved that Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. J. Sexton moved that **Senate Bill No. 2352** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 91
Noes..... 1

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hodges, Holsclaw, Howell, Hulse, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd,

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Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--91

Representatives voting no were: Casada--1

A motion to reconsider was tabled.

***House Bill No. 2147** -- Sexual Offenses - As introduced, raises the age of a victim whose testimony the court may allow to be taken outside the courtroom by means of two-way closed circuit television from 13 to 18 years of age; adds human trafficking offenses to those for which a court must extend an order of protection for a definite period of time if the allegation is proved by a preponderance of the evidence; makes various other changes relative to human trafficking. - Amends TCA Title 24; Title 36; Title 37; Title 39 and Title 40. by *Lamberth, *Gant, *Moody, *Griffey, *Gillespie, *Sherrell, *Towns, *Warner, *Hardaway, *Cooper, *Ogles, *Russell, *Hazlewood, *Crawford, *Eldridge, *Terry, *Littleton, *White, *Todd, *Cepicky, *Ragan, *Howell, *Camper, *Helton, *Powers, *Hawk, *Love. (SB2400 by *Johnson, *White, *Akbari, *Haile, *Rose)

On motion, House Bill No. 2147 was made to conform with **Senate Bill No. 2400**; the Senate Bill was substituted for the House Bill.

Rep. Moody moved that Senate Bill No. 2400 be passed on third and final consideration.

Rep. Curcio moved adoption of Criminal Justice Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 2400 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 24-7-120, is amended by deleting the language "thirteen (13) years of age or younger" wherever it appears and substituting the language "under eighteen (18) years of age".

SECTION 2. Tennessee Code Annotated, Section 36-3-601(7), is amended by deleting the language "domestic abuse, sexual assault or stalking" and substituting instead the language "domestic abuse, stalking, sexual exploitation of a minor, sexual assault, or a human trafficking offense".

SECTION 3. Tennessee Code Annotated, Section 36-3-602(a), is amended by deleting the language "domestic abuse, stalking, or sexual assault" wherever it appears and substituting instead the language "domestic abuse, stalking, sexual exploitation of a minor, sexual assault, or a human trafficking offense".

SECTION 4. Tennessee Code Annotated, Section 36-3-602(c), is amended by deleting the language "domestic abuse, stalking or sexual assault" and substituting instead the language "domestic abuse, stalking, sexual exploitation of a minor, sexual assault, or human trafficking offense".

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SECTION 5. Tennessee Code Annotated, Section 36-3-605, is amended by deleting subsection (b) and substituting:

(b) Within fifteen (15) days of service of such order on the respondent under this part, a hearing must be held, at which time the court shall either dissolve any ex parte order that has been issued, or shall, if the petitioner has proved the allegation of domestic abuse, stalking, sexual exploitation of a minor, sexual assault, or a human trafficking offense by a preponderance of the evidence, extend the order of protection for a definite period of time, not to exceed one (1) year, unless a further hearing on the continuation of such order is requested by the respondent or the petitioner; in which case, on proper showing of cause, such order may be continued for a further definite period of one (1) year, after which time a further hearing must be held for any subsequent one-year period. Any ex parte order of protection must be in effect until the time of the hearing, and, if the hearing is held within fifteen (15) days of service of such order, then the ex parte order must continue in effect until the entry of any subsequent order of protection issued pursuant to § 36-3-609. If no ex parte order of protection has been issued as of the time of the hearing, and the petitioner has proven the allegation of domestic abuse, stalking, sexual exploitation of a minor, sexual assault, or a human trafficking offense by a preponderance of the evidence, then the court may, at that time, issue an order of protection for a definite period of time, not to exceed one (1) year.

SECTION 6. Tennessee Code Annotated, Section 36-3-606(a), is amended by deleting the language "domestic abuse, stalking or sexual assault" wherever it appears and substituting instead the language "domestic abuse, stalking, sexual exploitation of a minor, sexual assault, or a human trafficking offense".

SECTION 7. Tennessee Code Annotated, Section 36-3-613(a), is amended by deleting the language "domestic abuse, stalking or sexual assault" and substituting instead the language "domestic abuse, stalking, sexual exploitation of a minor, sexual assault, or a human trafficking offense".

SECTION 8. Tennessee Code Annotated, Section 37-1-134(b), is amended by adding the following as a new subdivision:

() Whether the child has a history of trauma or abuse, including, but not limited to, the child being a victim of a human trafficking offense as defined in § 39-13-314;

SECTION 9. Tennessee Code Annotated, Section 37-1-607, is amended by deleting subdivision (a)(2) and substituting:

(2) Each team must be composed of one (1) person from the department, one (1) representative from the office of the district attorney general, one (1) juvenile court officer or investigator from a court of competent jurisdiction, and one (1) properly trained law enforcement officer with countywide jurisdiction from the county where the child resides or where the alleged offense occurred. The team may also include a representative from one (1) of the mental health disciplines, a representative trained in child abuse from one (1) of the medical disciplines, and, for cases involving an allegation that a child is a victim of a

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human trafficking offense, a representative from one (1) non-governmental agency specialized in combatting the commercial sexual exploitation of minors. It is in the best interest of the child that, whenever possible, an initial investigation shall not be commenced unless all four (4) required disciplines are represented. An initial investigation may, however, be commenced if at least two (2) of the required team members are present at the initial investigation. In those geographical areas in which a child advocacy center meets the requirements of § 9-4-213(a) or (b), child advocacy center directors, or their designees, must be members of the teams under this part and part 4 of this chapter for the purposes of provision of services and functions established by § 9-4-213 or delegated pursuant to that section. In such event, child advocacy center directors, or their designees, may access and generate all necessary information, which shall retain its confidential status, consistent with § 37-1-612.

SECTION 10. Tennessee Code Annotated, Section 37-1-607(b)(2)(A), is amended by adding the following as a new subdivision:

() Determine the specialized, non-punitive services necessary to support the child in cases where there is an allegation that the child may be a victim of a human trafficking offense;

SECTION 11. Tennessee Code Annotated, Title 37, Chapter 5, Part 4, is amended by adding the following as a new section:

(a) The department shall develop a policy to assist foreign national children suspected of being victims of human trafficking.

(b) The department must develop and maintain assessment tools to screen system-involved children at risk of human trafficking for experiences of commercial sexual exploitation. The assessment tools must also be distributed to juvenile justice agencies for use in screening children identified to be at risk for being a victim of human trafficking.

SECTION 12. Tennessee Code Annotated, Section 39-11-502(c), is amended by deleting the subsection and substituting:

(c) It is not a defense to prosecution for a violation of § 39-13-309, § 39-13-514, or § 39-13-529(a), (b)(1), or (b)(2) that the person charged was ignorant or mistaken as to the age of a minor.

SECTION 13. Tennessee Code Annotated, Section 39-13-309(d), is amended by adding the following as a new subdivision:

() The person charged was ignorant or mistaken as to the age of a minor.

SECTION 14. Tennessee Code Annotated, Section 39-13-309, is amended by adding the following as new subsections:

() Notwithstanding this section to the contrary, if it is determined after a reasonable detention for investigative purposes that a victim of trafficking for a

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commercial sex act under this section is under eighteen (18) years of age, then that person is immune from prosecution for prostitution as a juvenile or adult. A law enforcement officer who takes a person under eighteen (18) years of age into custody as a suspected victim under this section shall, upon determination that the person is a minor, provide the minor with the telephone number for the Tennessee human trafficking resource center hotline, notify the department of children's services, and release the minor to the custody of a parent or legal guardian or transport the minor to a shelter facility designated by the juvenile court judge to facilitate the release of the minor to the custody of a parent or guardian.

() It is a defense to prosecution under this section, including as an accomplice or co-conspirator, that a minor charged with a violation of this section was so charged for conduct that occurred because the minor is also a victim of an act committed in violation of this section or § 39-13-307, or because the minor is also a victim as defined by the federal Trafficking Victims Protection Act (22 U.S.C. § 7102).

SECTION 15. Tennessee Code Annotated, Section 40-32-101, is amended by deleting subdivision (a)(1)(E) and substituting:

(E)

(i) Except as provided in subdivision (a)(1)(E)(ii) and in subsection (j), a person is not entitled to the expunction of such person's records if:

(a) The person is charged with an offense, is not convicted of the charged offense, but is convicted of an offense relating to the same criminal conduct or episode as the charged offense, including a lesser included offense; provided, however, any moving or nonmoving traffic offense shall not be considered an offense as used in this subdivision (a)(1)(E)(i); or

(b) The person is charged with multiple offenses or multiple counts in a single indictment and is convicted of:

(1) One (1) or more of the charged offenses or counts in the indictment; or

(2) An offense relating to the same criminal conduct or episode as one (1) of the offenses charged in the indictment, including a lesser included offense.

(ii) Subdivision (a)(1)(E)(i) does not apply if the person is a victim of a human trafficking offense, the conviction is a result of victimization, and the person is applying for expunction relief under § 40-32-105.

SECTION 16. Tennessee Code Annotated, Section 40-32-105, is amended by deleting subdivision (i)(4) and substituting:

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(4) As used in this section, expunction means, in contemplation of law, the conviction for the expunged offenses never occurred and the person shall not suffer any adverse effects or direct disabilities, including the payment of fines and fees owed to the court, by virtue of the criminal offenses that were expunged.

SECTION 17. Tennessee Code Annotated, Section 40-35-113, is amended by deleting subdivision (12) and substituting:

(12) The defendant acted under duress or under the domination of another person, even though the duress or the domination of another person is not sufficient to constitute a defense to the crime, including a misdemeanor or non-violent felony committed while the defendant was a victim of human trafficking or a commercial sex act; and

SECTION 18. Tennessee Code Annotated, Section 40-38-119(b)(2), is amended by deleting the subdivision and substituting:

(2) Have a support person of the victim's choosing present during any forensic medical examination and during any interview with law enforcement, the prosecuting attorney, the defendant, or the defendant's attorney, and to have a support person present in the courtroom when the victim is testifying against the defendant;

SECTION 19. Tennessee Code Annotated, Section 39-13-307(d), is amended by deleting subdivision (d)(2)(D) and adding the following new subdivision (d)(3):

(3) Involuntary servitude is a Class A felony if the victim was a minor.

SECTION 20. Tennessee Code Annotated, Section 39-13-308(c), is amended by redesignating the current language as subdivision (c)(1) and adding the following as a new subdivision (c)(2):

(2) Trafficking for forced labor or services is a Class A felony if the victim was a minor.

SECTION 21. Tennessee Code Annotated, Section 39-13-309(c), is amended by deleting the subsection and substituting:

(c)

(1) A violation of subsection (a) is a Class B felony, except as provided in subdivision (c)(2).

(2) A violation of subsection (a) is a Class A felony if the victim of the offense was a minor.

SECTION 22. Tennessee Code Annotated, Section 39-13-515(c), is amended by deleting the subsection and substituting instead:

(c) Promoting prostitution of a minor or person with an intellectual disability is a Class A felony.

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SECTION 23. Tennessee Code Annotated, Section 39-13-514, is amended by deleting subdivision (b)(3)(A) and substituting:

(A) Patronizing prostitution from a person who is younger than eighteen (18) years of age, has an intellectual disability, or is a law enforcement officer posing as a minor is punishable as trafficking for commercial sex acts under § 39-13-309.

SECTION 24. This act takes effect July 1, 2022, the public welfare requiring it.

On motion, Criminal Justice Committee Amendment No. 1 was adopted.

Rep. Moody moved that **Senate Bill No. 2400**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes..... 0

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--93

A motion to reconsider was tabled.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Travis

REGULAR CALENDAR, CONTINUED

***House Bill No. 2152** -- Lottery, Scholarships and Programs - As introduced, changes the annual reporting date from October 1 to October 15 by which the Tennessee higher education commission must report to the education committees of the house of representatives and the senate regarding data concerning scholarship and grant programs. - Amends TCA Title 49, Chapter 4, Part 9. by *Lamberth, *Gant, *Hicks T, *Griffey, *Hardaway, *Sherrell, *Chism, *Stewart, *Parkinson, *Calfee, *Towns, *Dixie, *Hazlewood, *White, *Cochran, *Camper, *Ragan, *Alexander, *Miller, *Cepicky, *Todd, *Helton, *Littleton, *Williams, *Howell, *McKenzie, *Thompson. (SB2405 by *Johnson, *Crowe, *Yager, *Akbari, *Rose, *Stevens, *Walley, *White)

On motion, House Bill No. 2152 was made to conform with **Senate Bill No. 2405**; the Senate Bill was substituted for the House Bill.

Rep. T. Hicks moved that Senate Bill No. 2405 be passed on third and final consideration.

Rep. White moved that Education Administration Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. White moved adoption of Education Administration Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 2405 by inserting the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION _____. Tennessee Code Annotated, Title 49, Chapter 4, Part 9, is amended by adding the following as a new section:

(a) Notwithstanding §§ 49-4-913(a)(1), 49-4-919(a)(1), 49-4-931(d)(1), and any other provision of this part to the contrary, a Tennessee HOPE scholarship student may continue to receive the scholarship after the student earns the student's first baccalaureate degree, if the student:

(1) Continues to meet all applicable eligibility and academic requirements for the student's Tennessee HOPE scholarship;

(2) Earned the student's first baccalaureate degree:

(A) In less than the number of academic semesters projected by the eligible postsecondary institution for a full-time student to complete the student's program of study; and

(B) While receiving a Tennessee HOPE scholarship; and

(3) Is admitted to and enrolled in coursework for a program of study in pursuit of a master's degree, doctorate, or other advanced degree at an eligible public postsecondary institution within three (3) months of the student receiving the student's first baccalaureate degree.

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(b) A student who is eligible to continue receiving the student's Tennessee HOPE scholarship after the student has earned the student's first baccalaureate degree may continue to receive the scholarship:

(1) In the amount received by the student for the last semester in which the student was making satisfactory progress in the course of study that culminated with the student earning the student's first baccalaureate degree; and

(2) For each semester that the student would have been eligible to receive the student's Tennessee HOPE scholarship had the student not completed the student's program of study in less than the number of academic semesters projected by the eligible postsecondary institution for a full-time student to earn the student's respective baccalaureate degree.

(c) This section does not allow a student to receive a Tennessee HOPE scholarship if five (5) years have passed from the date of the student's initial enrollment at a postsecondary institution, unless an exception or other provision of law applies.

(d) For purposes of this section, the projected number of academic semesters for a full-time student to earn a baccalaureate degree for a respective course of study must be determined according to the eligible postsecondary institution's course catalog for the academic year in which the student first enrolled at the respective institution.

(e) The Tennessee student assistance corporation may promulgate rules to effectuate this section. The rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

On motion, Education Administration Committee Amendment No. 2 was adopted.

Rep. White moved that Education Administration Committee Amendment No. 3 be withdrawn, which motion prevailed.

Rep. T. Hicks moved that **Senate Bill No. 2405**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Crawford, Curcio, Darby, Dixie, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulse, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd,

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Towns, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--92

Representatives present and not voting were: Doggett--1

A motion to reconsider was tabled.

***House Bill No. 1747** -- Controlled Substances - As introduced, adds quadriplegia as a qualifying medical condition for the lawful possession of cannabis oil. - Amends TCA Title 39, Chapter 17 and Title 68, Chapter 7. by *Jernigan, *Ramsey, *Terry, *Freeman, *Beck, *Calfee, *Windle, *Towns, *Dixie, *Love, *Hardaway, *Chism, *Parkinson, *Helton, *Johnson G, *Mannis, *Camper, *Miller, *Thompson, *Curcio, *McKenzie, *Alexander, *Clemmons, *Reedy, *Rudder, *Hakeem, *Hazlewood, *Powell. (SB1877 by *Yarbro, *Robinson, *Haile, *Lamar)

Rep. Jernigan moved that House Bill No. 1747 be passed on third and final consideration.

Rep. Parkinson moved the previous question, which motion prevailed.

Rep. Jernigan moved that **House Bill No. 1747** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	77
Noes.....	14
Present and not voting.....	3

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Byrd, Campbell S, Camper, Carringer, Casada, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Grills, Hakeem, Hall, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moon, Parkinson, Powell, Ramsey, Reedy, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Towns, Vaughan, Warner, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--77

Representatives voting no were: Calfee, Carr, Cepicky, Gant, Garrett, Leatherwood, Moody, Ogles, Powers, Ragan, Rudd, Todd, Vital, Weaver--14

Representatives present and not voting were: Bricken, Griffey, Haston--3

A motion to reconsider was tabled.

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***House Bill No. 2329** -- Criminal Offenses - As introduced, increases from \$10 to \$15 the amount of damages an injured person or an injured electronic mail service provider may elect to recover for each and every unsolicited bulk electronic mail message transmitted in violation of law. - Amends TCA Title 39, Chapter 14, Part 6. by *Curcio, *Terry, *White, *Hardaway. (SB2796 by *Stevens, *Bailey, *Bowling)

On motion, House Bill No. 2329 was made to conform with **Senate Bill No. 2796**; the Senate Bill was substituted for the House Bill.

Rep. Curcio moved that Senate Bill No. 2796 be passed on third and final consideration.

Rep. J. Sexton moved that Criminal Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Curcio moved that **Senate Bill No. 2796** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 91
Noes..... 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton-91

A motion to reconsider was tabled.

House Bill No. 2102 -- Expunction - As introduced, changes the number of days in which a district attorney general may submit recommendations to the court regarding a petition for expunction for offenses related to status as a victim of human trafficking from 60 days to 65 days. - Amends TCA Title 40, Chapter 32. by *Curcio, *Camper, *Clemmons, *Hardaway. (*SB2001 by *Bell, *Akbari)

On motion, House Bill No. 2102 was made to conform with **Senate Bill No. 2001**; the Senate Bill was substituted for the House Bill.

Rep. Curcio moved that Senate Bill No. 2001 be passed on third and final consideration.

Rep. J. Sexton moved that Criminal Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.

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Rep. Curcio moved that **Senate Bill No. 2001** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 91
Noes..... 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulseley, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary--91

A motion to reconsider was tabled.

House Bill No. 2316 -- Education - As introduced, prohibits males from participating in public higher education sports that are designated for females; creates a cause of action for violations that deprive a student of an athletic opportunity or that cause direct or indirect harm to a student at the middle school, high school, or postsecondary level. - Amends TCA Title 49. by *Ragan, *Griffey, *Gant, *Zachary, *Williams, *Weaver, *Sherrell, *Bricken, *Moody, *Lynn, *Howell, *Powers, *Cochran. (*SB2153 by *Hensley, *Bailey, *Bowling, *Rose, *Stevens, *White)

On motion, House Bill No. 2316 was made to conform with **Senate Bill No. 2153**; the Senate Bill was substituted for the House Bill.

Rep. Ragan moved that Senate Bill No. 2153 be passed on third and final consideration.

Rep. White moved that Education Administration Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Griffey moved the previous question, which motion prevailed by the following vote:

Ayes 66
Noes..... 21
Present and not voting..... 1

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Faison, Farmer, Gant, Garrett, Griffey, Hall, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hulseley, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Martin, Moody, Moon, Ogles, Powers, Ragan, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sparks, Terry, Todd, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--66

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Representatives voting no were: Beck, Camper, Chism, Clemmons, Cooper, Dixie, Freeman, Grills, Hakeem, Hardaway, Jernigan, Johnson G, Love, McKenzie, Miller, Mitchell, Parkinson, Powell, Stewart, Thompson, Towns--21

Representatives present and not voting were: Mannis--1

Rep. Ragan moved that **Senate Bill No. 2153** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	70
Noes.....	14
Present and not voting.....	2

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Darby, Doggett, Faison, Farmer, Gant, Garrett, Griffey, Grills, Hall, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Martin, Moody, Moon, Ogles, Parkinson, Powers, Ragan, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Terry, Todd, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--70

Representatives voting no were: Beck, Camper, Clemmons, Dixie, Hakeem, Harris, Johnson G, Love, Miller, Mitchell, Powell, Stewart, Thompson, Towns--14

Representatives present and not voting were: Mannis, McKenzie--2

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following members desire to change their original stand from "not voting" to "aye" on **Senate Bill No. 2153** and have this statement entered in the Journal: Reps. Haston and Eldridge.

REGULAR CALENDAR, CONTINUED

House Bill No. 2246 -- Economic and Community Development, Dept. of - As introduced, directs the department to conduct a study of the current infrastructure of utilities operating in this state, including pipelines or transmission lines used to produce or distribute a source of energy such as gas or oil, to determine what improvements to the infrastructure are needed to attract development and investment to this state. - Amends TCA Title 4; Title 5; Title 6; Title 7; Title 13; Title 65 and Title 68. by *Vaughan, *Gant, *Faison, *White, *Lamberth, *Garrett, *Williams, *Eldridge, *Moody, *Todd. (*SB2077 by *Yager, *Stevens)

On motion, House Bill No. 2246 was made to conform with **Senate Bill No. 2077**; the Senate Bill was substituted for the House Bill.

Rep. Vaughan moved that Senate Bill No. 2077 be passed on third and final consideration.

Rep. Bricken moved adoption of Commerce Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 2077 by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Title 7, Chapter 51, is amended by adding the following as a new part:

7-51-2201. Part definitions.

As used in this part:

(1) "Distributor" means a party engaged in moving energy commodities, industrial materials, or their derivatives, including the transport and delivery to a retailer or customer;

(2) "Energy" means a resource that is marketed, or that has the potential to be marketed, as a commodity because of the resource's value as a source of power or fuel;

(3) "Energy infrastructure" means the systems or assets, including storage tanks, pipelines, gas transmission lines, or related equipment, that are necessary to produce, generate, transmit, or distribute natural gas, liquefied petroleum, liquid petroleum, and other similar forms of energy to a wholesaler, retailer, distributor, or customer;

(4) "Industrial infrastructure" means the systems or assets, including storage tanks, pipelines, or related equipment, that are necessary to produce, transmit, or distribute industrial materials to a wholesaler, retailer, distributor, or customer;

(5) "Industrial materials":

(A) Means a basic substance found in its natural, modified, or semi-processed state, or an ingredient, solvent, or other component used as an input to a production process for subsequent modification or transformation into a finished good; and

(B) Includes ammonia, hydrogen, and carbon dioxide;

(6) "Local action" means an ordinance, resolution, regulation, code, requirement, policy, or other action or omission taken, enacted, adopted, or otherwise imposed by a political subdivision of this state;

(7) "Political subdivision" means a municipality; public corporation; body politic; authority; district; metropolitan government; county; agency, department, or board of those entities; or another form of local government;

(8) "Retailer" means a party who markets or sells energy or industrial materials to a customer; and

(9) "Wholesaler" means a party engaging in the bulk purchase and sale of energy products or industrial materials in the wholesale market for the purposes of reselling energy or industrial materials to a retailer.

7-51-2202. Prohibited policies.

(a) A political subdivision of this state shall not, arising from or as a result of a local action, prohibit the development and implementation of the types or sources of energy that may be used, delivered, converted, or supplied by the following entities:

(1) An electric utility, an electric cooperative, or an electric system that is owned or operated by a political subdivision;

(2) An entity that generates, sells, or transmits electrical energy in accordance with all applicable requirements of state and federal law;

(3) A gas utility or a gas system that is owned or operated by a political subdivision;

(4) A gas transmission company;

(5) A liquefied petroleum gas dealer, liquefied petroleum gas dispenser, or liquefied petroleum gas cylinder exchange operator; or

(6) Other liquid petroleum transmission, distribution, retail, or storage entities.

(b) A local action of a political subdivision is preempted and void if the local action, directly or indirectly, is or acts as:

(1) A de facto prohibition of the siting, or a prohibition of construction, expansion, or maintenance, of energy, industrial, or related transportation infrastructure within the jurisdictional boundary of a political subdivision. When determining whether a local action results in a de facto prohibition, factors to consider include, but are not limited to, the following:

(A) A fee imposed;

(B) An unreasonable timeframe for a ministerial action;
and

(C) The local action's effect on the feasibility of the project;

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(2) Regulation or enforcement of safety standards for interstate or intrastate pipeline facilities or interstate or intrastate pipeline transportation as those terms are defined in 49 U.S.C. § 60101; or

(3) A prohibition on the ability of a distributor, retailer, wholesaler, or other energy or industrial infrastructure entity to exercise its rights provided by state or federal law related to the siting of energy infrastructure or industrial infrastructure.

(c) This section does not prevent or preempt:

(1) A political subdivision that owns or operates an electric or natural gas system from promulgating rules, regulations, or policies related to the electric or natural gas system;

(2) A local action that is state-authorized, ministerial in nature pertaining to land use, generally applicable to similar types of commercial and industrial activities, and necessary to provide a public benefit;

(3) A local action that affects facilities for the transmission, distribution, collection, conversion, and use of solar energy;

(4) A local action to require a franchise from a political subdivision prior to providing electric or natural gas services within the jurisdictional boundaries of the political subdivision in accordance with state law;

(5) A local action to grant, deny, amend, or revoke a franchise to provide electric or natural gas services within the jurisdictional boundaries of the political subdivision in accordance with state law;

(6) A local action to establish, maintain, or enforce exclusive service areas for the provision of electric or natural gas services in accordance with state law;

(7) A local action arising from:

(A) Authority granted to administer a program in lieu of the department of environment and conservation regarding protection of human health, safety, or the environment if the grant of authority is authorized by federal or state statute or regulation;

(B) A permit or coverage under a permit issued by the department of environment and conservation or a permit by rule; or

(C) The groundwater protection program or the drinking water program administered by the department of environment and conservation, including, but not limited to, measures designed to be protective within designated source water or wellhead protection areas as defined in programs administered by the department of environment and conservation under authority of the federal Safe Drinking Water Act (42 U.S.C. § 300f et seq.); or

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(8) Reasonable police powers of a political subdivision to regulate the siting, construction, maintenance, or expansion of energy or industrial infrastructure along, over, or under the highways and streets within the political subdivision's corporate limits in order to reduce or prevent the risk of an eminent and substantial threat to human safety from the performance of those activities, including a political subdivision's right to charge reasonable, cost-based compensation for the use of the political subdivision's highways and streets. However:

(A) A political subdivision does not have the right to prevent or prohibit a distributor, retailer, or wholesaler from constructing, expanding, or maintaining energy or industrial infrastructure within the limits of the political subdivision, so long as the energy or industrial infrastructure is being constructed, maintained, or expanded within the political subdivision in accordance with reasonable police powers regulations as described in this subdivision (c)(8); and

(B) This subdivision (c)(8) does not grant police powers to a political subdivision on matters of siting, construction, maintenance, or expansion of energy or industrial infrastructure subject to regulation by state or federal agencies.

(d) This section does not expand or alter the jurisdiction of a governmental entity charged with oversight of public utilities or electric utilities.

(e) This section does not expand or alter the regulation of wind energy facility siting provided in title 65, chapter 17.

(f) This section does not alter:

(1) Exclusive rights to provide electric or natural gas services under state law; or

(2) Exclusive service areas for the provision of electric or natural gas services under state law.

(g) This section does not allow an entity listed in subdivisions (a)(1)-(6) to provide electric or natural gas services within the exclusive service area of another provider of electric or natural gas services.

(h) Any aspect of a local action that violates subsection (a) or (b) that existed on or before the effective date of this act is preempted by this part and void.

7-51-2203. Conflict with federal law.

If this part conflicts with federal law requirements pertaining to the types of energy sources or industrial materials used, delivered, converted, or supplied by the entities described in § 7-51-2202(a)(1)-(6) to serve customers, then the federal law controls to the extent that this part conflicts with such federal law.

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SECTION 2. If a provision of this act or the application of a provision of this act to any entity or circumstance is held invalid, the invalidity does not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to that end, the provisions of this act are declared to be severable.

SECTION 3. The headings in this act are for reference purposes only and do not constitute a part of the law enacted by this act. However, the Tennessee Code Commission is requested to include the headings in any compilation or publication containing this act.

SECTION 4. This act takes effect July 1, 2022, the public welfare requiring it.

On motion, Commerce Committee Amendment No. 1 was adopted.

Rep. Williams moved the previous question, which motion prevailed by the following vote:

Ayes 62
Noes..... 31

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Byrd, Calfee, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Grills, Hall, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Littleton, Marsh, Martin, Moody, Moon, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Terry, Todd, Vaughan, Vital, Warner, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Sexton--62

Representatives voting no were: Beck, Campbell S, Camper, Chism, Clemmons, Cooper, Dixie, Freeman, Hakeem, Hardaway, Haston, Hodges, Jernigan, Johnson G, Leatherwood, Love, Lynn, Mannis, McKenzie, Miller, Mitchell, Ogles, Parkinson, Powell, Shaw, Sparks, Stewart, Thompson, Towns, Weaver, Windle--31

Rep. Vaughan moved that **Senate Bill No. 2077**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 68
Noes..... 25

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Grills, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Mannis, Marsh, Martin, Moody, Moon, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Terry, Todd, Vaughan, Vital, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--68

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Representatives voting no were: Camper, Casada, Chism, Clemmons, Cooper, Dixie, Freeman, Hakeem, Hardaway, Harris, Hodges, Jernigan, Johnson G, Love, McKenzie, Miller, Mitchell, Ogles, Parkinson, Powell, Stewart, Thompson, Towns, Warner, Weaver--25

A motion to reconsider was tabled.

***House Bill No. 751** -- Education - As introduced, expands the Individualized Education Act to allow a child with dyslexia to be eligible for the individualized education account program. - Amends TCA Title 49. by *Moody, *Sparks, *Lamberth, *Curcio, *Carringer, *Powers, *White, *Cepicky, *Grills, *Howell, *Todd, *Marsh, *Zachary, *Garrett, *Ragan, *Lafferty, *Doggett, *Sexton C, *Leatherwood, *Baum, *Ogles, *Halford, *Russell, *Terry, *Lynn, *Sherrell, *Reedy, *Crawford, *Eldridge, *Littleton, *Sexton J, *Hurt, *Helton, *Vital. (SB1158 by *Haile, *Kelsey, *Crowe, *White, *Stevens, *Powers, *Swann, *Bailey, *Bowling, *Rose)

On motion, House Bill No. 751 was made to conform with **Senate Bill No. 1158**; the Senate Bill was substituted for the House Bill.

Rep. Moody moved that Senate Bill No. 1158 be passed on third and final consideration.

Rep. Weaver moved that Education Instruction Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Mitchell moved adoption of House Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 1158 by adding the following as a new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION _____. Tennessee Code Annotated, Title 49, Chapter 6, is amended by deleting part 26.

Rep. Garrett moved that House Amendment No. 2 be tabled, which motion prevailed by the following vote:

Ayes 63
Noes..... 27

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Grills, Hall, Haston, Hawk, Hazlewood, Helton, Hicks T, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Martin, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Sparks, Terry, Todd, Vital, Weaver, White, Williams, Wright, Zachary, Mr. Speaker Sexton--63

Representatives voting no were: Beck, Camper, Chism, Clemmons, Cooper, Dixie, Freeman, Griffey, Hakeem, Hardaway, Harris, Hodges, Jernigan, Johnson G, Keisling, Love,

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McKenzie, Miller, Mitchell, Parkinson, Powell, Shaw, Stewart, Thompson, Towns, Warner, Windle--27

Rep. Ragan moved the previous question, which motion prevailed.

Rep. Moody moved that **Senate Bill No. 1158** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	69
Noes.....	21
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Garrett, Grills, Hakeem, Hall, Haston, Hawk, Helton, Hicks T, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Martin, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Terry, Todd, Vaughan, Vital, Warner, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--69

Representatives voting no were: Camper, Chism, Clemmons, Cooper, Dixie, Gant, Hardaway, Harris, Hazlewood, Hicks G, Hodges, Johnson G, Love, McKenzie, Miller, Mitchell, Parkinson, Powell, Stewart, Thompson, Towns--21

Representatives present and not voting were: Griffey--1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "present and not voting" on **Senate Bill No. 1158** and have this statement entered in the Journal: Rep. Moon.

REGULAR CALENDAR, CONTINUED

***House Bill No. 708** -- Scholarships and Financial Aid - As introduced, extends eligibility for a Senator Ben Atchley opportunity grant to Tennessee resident students enrolled at any private postsecondary institution accredited by a regional accrediting association that has its primary campus domiciled in this state. - Amends TCA Title 49, Chapter 4, Part 8. by *Zachary, *Williams, *Miller. (SB1025 by *Briggs)

On motion, House Bill No. 708 was made to conform with **Senate Bill No. 1025**; the Senate Bill was substituted for the House Bill.

Rep. Zachary moved that Senate Bill No. 1025 be passed on third and final consideration.

Rep. Hazlewood moved that Finance, Ways, and Means Committee Amendment No. 1 be withdrawn, which motion prevailed.

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Rep. Zachary moved that **Senate Bill No. 1025** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 82
Noes..... 10

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Cochran, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hall, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hulseley, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Moody, Moon, Ogles, Parkinson, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Terry, Todd, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--82

Representatives voting no were: Clemmons, Cooper, Hakeem, Hardaway, Johnson G, Mitchell, Powell, Stewart, Thompson, Towns--10

A motion to reconsider was tabled.

***House Joint Resolution No. 1173** -- Memorials, Recognition - Dr. Denise Sibley. by *Lynn, *Sexton J, *Hulseley, *Hicks T. (*Niceley)

Further consideration of House Joint Resolution No. 1173, previously considered on the Consent Calendar for April 21, 2022, at which time it was objected to and reset for today's Regular Calendar.

Rep. Lynn moved adoption of **House Joint Resolution No. 1173**, which motion prevailed by the following vote:

Ayes 71
Noes..... 18
Present and not voting..... 2

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Grills, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hulseley, Hurt, Johnson C, Keisling, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Mannis, Marsh, Martin, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Terry, Todd, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--71

Representatives voting no were: Camper, Clemmons, Cooper, Dixie, Hakeem, Hardaway, Harris, Hodges, Jernigan, Johnson G, Love, McKenzie, Miller, Mitchell, Parkinson, Powell, Stewart, Towns--18

Representatives present and not voting were: Beck, Thompson--2

A motion to reconsider was tabled.

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***House Joint Resolution No. 1174** -- Memorials, Recognition - Bernadette Pajer. by *Lynn. (*Niceley)

Further consideration of House Joint Resolution No. 1174, previously considered on the Consent Calendar for April 21, 2022, at which time it was objected to and reset for today's Regular Calendar.

Rep. Lynn moved adoption of **House Joint Resolution No. 1174**, which motion prevailed by the following vote:

Ayes 68
Noes..... 16

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Grills, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Howell, Hulsey, Hurt, Johnson C, Keisling, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Mannis, Marsh, Martin, Moody, Ogles, Powers, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Terry, Todd, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--68

Representatives voting no were: Camper, Clemmons, Cooper, Dixie, Hakeem, Hardaway, Harris, Hodges, Johnson G, McKenzie, Miller, Parkinson, Powell, Stewart, Thompson, Towns--16

A motion to reconsider was tabled.

***House Joint Resolution No. 1237** -- Memorials, Retirement - Chancellor Ellen Hobbs Lyle. by *Beck, *Clemmons.

Further consideration of House Joint Resolution No. 1237, previously considered on the Consent Calendar for April 21, 2022, at which time it was objected to and reset for today's Regular Calendar.

Rep. Beck moved adoption of House Joint Resolution No. 1237.

The Clerk read House Joint Resolution No. 1237.

Rep. Beck moved adoption of **House Joint Resolution No. 1237**, which motion failed by the following vote:

Ayes 32
Noes..... 43
Present and not voting..... 13

Representatives voting aye were: Baum, Beck, Camper, Chism, Clemmons, Cooper, Curcio, Dixie, Farmer, Freeman, Garrett, Hakeem, Hardaway, Harris, Hodges, Holsclaw, Jernigan, Johnson G, Love, Mannis, McKenzie, Miller, Mitchell, Ogles, Parkinson, Powell, Ramsey, Shaw, Stewart, Thompson, Towns, Whitson--32

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Representatives voting no were: Alexander, Boyd, Bricken, Calfee, Carr, Carringer, Cepicky, Cochran, Crawford, Darby, Doggett, Eldridge, Gant, Grills, Hall, Haston, Hicks T, Howell, Hulsey, Keisling, Lafferty, Leatherwood, Littleton, Lynn, Marsh, Martin, Moody, Powers, Ragan, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Terry, Todd, Vital, Warner, White, Williams, Zachary, Mr. Speaker Sexton--43

Representatives present and not voting were: Byrd, Campbell S, Faison, Hawk, Hazlewood, Helton, Hicks G, Hurt, Johnson C, Lamberth, Moon, Sparks, Windle--13

House Joint Resolution No. 1237, having failed to receive a constitutional majority, was thereby re-referred to the Committee on Calendar and Rules.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "no" to "aye" on **House Joint Resolution No. 1237** and have this statement entered in the Journal: Rep. Keisling.

REGULAR CALENDAR, CONTINUED

***House Bill No. 2538** -- Judicial Districts - As introduced, deletes the references of the advisory task force to review composition of judicial districts, which no longer exist. - Amends TCA Title 8; Title 16; Title 17 and Title 37. by *Curcio, *Halford, *Howell. (SB2478 by *Bell)

Further consideration of House Bill No. 2538, previously considered on April 7, 2022, April 14, 2022 and April 21, 2022, at which time it was reset for today's Calendar.

On motion, House Bill No. 2538 was made to conform with **Senate Bill No. 2478**; the Senate Bill was substituted for the House Bill.

Rep. Curcio moved that Senate Bill No. 2478 be passed on third and final consideration.

Rep. Farmer requested that Civil Justice Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Bricken moved that House Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Hulsey moved that House Amendment No. 3 be withdrawn, which motion prevailed.

Rep. Bricken moved that House Amendment No. 4 be withdrawn, which motion prevailed.

Rep. Curcio moved adoption of House Amendment No. 5 as follows:

Amendment No. 5

AMEND Senate Bill No. 2478 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 17-1-106(a), is amended by deleting the subsection and substituting instead the following:

(a) In addition to the qualifications provided for judges by the Constitution of Tennessee, Article VI, §§ 3 and 4, judges of the supreme court, court of appeals, court of criminal appeals, chancery courts, circuit courts, criminal courts, and courts exercising the jurisdiction imposed in one (1) or more of the chancery courts, circuit courts, or criminal courts shall be learned in the law, which must be evidenced by the judge:

(1) Being authorized to practice law in the courts of this state;

(2) Being in good standing with the board of professional responsibility; and

(3) Not having been publicly censured by the board of professional responsibility or suspended or disbarred from the practice of law within the ten (10) years preceding the judge's term of office for engaging in conduct involving dishonesty, fraud, deceit, or misrepresentation; provided, that this subdivision (a)(3) does not apply to those serving in a judicial position as of the effective date of this act.

SECTION 2. This act takes effect October 1, 2022, the public welfare requiring it.

Rep. Parkinson moved the previous question on House Amendment No. 5, which motion prevailed.

On motion, House Amendment No. 5 was adopted by the following vote:

Ayes	92
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--92

Representatives present and not voting were: Johnson G--1

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Rep. Farmer moved that Civil Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Curcio moved that **Senate Bill No. 2478**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 89
Noes..... 3

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--89

Representatives voting no were: Bricken, Dixie, Johnson G--3

A motion to reconsider was tabled.

***Senate Joint Resolution No. 55** -- Constitutional Amendments - Proposes amendment to remove Article IX, Section 1 of the Constitution of Tennessee, which provides that no minister of the gospel, or priest of any denomination whatsoever, shall be eligible to a seat in either house of the legislature. by *Pody. (*Reedy, *Shaw, *Powers)

Senate Joint Resolution No. 55 was previously considered on April 21, 2022, for the first Constitutional reading.

Rep. Reedy requested that the Clerk read Senate Joint Resolution No. 55 for the second Constitutional reading, as prescribed by the Constitution of the State of Tennessee.

The Clerk read Senate Joint Resolution No. 55.

Rep. Reedy moved that Senate Joint Resolution No. 55 be reset for the Regular Calendar for April 27, 2022, for its third and final reading, which motion prevailed.

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***Senate Joint Resolution No. 913** -- Constitutional Amendments - Proposes an amendment to Article II, Section 31 of the Constitution of Tennessee authorizing the governing body or state official charged with carrying out the purpose or objectives of a fund or trust that is administered or invested by the Treasury and that contains state funds, in whole or in part, to adopt, with approval of the Treasurer and the Comptroller of the Treasury, an investment policy to authorize all or part of such fund or trust to be invested such that the state would become an owner, in whole or in part, of any bank or a stockholder with others in any association, company, or corporation. by *Haile, *Stevens, *Yager.

Senate Joint Resolution No. 913 was previously considered on April 21, 2022, for the first Constitutional reading.

Rep. Hazlewood requested that the Clerk read Senate Joint Resolution No. 913 for the second Constitutional reading, as prescribed by the Constitution of the State of Tennessee.

The Clerk read Senate Joint Resolution No. 913.

Rep. Hazlewood moved that Senate Joint Resolution No. 913 be reset for the Regular Calendar for April 27, 2022, for its third and final reading, which motion prevailed.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 1834** -- DUI Offenses - As introduced, requires a sentencing court to order a defendant who has been convicted of vehicular homicide or aggravated vehicular homicide due to intoxication and in which the victim of the offense was the parent of a minor child to pay restitution in the form of child maintenance to each of the victim's children until each child reaches 18 years of age and has graduated from high school. - Amends TCA Title 39; Title 40 and Title 55. by *Hall, *Griffey, *Lamberth, *Curcio, *Howell, *Beck, *Moody, *Hardaway, *Doggett, *Sexton J, *Sherrell, *Ogles, *Haston, *Faison, *Moon, *Parkinson, *Holsclaw, *Keisling, *Towns, *Helton, *Grills, *Jernigan, *Thompson, *Terry, *Hurt, *Williams, *Todd, *Gillespie, *Littleton, *Whitson, *Vital, *Cepicky, *Powers, *Mannis. (SB2103 by *Bell, *Rose, *Walley)

Senate Amendment No. 2

AMEND House Bill No. 1834 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. This act is known and may be cited as "Ethan's, Hailey's, and Bentley's Law."

SECTION 2. Tennessee Code Annotated, Title 39, Chapter 13, Part 2, is amended by adding the following as a new section:

(a) Notwithstanding any law to the contrary, if a defendant is convicted of a violation of § 39-13-213(a)(2) or § 39-13-218 and the deceased victim of the offense was the parent of a minor child, then the sentencing court shall order the defendant to pay restitution in the form of child maintenance to each of the

victim's children until each child reaches eighteen (18) years of age and has graduated from high school, or the class of which the child is a member when the child reached eighteen (18) years of age has graduated from high school.

(b) The court shall determine an amount that is reasonable and necessary for the maintenance of the victim's child after considering all relevant factors, including:

- (1) The financial needs and resources of the child;
- (2) The financial resources and needs of the surviving parent or guardian of the child, including the state if the child is in the custody of the department of children's services;
- (3) The standard of living to which the child is accustomed;
- (4) The physical and emotional condition of the child and the child's educational needs;
- (5) The child's physical and legal custody arrangements; and
- (6) The reasonable work-related child care expenses of the surviving parent or guardian.

(c) The court shall order that child maintenance payments be made to the clerk of court as trustee for remittance to the child's surviving parent or guardian. The clerk shall remit the payments to the surviving parent or guardian within ten (10) working days of receipt by the clerk. The clerk shall deposit all payments no later than the next working day after receipt.

(d) If a defendant who is ordered to pay child maintenance under this section is incarcerated and unable to pay the required maintenance, then the defendant must have up to one (1) year after the release from incarceration to begin payment, including entering a payment plan to address any arrearage. If a defendant's child maintenance payments are set to terminate but the defendant's obligation is not paid in full, then the child maintenance payments shall continue until the entire arrearage is paid.

(e)

(1) If the surviving parent or guardian of the child brings a civil action against the defendant prior to the sentencing court ordering child maintenance payments as restitution and the surviving parent or guardian obtains a judgment in the civil suit, then no maintenance shall be ordered under this section.

(2) If the court orders the defendant to make child maintenance payments as restitution under this section and the surviving parent or guardian subsequently brings a civil action and obtains a judgment, then the child maintenance order shall be offset by the amount of the judgment awarded in the civil action.

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SECTION 3. This act takes effect upon becoming a law, the public welfare requiring it, and applies to offenses committed on or after that date.

Rep. Hall moved that the House concur in Senate Amendment No. 2 to **House Bill No. 1834**, which motion prevailed by the following vote:

Ayes 93
Noes..... 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--93

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

***Senate Bill No. 2204** -- Regional Authorities and Special Districts - As introduced, requires that all contracts entered into by the Megasite Authority of West Tennessee be reviewed by the state building commission. - Amends TCA Title 64, Chapter 9, Part 1. by *Walley, *Rose, *Jackson, *McNally, *Roberts. (HB2659 by *Sexton C, *Rudd, *Williams, *Smith, *Sexton J, *Miller, *Cepicky, *Hicks T, *Reedy, *Moody, *Littleton, *Sherrell)

Rep. Rudd moved that the House refuse to recede from its action in adopting House Amendment No. 2 to **Senate Bill No. 2204**, which motion prevailed.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 2291** -- Education - As introduced, requires the standards recommendation committee to include certain academic standards regarding the civil rights movement in the committee's final recommendation of academic standards in the subject of social studies for students in grades nine through 12. - Amends TCA Title 49. by *Love, *Hardaway, *Cooper, *Clemmons. (SB2508 by *Akbari, *Campbell, *Lamar, *Crowe, *Gilmore, *Kelsey, *Lundberg, *Swann, *Yarbro)

Senate Amendment No. 2

AMEND House Bill No. 2291 by deleting subdivision (4) in the amendatory language of Section 1 and substituting:

(4) Civil Rights Acts of 1866, 1957, 1960, and 1964; and

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Rep. Love moved that the House concur in Senate Amendment No. 2 to **House Bill No. 2291**, which motion prevailed by the following vote:

Ayes 92
Noes..... 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--92

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 2673** -- Education - As introduced, requires the governing body of each LEA to adopt a written policy prohibiting the teaching of anti-Semitic concepts in schools by teachers and administrative staff employed by the LEA; requires that the policy be distributed or made available to each teacher and staff member at the beginning of each school year. - Amends TCA Title 49. by *Sexton J, *Griffey, *Howell, *Moody, *Reedy, *Powers, *Sherrell. (SB2684 by *Rose, *Bailey, *Bowling, *White)

Rep. J. Sexton moved that the House non-concur in Senate Amendment No. 1 to **House Bill No. 2673**, which motion prevailed.

UNFINISHED BUSINESS

RULES SUSPENDED

Rep. Russell moved that the rules be suspended for the immediate consideration of House Joint Resolution No. 1253 out of order.

Rep. Russell moved to withdraw the motion to suspend the rules, which motion prevailed.

RULES SUSPENDED

Rep. Boyd moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 1803 out of order, which motion prevailed.

***Senate Joint Resolution No. 1803** -- Memorials, Recognition - Fall Creek Baptist Church, 200th anniversary. by *Pody. (*Boyd)

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On motion of Rep. Boyd, the resolution was concurred in.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Whitson moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 1805 out of order, which motion prevailed.

***Senate Joint Resolution No. 1805** -- Memorials, Death - Jimmy Gentry. by *Johnson. (*Whitson, *Casada, *Ogles)

On motion of Rep. Whitson, the resolution was concurred in.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Lamberth moved that the rules be suspended in order to allow **House Bills Nos. 2914** and **2915** to be heard in the Local Government Committee this week, which motion prevailed.

RULES SUSPENDED

Rep. Lamberth moved that the rules be suspended in order to introduce and allow **House Resolution No. 208** to be heard in the Criminal Justice Committee this week, which motion prevailed.

RULES SUSPENDED

Rep. Lamberth moved that the rules be suspended in order to allow **House Bill No. 1927** to be heard in the Finance, Ways & Means Committee this week, which motion prevailed.

RULES SUSPENDED

Representative Lamberth moved the following rules be suspended for the remainder of the 2022 Legislative Session, which motion prevailed:

RULE NO. 17: so that all congratulatory and memorializing resolutions can be placed directly on the next Consent Calendar;

RULE NO. 49: the 48-hour rule so that all bills moved from Calendar and Rules can be set on the next floor Calendar

RULE NO. 49: the 25 bill limit rule so that more than 25 bills may be placed on the calendar for final consideration on any one day;

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RULE NO. 50:the 72-hour rule for posting the Consent Calendar, so that local bills and other bills and resolutions coming out of Calendar and Rules can be placed on the next Consent Calendar on a daily basis;

RULE NO. 59:notice provisions so that all bills from the Senate with messages can be announced and/or automatically placed on the next Message Calendar;

RULE NO. 67:so that committee and subcommittee meetings can be held at times other than those specified in the House Weekly Schedule and with less than 72 hours notice;

RULE NO. 71:the 24-hour rule requiring all amendments to be available to members 24 hours before consideration on the floor;

RULE NO. 83(1): so that all bills reported out of subcommittee can be heard on the next full committee calendar without waiting a week;

RULE NO. 83(1): so that all bills reported out of committee can be heard in the next committee or subcommittee without waiting a week;

RULE NO. 83(1): so that items in committee and subcommittee can be placed on the next calendar notwithstanding the Wednesday 3:30 deadline for placing bills on notice.

RULES SUSPENDED

Rep. Lamberth moved that the rules be suspended for the purpose of introducing House Resolution No. 210 out of order, which motion prevailed.

House Resolution No. 210 -- Lottery, Charitable - Approves 2022-2023 annual gaming events by the House of Representatives. by *Lamberth.

On motion, the rules were suspended for the immediate consideration of the resolution.

Rep. Lamberth moved adoption of **House Resolution No. 210**, which motion prevailed by the following vote:

Ayes 91
Noes..... 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulse, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton-

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House Resolution No. 210, having received a vote in the affirmative by two-thirds of the members elected to the Tennessee House of Representatives of the One Hundred Twelfth General Assembly, was declared adopted.

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "no" on **House Bill No. 2657** from March 17, 2022 and have this statement entered in the Journal: Rep. Love.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "no" on **Senate Bill No. 2901** from April 21, 2022 and have this statement entered in the Journal: Rep. Doggett.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 174 Rep. Littleton as prime sponsor.

House Resolution No. 208 Rep. Windle as prime sponsor.

House Joint Resolution No. 1275 Reps. Lamberth, Lynn, Russell, Ogles, Curcio, Hulsey, Sherrell and Clemmons as prime sponsors.

House Bill No. 536 Rep. Shaw as prime sponsor.

House Bill No. 681 Reps. Hazlewood, Bricken and White as prime sponsors.

House Bill No. 1405 Rep. Hazlewood as prime sponsor.

House Bill No. 2143 Rep. Hazlewood as prime sponsor.

House Bill No. 2915 Rep. Vital as prime sponsor.

MESSAGE FROM THE SENATE April 25, 2022

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 2248; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

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**SIGNED
April 25, 2022**

The Speaker announced that he had signed the following: Senate Bill No. 2248.

TAMMY LETZLER, Chief Clerk

**SIGNED
April 25, 2022**

The Speaker announced that he had signed the following: House Bills Nos. 457, 1018, 2416, 2454, 2542, 2614, 2674, 2706, 2907, 2908 and 2909.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
April 25, 2022**

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 457, 1018, 2416, 2454, 2542, 2614, 2674, 2706, 2907, 2908 and 2909; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 25, 2022**

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 652, 796, 1151 and 1234; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 25, 2022**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 2011; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 2011 -- Judicial Districts - As introduced, establishes an advisory task force to recommend a proposed statewide judicial redistricting plan every 10 years; requires the general assembly to reapportion the judicial districts during each year following receipt of the proposed plan. - Amends TCA Title 8; Title 16; Title 17 and Title 18. by *Bell, *Powers. (*HB1832 by *Lamberth, *Curcio)

MESSAGE FROM THE SENATE
April 25, 2022

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 1647, 1648, 1649, 1650, 1651, 1652, 1654, 1656, 1657, 1658, 1659, 1660, 1661, 1662, 1663, 1664, 1665, 1666, 1667, 1668, 1669, 1670, 1671, 1672, 1673, 1674, 1675, 1676, 1677, 1678, 1679, 1680, 1681, 1682, 1683, 1684, 1685, 1686, 1687, 1689, 1691, 1692, 1693, 1694, 1695, 1696, 1697, 1698, 1699, 1700, 1701, 1702, 1703, 1704, 1705, 1706, 1707, 1708, 1709, 1710, 1711, 1712, 1713, 1714, 1715, 1716, 1717, 1718, 1719, 1720, 1721, 1722, 1723, 1724, 1725, 1726, 1775, 1804 and 1826; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 1647** -- Memorials, Recognition - Bobby Celsor, Nashville Fairgrounds Speedway 2021 Hall of Fame. by *Haile.

***Senate Joint Resolution No. 1648** -- Memorials, Interns - Carragan Fields. by *Haile.

***Senate Joint Resolution No. 1649** -- Memorials, Recognition - Jayne Coleman, 2021 Humanitarian of the Year. by *Haile.

***Senate Joint Resolution No. 1650** -- Memorials, Professional Achievement - Patience Erwin, Unicoi County Schools Elementary School Teacher of the Year. by *Southerland, *Crowe.

***Senate Joint Resolution No. 1651** -- Memorials, Professional Achievement - Stephanie Howard, Unicoi County Schools Middle School Teacher of the Year. by *Southerland, *Crowe.

***Senate Joint Resolution No. 1652** -- Memorials, Professional Achievement - Stacia Silvers, Unicoi County Schools High School Teacher of the Year. by *Southerland, *Crowe.

***Senate Joint Resolution No. 1654** -- Memorials, Interns - Lucero Sollmann. by *Powers.

***Senate Joint Resolution No. 1656** -- Memorials, Public Service - Jim Vincent, Rhea County Commission. by *Yager, *Watson.

***Senate Joint Resolution No. 1657** -- Memorials, Recognition - Tennessee Aquarium, 30th anniversary. by *Watson.

***Senate Joint Resolution No. 1658** -- Memorials, Retirement - Christine Hunt. by *Watson.

***Senate Joint Resolution No. 1659** -- Memorials, Recognition - Tennessee Valley Railroad Museum, 60th anniversary. by *Watson.

***Senate Joint Resolution No. 1660** -- Memorials, Academic Achievement - Spencer Travis Grant, Salutatorian, Ivy Academy. by *Watson.

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***Senate Joint Resolution No. 1661** -- Memorials, Academic Achievement - Emma Ratto, Valedictorian, Ivy Academy. by *Watson.

***Senate Joint Resolution No. 1662** -- Memorials, Academic Achievement - Willow Merry, Valedictorian, McNairy Central High School. by *Walley.

***Senate Joint Resolution No. 1663** -- Memorials, Academic Achievement - Cooper Henson, Valedictorian, Bolivar Central High School. by *Walley.

***Senate Joint Resolution No. 1664** -- Memorials, Academic Achievement - Mario Puentes, Salutatorian, McNairy Central High School. by *Walley.

***Senate Joint Resolution No. 1665** -- Memorials, Academic Achievement - Alexis Williams, Salutatorian, Bolivar Central High School. by *Walley.

***Senate Joint Resolution No. 1666** -- Memorials, Recognition - Jimmy McCulloch, 2022 president of Tennessee Road Builders Association. by *Haile.

***Senate Joint Resolution No. 1667** -- Memorials, Public Service - Scott Langford. by *Haile.

***Senate Joint Resolution No. 1668** -- Memorials, Retirement - Cindy Briley. by *Haile.

***Senate Joint Resolution No. 1669** -- Memorials, Retirement - Bill Kemp. by *Haile.

***Senate Joint Resolution No. 1670** -- Memorials, Recognition - Judy Hardin. by *Haile.

***Senate Joint Resolution No. 1671** -- Memorials, Public Service - Anthony Holt. by *Haile.

***Senate Joint Resolution No. 1672** -- Memorials, Personal Achievement - William Caleb Coley, Eagle Scout. by *Haile.

***Senate Joint Resolution No. 1673** -- Memorials, Personal Occasion - Willie Cleve Vaden, 100th birthday. by *Haile.

***Senate Joint Resolution No. 1674** -- Memorials, Death - Howard Wesley Roddy. by *Gardenhire, *Watson.

***Senate Joint Resolution No. 1675** -- Memorials, Retirement - Judge James "Jim" G. Martin III. by *Johnson.

***Senate Joint Resolution No. 1676** -- Memorials, Death - George P. Jaynes. by *Crowe.

***Senate Joint Resolution No. 1677** -- Memorials, Retirement - John B. Deakins, Jr. by *Crowe.

***Senate Joint Resolution No. 1678** -- Memorials, Academic Achievement - Angelie M. Quimbo, Valedictorian, Hillwood High School. by *Campbell.

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***Senate Joint Resolution No. 1679** -- Memorials, Academic Achievement - Rudra J. Patel, Valedictorian, Hillwood High School. by *Campbell.

***Senate Joint Resolution No. 1680** -- Memorials, Academic Achievement - Om Patel, Valedictorian, McGavock High School. by *Campbell.

***Senate Joint Resolution No. 1681** -- Memorials, Academic Achievement - Julia Jakic, Salutatorian, McGavock High School. by *Campbell.

***Senate Joint Resolution No. 1682** -- Memorials, Sports - Greeneville Sun's All-County girls' basketball team. by *Southerland.

***Senate Joint Resolution No. 1683** -- Memorials, Recognition - Walters State Community College, Community College of the Year. by *Southerland, *Niceley, *Swann.

***Senate Joint Resolution No. 1684** -- Memorials, Sports - Greeneville High School Devils cheerleading squad, Spirit Award. by *Southerland.

***Senate Joint Resolution No. 1685** -- Memorials, Recognition - Emmi Linkous, 4-H Public Speaking Contest winner. by *Southerland.

***Senate Joint Resolution No. 1686** -- Memorials, Personal Occasion - Roger Carroll Way and Suzan Bird Keezel Way, 50th wedding anniversary. by *Southerland.

***Senate Joint Resolution No. 1687** -- Memorials, Sports - Greeneville Sun's All-County boys' basketball team. by *Southerland.

***Senate Joint Resolution No. 1689** -- Memorials, Recognition - Anderson County Chamber of Commerce, 90th anniversary. by *McNally.

***Senate Joint Resolution No. 1691** -- Memorials, Academic Achievement - Morgan Alyn Beuscher, Valedictorian, Rossvie High School. by *Powers.

***Senate Joint Resolution No. 1692** -- Memorials, Academic Achievement - Blake Allen Deterding, Salutatorian, Rossvie High School. by *Powers.

***Senate Joint Resolution No. 1693** -- Memorials, Academic Achievement - Peter Michael Olson, Salutatorian, Clarksville High School. by *Powers.

***Senate Joint Resolution No. 1694** -- Memorials, Academic Achievement - Yonathan Kebede Hundie, Valedictorian, Clarksville High School. by *Powers.

***Senate Joint Resolution No. 1695** -- Memorials, Academic Achievement - Gabriyel Isaiah Sorensen, Valedictorian, West Creek High School. by *Powers.

***Senate Joint Resolution No. 1696** -- Memorials, Academic Achievement - Vance Stone Sisson, Salutatorian, West Creek High School. by *Powers.

***Senate Joint Resolution No. 1697** -- Memorials, Academic Achievement - Nicholas Johnson, Valedictorian, Montgomery Central High School. by *Powers.

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***Senate Joint Resolution No. 1698** -- Memorials, Academic Achievement - Caroline Chambers, Salutatorian, Montgomery Central High School. by *Powers.

***Senate Joint Resolution No. 1699** -- Memorials, Academic Achievement - Emma Catherine Krebs, Valedictorian, Northwest High School. by *Powers.

***Senate Joint Resolution No. 1700** -- Memorials, Academic Achievement - Alissia Danielle Fulton, Salutatorian, Northwest High School. by *Powers.

***Senate Joint Resolution No. 1701** -- Memorials, Academic Achievement - Lena Young, Valedictorian, Kenwood High School. by *Powers.

***Senate Joint Resolution No. 1702** -- Memorials, Academic Achievement - Rachel Clark, Salutatorian, Kenwood High School. by *Powers.

***Senate Joint Resolution No. 1703** -- Memorials, Academic Achievement - Andy Li, Valedictorian, Northeast High School. by *Powers.

***Senate Joint Resolution No. 1704** -- Memorials, Academic Achievement - Williams Douglass, Salutatorian, Northeast High School. by *Powers.

***Senate Joint Resolution No. 1705** -- Memorials, Recognition - Gladys Ann Hunter Sawyer. by *Akbari.

***Senate Joint Resolution No. 1706** -- Memorials, Academic Achievement - Sara Elizabeth Click, Valedictorian, East Robertson High School. by *Roberts.

***Senate Joint Resolution No. 1707** -- Memorials, Academic Achievement - Madison Paige Tatum, Salutatorian, East Robertson High School. by *Roberts.

***Senate Joint Resolution No. 1708** -- Memorials, Academic Achievement - Grayson Carlie Bryant, Valedictorian, Jo Byrns High School. by *Roberts.

***Senate Joint Resolution No. 1709** -- Memorials, Academic Achievement - Benjamin Blake Smith, Salutatorian, Jo Byrns High School. by *Roberts.

***Senate Joint Resolution No. 1710** -- Memorials, Academic Achievement - Lauren Olivia Amburgey, Valedictorian, Greenbrier High School. by *Roberts.

***Senate Joint Resolution No. 1711** -- Memorials, Academic Achievement - Abigail Cheyenne Houchin, Valedictorian, Greenbrier High School. by *Roberts.

***Senate Joint Resolution No. 1712** -- Memorials, Academic Achievement - Eric Daniel Hoy, Valedictorian, Greenbrier High School. by *Roberts.

***Senate Joint Resolution No. 1713** -- Memorials, Academic Achievement - Madilynn Grace Angell-Tucker, Salutatorian, Greenbrier High School. by *Roberts.

***Senate Joint Resolution No. 1714** -- Memorials, Academic Achievement - Abigayle Renae Clontz, Salutatorian, Greenbrier High School. by *Roberts.

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***Senate Joint Resolution No. 1715** -- Memorials, Academic Achievement - Micaiah Lee Harrison, Valedictorian, Springfield High School. by *Roberts.

***Senate Joint Resolution No. 1716** -- Memorials, Academic Achievement - Aidan Kurt Lonien, Valedictorian, Springfield High School. by *Roberts.

***Senate Joint Resolution No. 1717** -- Memorials, Academic Achievement - Rebecca Elise Noll, Salutatorian, Springfield High School. by *Roberts.

***Senate Joint Resolution No. 1718** -- Memorials, Academic Achievement - Mackenzie Irene Sneed, Salutatorian, Springfield High School. by *Roberts.

***Senate Joint Resolution No. 1719** -- Memorials, Academic Achievement - Baylor Anthony Baucom, Valedictorian, White House Heritage High School. by *Roberts.

***Senate Joint Resolution No. 1720** -- Memorials, Academic Achievement - Kailey Grace Diatkar, Valedictorian, White House Heritage High School. by *Roberts.

***Senate Joint Resolution No. 1721** -- Memorials, Academic Achievement - Leah Josette Hubbard, Salutatorian, White House Heritage High School. by *Roberts.

***Senate Joint Resolution No. 1722** -- Memorials, Academic Achievement - Rachel Ruth Garza, Valedictorian, Pleasant View Christian School. by *Roberts.

***Senate Joint Resolution No. 1723** -- Memorials, Academic Achievement - Brook Jewel Proctor, Salutatorian, Pleasant View Christian School. by *Roberts.

***Senate Joint Resolution No. 1724** -- Memorials, Death - Dr. Arthur Lee. by *Yager.

***Senate Joint Resolution No. 1725** -- Memorials, Death - Mike Gooch. by *Yager.

***Senate Joint Resolution No. 1726** -- Memorials, Interns - Isabelle Bui. by *Campbell.

***Senate Joint Resolution No. 1775** -- Memorials, Death - James "Jim" Earl Ferguson. by *Yager.

***Senate Joint Resolution No. 1804** -- Memorials, Public Service - Senator Mike Bell. by *McNally, *Watson, *Gardenhire.

***Senate Joint Resolution No. 1826** -- Memorials, Recognition - Madison Fischer, 2022 Boys & Girls Club Ocoee Region Youth of the Year. by *Bell.

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ROLL CALL

The roll call was taken with the following results:

Present..... 93

Representatives present were Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, Martin, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton -- 93

RECESS

On motion of Rep. Gant, the House stood in recess until 9:00 a.m., Tuesday, April 26, 2022.