

Tennessee Advocates for Planned Parenthood Bill Summary

TAPP Supports:

SB462/HB313 INSURANCE HEALTH: TAPP Women and Children's Health Insurance Act.

Sponsors: Sen. Yarbro, Jeff , Rep. Johnson, Gloria

Senate Status: 02/06/19 - Referred to Senate Commerce & Labor Committee.

House Status: 02/05/19 - Referred to House Life & Health Insurance Subcommittee.

TAPP Opposes:

SB1236/HB77 Prohibits abortions after detection of a fetal heartbeat.

Sponsors: Sen. Pody, Mark , Rep. VanHuss, James

Summary: Prohibits abortions or the procurement of miscarriages after detection of a fetal heartbeat, unless there is a medical emergency necessitating the procedure. Requires fetal heartbeat testing prior to an abortion.

Senate Status: 02/11/19 - Referred to Senate Judiciary Committee.

House Status: 02/20/19 - Referred to House Public Health Subcommittee.

SB1257/HB1029 Human Life Protection Act. "Trigger Law"

Sponsors: Sen. Gresham, Dolores , Rep. Lynn, Susan

Summary: Declares abortion in the state of Tennessee to be an illegal act and the performance of an abortion resulting in a Class C felony. Establishes exceptions to this rule only in the event that a licensed physician determines that the abortion was necessary to prevent the death of a pregnant woman or cause substantial and irreversible damage to the pregnant woman, where neither the woman nor physician will be prosecuted. Specifies that the act would only go into effect in the case of the United States Supreme court overturning Roe v. Wade, as modified by Planned Parenthood of Southeastern Pennsylvania v. Case, or by adoption of an amendment to the United States Constitution which restores the authority to prohibit abortion to the states.

Senate Status: 02/11/19 - Referred to Senate Judiciary Committee.

House Status: 02/20/19 - Calendared in House Public Health Subcommittee.

SB1418/HB1490 Life Appropriation Act.

Sponsors: Sen. Jackson, Ed , Rep. Ragan, John

Summary: Enacts the "Life Appropriation Act," which prohibits an agency or instrumentality of the state from awarding a grant to pay the direct or indirect costs of performing, inducing, referring, or counseling in favor

of abortions. Specifies that these costs include, but not limited to, administrative costs and expenses, overhead costs, employee salaries, rent and mortgage payments, and telephone and other utility payments. Prohibits an agency or instrumentality of the state from granting, appropriating, or distributing a grant to an individual or entity that performs convenience abortions. Defines "convenience abortion."

Senate Status: 02/11/19 - Referred to Senate Judiciary Committee.

House Status: 02/13/19 - Referred to House Public Health Subcommittee.

TAPP is tracking the following caption bills:

SB331/HB299 Reporting of abortion to office of vital records.

Sponsors: Sen. Hensley, Joey , Rep. Hill, Matthew

Summary: Changes from "10 days" to "seven business days" the time after an abortion when the abortion must be reported to the office of vital records by the head of the institution where the abortion was performed or by the attending physician. Broadly captioned.

Senate Status: 02/04/19 - Referred to Senate Judiciary Committee.

House Status: 02/05/19 - Referred to House Public Health Subcommittee.

SB487/HB574 Reporting sexual abuse of a minor.

Sponsors: Sen. Bowling, Janice , Rep. Faison, Jeremy

Summary: Changes the age that triggers the requirement that a physician report suspected sexual abuse of a minor who is seeking an abortion from under 13 years of age to under 18 years of age.

Senate Status: 02/07/19 - Referred to Senate Judiciary Committee.

House Status: 02/11/19 - Referred to House Criminal Justice Subcommittee.

SB1279/HB1238 Verification of citizenship required for certain public benefits.

Sponsors: Sen. Pody, Mark , Rep. Griffey, Bruce

Summary: Requires verification of citizenship or lawful presence for each applicant 18 years of age or older, who applies for prenatal care and the special supplemental food program for women, infants and children when administered by the department of health. Broadly captioned.

Senate Status: 02/11/19 - Referred to Senate Health & Welfare Committee.

House Status: 02/11/19 - Caption bill held on House clerk's desk.

SB1306/HB78 Increases fine for failing to report abortion requests on minors.

Sponsors: Sen. Pody, Mark , Rep. VanHuss, James

Summary: Increases the fine on physicians who fail to report illegal abortions on children younger than 13 from \$500 to \$1,000 for the first offense and from \$1,000 to \$1,500 for the second offense.

Senate Status: 02/11/19 - Referred to Senate Judiciary Committee.

House Status: 01/30/19 - Referred to House Public Health Subcommittee.

SB1428/HB1280 TennCare II funding by means of a block grant indexed for inflation and population growth.

Sponsors: Sen. Bailey, Paul , Rep. Hill, Timothy

Summary: Requires the governor acting through the commissioner of finance and administration to submit to the federal centers for medicare and medicaid services a waiver amendment to the existing TennCare II waiver, or to submit a new waiver in order to provide medical assistance to the TennCare II waiver population by means of a block grant no later than 120 days after the effective date of this act. Orders the block grant to convert the federal share of all medical assistance funding into an allotment that is tailored to meet the needs of the state and that is indexed for inflation and population growth. Broadly captioned.

Senate Status: 02/11/19 - Referred to Senate Commerce & Labor Committee.

Partner Priorities:

[Healthy and Free Tennessee](#)

[Tennessee Immigrant and Refugee Rights Coalition](#)

Visit the websites of TAPP's partners for a list of full list of policy priorities. Here are some highlights of bills we support through coalition:

Pregnancy and Family Protections:

SB57/HB978 Public employment by women with pregnancy-related conditions.

Sponsors: Sen. Gilmore, Brenda , Rep. Cooper, Barbara

Summary: Prohibits public employers from discriminating against employees with pregnancy-related conditions, defined as taking adverse action, denying employment opportunities, or requiring employees to take leave. Employers are granted exceptions if providing accommodations for these conditions would result in undue hardship. The human rights commission is charged with developing courses to inform employers, employees, and applicants of their rights and responsibilities, and with hearing complaints from those claiming to be aggrieved by these prohibited discriminatory practices.

Senate Status: 01/30/19 - Referred to Senate State & Local Government Committee.

House Status: 02/11/19 - Referred to House Public Service & Employee Subcommittee.

SB758/HB986 Tennessee Pregnant Workers Fairness Act.

Sponsors: Sen. Yarbro, Jeff , Rep. Shaw, Johnny

Summary: Defines reasonable accommodations in respect to employees who are pregnant. Declares that an employer is not required to construct a permanent, dedicated space for pressing milk.

Establishes what an employer is not required to do unless the same accommodations are made for other employees including creating a light duty position and compensate an employee for more frequent or longer break periods. Declares it to be discriminatory based on sex for an employer to fail to make reasonable accommodations for pregnant employees, require an employee to take leave if a reasonable accommodation can be made, and take adverse action against an employee for

requesting reasonable accommodations.

Senate Status: 02/07/19 - Referred to Senate Commerce & Labor Committee.

House Status: 02/13/19 - Referred to House Employee Affairs Subcommittee.

SB958/HB1184 Removal of pregnant prisoners to a state penitentiary or branch prison for safekeeping.

Sponsors: Sen. Yarbro, Jeff , Rep. Chism, Jesse

Summary: Prohibits the removal of pregnant prisoners to a state penitentiary or branch prison for safekeeping. Prohibits solitary confinement of pregnant prisoners. Broadly captioned.

Senate Status: 02/11/19 - Referred to Senate State & Local Government Committee.

House Status: 02/07/19 - Introduced in the House

SB831/HB689 Eligibility for the Tennessee HOPE scholarship for students who become pregnant.

Sponsors: Sen. Akbari, Raumesh , Rep. Lamar, London

Summary: Extends time, for a student who becomes pregnant during the four-month period immediately preceding the date on which the student completes high school in a Tennessee home school program, obtains a GED® or HiSET®, or graduates from high school, within which the student must be admitted to, and enrolled in, an eligible postsecondary institution to be eligible for a Tennessee HOPE scholarship.

Senate Status: 02/11/19 - Referred to Senate Education Committee.

House Status: 02/11/19 - Referred to House Higher Education Subcommittee.

SB1150/HB1240 Restricts physical restraints on pregnant inmates.

Sponsors: Sen. Akbari, Raumesh , Rep. Camper, Karen

Summary: Requires a penal institution, correctional facility, or jail, to use the least restrictive restraints on a pregnant inmate. Declares that, unless directed by physician, no restraints will be used in transportation, during any stage of labor, and while recovering from child labor unless deemed a threat. Defines types of restraints. Prohibits solitary confinement for a pregnant inmate.

Senate Status: 02/11/19 - Referred to Senate State & Local Government Committee.

House Status: 02/07/19 - Introduced in the House

SB1470/HB1388 Adds neonatal care to department of health's plan.

Sponsors: Sen. Bailey, Paul , Rep. Williams, Ryan

Summary: Obligates the department of health in developing their plan to consider the feasibility of assisting in the regional development, expansion, and maintenance of specialty level II birthing centers in every health region with certified obstetricians and pediatricians available who are trained in the prevention, early diagnoses, treatment, and stabilization of complications of pregnancy and childbirth. Requires the bureau of TennCare, in consultation with the perinatal advisory committee and with the assistance of relevant state agencies, to report on quality and outcomes in perinatal care for the last two available fiscal years or calendar years to the health committee of the house of representatives and the health and welfare committee of the senate on or before March 1 of each year. Specifies the report must include a description of any initiatives by the managed care organizations to improve key performance indicators of perinatal care outcomes and a determination of the effectiveness of organizations' initiatives toward improving perinatal care outcomes to residents

in each health region.

Senate Status: 02/11/19 - Referred to Senate Health & Welfare Committee.

House Status: 02/13/19 - Referred to House Public Health Subcommittee.

SB647/HB514 Tennessee State Family Leave Act.

Sponsors: Sen. Kyle, Sara , Rep. Johnson, Gloria

Summary: Establishes that family and medical leave insurance benefits are payable to a covered individual who meets one of the requirements of birth, adoption, or placement through foster care, or a serious health concern. Establishes maximum number of weeks family and medical leave insurance benefits are payable. Defines benefit time frame and costs associated. Establishes that the state treasury shall create a fund to benefit the family and medical leave program. Establishes the application for receiving benefit and legality in cases of fraud or tampering from an employer.

Declares that the act will go into effect on January 1, 2020. (pp 13)

Senate Status: 02/07/19 - Referred to Senate Commerce & Labor Committee.

House Status: 02/11/19 - Referred to House Employee Affairs Subcommittee.

Menstrual Product Legislation:

--SB75/HB129 Providing of feminine hygiene products to women prisoners.

Sponsors: Sen. Robinson, Katrina , Rep. Love Jr., Harold

Summary: Requires custodians to make healthcare products available to women incarcerated in a correctional facility at no cost and in a quantity that is appropriate to the needs of the woman without a medical permit. Defines "healthcare products" to include feminine hygiene products, moisturizing soap that is not lye-based, toothbrushes, toothpaste, and any other healthcare product a custodian deems appropriate.

Senate Status: 01/30/19 - Referred to Senate State & Local Government Committee.

House Status: 01/30/19 - Referred to House Corrections Subcommittee.

--SB1046/HB1483 Providing of feminine hygiene products in public high schools.

Sponsors: Sen. Kyle, Sara , Rep. Hardaway, G.A.

Summary: Requires each LEA to provide feminine hygiene products, at no charge, in all women's and girl's bathrooms and locker rooms in an eligible school building where instruction is provided, excluding any bathrooms and locker rooms specifically designated for teacher or staff use.

Senate Status: 02/11/19 - Referred to Senate Education Committee.

House Status: 02/07/19 - Introduced in the House

--SB60/HB95 TAXES, EXEMPTION AND CREDITS: Eliminates sales tax on feminine hygiene products.

Sponsors: Sen. Gilmore, Brenda, Rep. Johnny Shaw

Senate Status: 02.05.19 - Referred to Finance Ways & Means Subcommittee.

House Status: Assigned to Finance, Ways and Means Subcommittee.