

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 861 - HB 1310

February 24, 2021

SUMMARY OF BILL: Limits economic damages recoverable under the Governmental Tort Liability Act (GTLA) to the payment accepted as full by a medical provider. Prohibits, in an action for personal injury, a judgment to be entered for the claimant for economic damages which exceed amounts received by or on behalf of the claimant from an alternate source as compensation for the personal injury. Authorizes, in actions involving an uninsured claimant, a governmental entity to have a non-discounted medical bill calculated as though the medical bill is to be paid under reimbursement rates established by Medicare.

ESTIMATED FISCAL IMPACT:

Other Fiscal Impact – A precise cost savings for state and local government cannot reasonably be determined due to multiple unknown factors.

Assumptions:

- It is unknown how many future GTLA cases against state and/or local government would be impacted by this legislation and to what extent.
- It can be reasonably determined that the impact of this legislation, if any, would be a cost-savings, as the language places certain limitations on GTLA claims not previously codified.
- Due to multiple unknown variables, a precise cost savings to state and local government cannot reasonably be determined.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Bojan Savic".

Bojan Savic, Interim Executive Director

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