

SENATE BILL 9

By Bailey

AN ACT to amend Tennessee Code Annotated, Title 47;
Title 63 and Title 68, relative to physician
employment.

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

SECTION 1. Tennessee Code Annotated, Section 63-6-204, is amended by deleting subdivisions (e)(2)(B), (f)(6), (f)(7)(B), (f)(7)(C), (f)(7)(E), (f)(7)(H), (g)(4)(B)(ii)(b), (g)(6), (g)(7)(B), (g)(7)(C), (g)(7)(E), (g)(7)(G), and (j)(3), and subsection (l).

SECTION 2. Tennessee Code Annotated, Section 63-6-204(d), is amended by deleting the language "; provided, for the purposes of this subsection (d), "physician" does not include an anesthesiologist, an emergency department physician, a pathologist or a radiologist".

SECTION 3. Tennessee Code Annotated, Section 63-6-204(f)(1), is amended by deleting the language "other than radiologists, anesthesiologists, pathologists, or emergency physicians,".

SECTION 4. Tennessee Code Annotated, Section 63-6-204(f)(4)(B)(ii), is amended by deleting the language:

Provided, that with respect to any such domestic nonprofit public benefit corporation, physician employees of any such faculty practice plan who practice in the specialties of radiology, pathology, anesthesiology and/or emergency medicine shall be restricted to practice as faculty practice plan employees in those health care institutions, including but not limited to hospitals or surgery centers, in which they were practicing as employees of the nonprofit public benefit corporation on May 30, 1997.

SECTION 5. Tennessee Code Annotated, Section 63-6-204(g)(1), is amended by deleting the language "other than radiologists, anesthesiologists, pathologists or emergency physicians".

SECTION 6. Tennessee Code Annotated, Section 63-6-204(h)(5)(A), is amended by deleting the language "specialties of ophthalmology, pathology, anesthesiology and/or emergency medicine" and substituting "specialty of ophthalmology".

SECTION 7. Tennessee Code Annotated, Section 63-6-204, is amended by adding the following as a new subsection:

() This section does not require a particular employment relationship for the employment of a radiologist, anesthesiologist, pathologist, or emergency physician, as long as the employment of such physician otherwise complies with this chapter. As used in this subsection (), "employment relationship" includes employment by direct means and employment through an agreement with a third party.

SECTION 8. Tennessee Code Annotated, Section 63-9-104(f)(3), is amended by deleting the subdivision.

SECTION 9. Tennessee Code Annotated, Section 68-11-205, is amended by deleting subdivisions (b)(6), (b)(9), (c)(6), (e)(2), (e)(3), (e)(6), (e)(8), and (e)(9), and subsection (g).

SECTION 10. Tennessee Code Annotated, Section 68-11-205(b)(1), is amended by deleting the language ", other than radiologists, anesthesiologists, pathologists, or emergency physicians,".

SECTION 11. Tennessee Code Annotated, Section 68-11-205(c)(1), is amended by deleting the language ", other than radiologists, anesthesiologists, pathologists or emergency physicians".

SECTION 12. Tennessee Code Annotated, Section 68-11-205, is amended by adding the following as a new subsection:

() This section does not require a particular employment relationship for the employment of a radiologist, anesthesiologist, pathologist, or emergency physician by a hospital licensed under this chapter or an affiliate of a hospital, as long as the employment of such physician otherwise complies with this part. As used in this subsection (), "employment relationship" includes employment by direct means and employment through an agreement with a third party.

SECTION 13. This act takes effect July 1, 2025, the public welfare requiring it.