

HOUSE BILL 2378

By Daniel

AN ACT relative to agency rules scheduled to expire pursuant to the provisions of the Uniform Administrative Procedures Act, compiled in Tennessee Code Annotated, Title 4, Chapter 5.

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

SECTION 1.

(a) Except as provided in subsection (c), all permanent rules filed in the office of secretary of state after January 1, 2019, that are in effect on the effective date of this act, and that are scheduled for expiration under § 4-5-226, on June 30, 2020, shall not expire on June 30, 2020, but shall remain in effect until repealed or amended by subsequent rule of the appropriate rulemaking agency or until otherwise superseded by legislative enactment.

(b) This section is not to be construed to justify the continued effectiveness of any rule that will remain in effect under subsection (a) if the rule conflicts with the provisions of any legislative enactment other than the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

(c) Notwithstanding subsection (a) or title 4, chapter 5, part 2, the following rules expire on the effective date of this act:

(1) Department of intellectual and developmental disabilities  
Rules 0465-01-04-.01 through 0465-01-04-.13, relative to public records,  
filed in the office of secretary of state on January 2, 2019; and

(2) Board for professional counselors, marital and family  
therapists, and clinical pastoral therapists Rules 0450-01-.12 and 0450-

01-.13, relative to continuing education and professional ethics for professional counselors; Rules 0450-02-.12 and 0450-02-.13, relative to continuing education and professional ethics for marital and family therapists; and Rules 0450-03-.12 and 0450-03-.13, relative to continuing education and professional ethics for clinical pastoral therapists, filed in the office of secretary of state on May 14, 2019.

SECTION 2. If any provision of this act or its application to any person or circumstance is held invalid, then such invalidity shall 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 shall be severable.

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