

HOUSE BILL 2797

By Hill

AN ACT to amend Tennessee Code Annotated, Title 71,  
Chapter 2, Part 4, relative to adult day care  
services.

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

SECTION 1. Tennessee Code Annotated, Section 71-2-402, is amended by adding new subsections (c) and (d) as follows:

(c) A nursing home or assisted-care living facility, as these facilities are defined under § 68-11-201 and licensed by the department of health, shall not be required to be licensed under this section to provide adult day care services so long as the following conditions are met:

(1) The nursing home or assisted-care living facility has requested and obtained a waiver from the board for licensing health care facilities or department of health to provide these adult day care services;

(2) The adult day care services must be provided within the facility or on the campus of the licensed nursing home or assisted-care living facility; and

(3) The adult day care services are subject to inspection as part of the facility's annual inspection by the board for licensing health care facilities.

(d) Any nursing home or assisted-care living facility shall be allowed to provide adult day care services to any adult day care recipient, including individuals enrolled in medical assistance programs under this title, without any further licensure or contractual requirements related to the adult day care services.

SECTION 2. This act shall take effect upon becoming law, the public welfare requiring it.