

SENATE BILL 185

By Overbey

AN ACT to amend Tennessee Code Annotated, Title 68
and Title 71, relative to nursing homes.

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

SECTION 1. Tennessee Code Annotated, Section 71-5-1002, is amended by deleting subsection (i) and substituting instead the following:

Any funds remaining in the nursing home assessment trust fund after payments are made as provided for in subsection (h) shall remain in the trust fund as a reserve for future uses consistent with subsection (h). If the funds in the nursing home assessment trust fund are insufficient to meet all the purposes established in § 71-5-1004(b), the bureau of TennCare shall not be required to procure additional funding from other sources to make the payments noted in § 71-5-1004(b), but instead shall be permitted to reduce all payments on a pro rata basis so as not to exceed the amounts held at any time in the nursing home assessment trust fund. If the bureau of TennCare reduces payments on a pro rata basis, the bureau shall provide notice to the chair of the health and welfare committee of the senate and the chair of the health committee of the house of representatives prior to making any reduced payments.

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