



State of Tennessee

PUBLIC CHAPTER NO. 864

HOUSE BILL NO. 901

By Representatives Kumar, Johnson, Kevin Brooks, Cameron Sexton, Wirgau, Byrd, Jerry Sexton, Gravitt, Alexander, Towns, Sherrell, Reedy, Van Huss, DeBerry, Smith, Kane, Matthew Hill, Timothy Hill, Doss, Carter, Farmer, Harry Brooks, Shaw, Ramsey, Littleton, Lamberth, Love, Hardaway, Calfee, Jernigan, Staples, Pitts, Rogers, Weaver, Butt, Dawn White, Eldridge, Howell, Coley, Powers

Substituted for: Senate Bill No. 1227

By Senators Massey, Crowe, Yarbro

AN ACT to amend Tennessee Code Annotated, Title 71, relative to opioid prescriptions in the TennCare program.

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

SECTION 1. Tennessee Code Annotated, Section 71-5-197, is amended by adding the following as a new subsection (f):

(f)

(1) The bureau of TennCare shall promulgate rules to promote the safe and responsible coverage of opioids for TennCare members who have the TennCare pharmacy benefit. The rules must, at a minimum, address prior authorization requirements for opioid prescriptions, as determined by the bureau, to reduce the development of opioid dependency and addiction. For women of child-bearing age, when prior authorization is required for an opioid prescription, the rules must require the provider to submit information regarding pregnancy status, contraceptive use, and the provision of counseling regarding the risks of becoming pregnant while receiving opioid medication. The information regarding pregnancy status and contraceptive use may, when appropriate, be based on self-reporting by the patient.

(2) The rules required by this subsection (f) shall be promulgated pursuant to the Uniform Administrative Procedures Act, compiled in title 4, chapter 5. On or before January 1, 2019, the bureau shall report to both the health and welfare committee of the senate and the health committee of the house of representatives regarding the status of the rules required by this subsection (f).

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

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PASSED: April 18, 2018



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES



RANDY MCNALLY
SPEAKER OF THE SENATE

APPROVED this 3rd day of May 2018



BILL HASLAM, GOVERNOR