



State of Tennessee
PUBLIC CHAPTER NO. 410

SENATE BILL NO. 1245

By Hensley

Substituted for: House Bill No. 1094

By McDaniel, Shaw

AN ACT to amend Tennessee Code Annotated, Title 67 and Title 68, Chapter 11, relative to nursing homes with delinquent payments of the annual nursing home tax.

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

SECTION 1. Tennessee Code Annotated, Section 68-11-216(c)(7)(B), is amended by deleting the first sentence in its entirety and substituting instead the following:

If a nursing home is more than ninety (90) days delinquent in paying an installment of its annual nursing home assessment fee, the commissioner shall initiate proceedings before the board in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, so that the board may suspend admissions to the facility or otherwise direct the facility to pay the assessment fee and any accrued penalties and interest in full within a prescribed period of time.

SECTION 2. Tennessee Code Annotated, Section 68-11-216(c)(7), is amended by adding the following as a new subdivision (c)(7)(C):

(C) In cases where a licensed nursing home is delinquent on assessment fees beginning July 1, 2009, and ending June 30, 2012, and is currently participating in a payment plan, the commissioner shall be authorized to reduce the amount of penalties and interest due for that time period to twenty-five percent (25%) of the total assessment fee outstanding balance as of June 30, 2012. For purposes of this subdivision, the total assessment fee outstanding balance is calculated as the total assessment fees owed not including any penalties and interest, less any payments made by the facility, beginning July 1, 2009, and ending June 30, 2012. This subdivision (c)(7)(C) shall terminate on July 1, 2015, unless reenacted or extended by the general assembly prior to such date.

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

SENATE BILL NO. 1245

PASSED: April 18, 2013



RON RAMSEY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 16th day of May 2013



BILL HASLAM, GOVERNOR