



# State of Tennessee

## PUBLIC CHAPTER NO. 461

SENATE BILL NO. 941

By Yager

Substituted for: House Bill No. 944

By Littleton, Hardaway

AN ACT to amend Tennessee Code Annotated, Title 71, Chapter 2, relative to programs providing services for older Tennesseans and adults with disabilities.

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

SECTION 1. Tennessee Code Annotated, Section 71-2-105, is amended by deleting subsections (c) and (d) and substituting instead the following:

(c)(1) In addition to the powers, responsibilities, and duties granted to the commission, the commission shall operate an outreach and counseling program through the state health insurance assistance program (SHIP) to provide state residents with information, education, and counseling relative to:

(A) Medicare;

(B) TennCare;

(C) Medicare supplement insurance;

(D) Enrollment in the medicare prescription drug plan (Part D), and the accompanying low-income subsidy;

(E) Finding help with the cost of prescription drugs during coverage gaps and access to drugs not covered under Part D;

(F) Medicare advantage options;

(G) Long-term care planning and insurance;

(H) Claims and billing problem resolution, information, and referral on public benefit programs;

(I) Employer and retiree health insurance options for those with medicare and veterans benefits; and

(J) Other military health insurance for those with medicare.

(2) Minimally, such outreach shall include:

(A) A program to assist medicare-eligible persons in processing the necessary documents in order to participate in the programs in subdivision (c)(1);

(B) A toll-free number staffed during business hours to provide information regarding the programs in subdivision (c)(1);

(C) A web site or referral to web site links that provide information regarding the programs in subdivision (c)(1); and

(D) Presentations to senior groups regarding the availability of the programs in subdivision (c)(1).

(3) The commission shall implement the outreach program within the commission's available resources.

(4) The commission may delegate any or all such responsibilities to a private or public contractor.

(5) The commission is authorized to make application for grants to fund programs set forth in subdivision (c)(1).

(6) The commission may adopt rules in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, to implement this subsection (c).

(d) Nothing in this part or the Long-Term Care Community Choices Act of 2008, compiled in chapter 5, part 14, of this title, shall authorize the commission to exercise any control or authority over any aspect of the administration of programs for home and community-based long-term care services that were operating on the basis of federal waivers in effect on June 19, 2001.

SECTION 2. Tennessee Code Annotated, Section 71-2-110, is amended by deleting the section in its entirety and substituting instead the following:

The standards and procedures developed by the commission relative to the nutrition program for older persons operated in accordance with the Older Americans Act of 1965, compiled in 42 U.S.C. § 3001 et seq., shall establish a threshold of an annual average of ten (10) congregate and home-delivered meals a day for any nutrition sites.

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

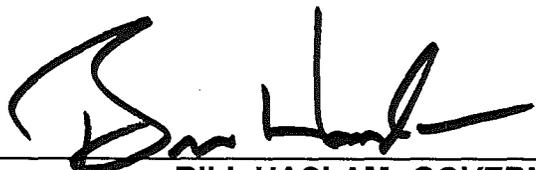
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PASSED: April 22, 2015

  
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RON RAMSEY  
SPEAKER OF THE SENATE

  
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BETH HARWELL, SPEAKER  
HOUSE OF REPRESENTATIVES

APPROVED this 18<sup>th</sup> day of May 2015

  
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BILL HASLAM, GOVERNOR