

Amendment No. 1 to SB0118

Johnson  
Signature of Sponsor

**AMEND Senate Bill No. 118\***

**House Bill No. 69**

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 71-5-126, is amended by designating the existing language as subsection (a) and adding the following new subsection (b):

(1) Within sixty (60) days of the effective date of this subsection (b), the commissioner of finance and administration shall assess whether submitting a waiver amendment to the existing TennCare II waiver or a new waiver that would satisfy the requirements of this subsection (b) to the federal centers for medicare and medicaid services is in the best interest of the state. If the commissioner determines that a waiver satisfying the requirements of this subsection (b) is in the best interest of the state, then within one hundred twenty (120) days of making the determination, the commissioner shall submit an amendment to the existing TennCare II waiver or a new waiver that satisfies the requirements of this subsection (b) to the federal centers of medicare and medicaid services. The amendment or waiver shall:

(A) Provide medical assistance to the TennCare II waiver population and secure medical assistance eligibility to persons in this state who meet federal eligibility guidelines; and

(B) Serve eligible persons pursuant to a block or per capita grant, either by utilizing a change in applicable federal law or by other approach utilizing regulatory flexibility provided by the federal government that is tailored to meet the needs of this state.

**Senate Commerce and Labor Committee 1**

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(2) If the amendment or waiver is submitted pursuant to subdivision (b)(1) and is subsequently approved by the federal centers for medicare and medicaid services, the commissioner of finance and administration shall proceed pursuant to subsection (a).

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