

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 2252 - SB 2185

February 16, 2020

SUMMARY OF BILL: Requires the Division of TennCare (Division), if it receives a notice to creditors within 12 months of a decedent's death, to file a claim with the probate court clerk within the later of 12 months from the decedent's death or four months from the date when the Division received the notice to creditors. Forever bars the Division making a claim if the Division does not receive a notice to creditors within 12 months of the decedent's death unless the Division files a claim with the probate court clerk or brings or revives suit within 48 months of the decedent's death.

ESTIMATED FISCAL IMPACT:

Decrease State Revenue - \$1,087,900/FY20-21 and Subsequent Years

Assumptions:

- Based on information provided by the Division, the average collections from estates in calendar years 2018 and 2019 that were more than four years old were \$3,188,300. It is assumed this amount will no longer be recoverable as a result of this legislation.
- The state portion of the recovery is based on the current federal medical assistance percentages (FMAP) received by the state. For FY20-21, the federal match is 65.878, resulting in 34.122 percent being state funds.
- The recurring decrease in state revenue collected from estate recoveries is estimated to be \$1,087,912 ($\$3,188,300 \times 34.122\%$).

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner".

Krista Lee Carsner, Executive Director

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