

HOUSE BILL 277

By Fincher

AN ACT to amend Tennessee Code Annotated, Title 71,
relative to the prevention of fraud and abuse of
TennCare.

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

SECTION 1. Tennessee Code Annotated, Title 71, Chapter 5, Part 26, is amended by adding a new, appropriately designated section thereto:

Section 71-5-2605.

(a) To the extent permitted by the terms of relevant court orders and decrees, any applicable federal waiver under title XIX of the federal social security act, or any other provision of federal law, and subject to any hearings required by law, the bureau of TennCare shall have the authority to immediately render an enrollee ineligible to receive TennCare program benefits upon a determination by the bureau that said enrollee has committed an offense under § 71-5-2601(a)(1)(A).

(b) TennCare enrollees whose eligibility has been revoked pursuant to subsection (a) shall not be deemed eligible to receive future TennCare benefits for a period of not less than one (1) year and until full restitution has been made to the bureau of TennCare.

(c) If necessary, the commissioner of finance and administration shall seek an appropriate federal waiver in order to give effect to subsections (a) and (b).

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