



State of Tennessee

PUBLIC CHAPTER NO. 221

SENATE BILL NO. 678

By Reeves, Crowe

Substituted for: House Bill No. 1194

By Williams, McCalmon, Moon, Burkhart, Crawford, Hardaway, Shaw, Littleton, Vital, Alexander, Rudder, Carringer, Haston, Tim Hicks, Moody, Ragan, Clemmons, Eldridge, Powers, Camper, Helton-Haynes, Hawk, Marsh, Beck, Cepicky, Miller, Davis

AN ACT to amend Tennessee Code Annotated, Title 4 and Title 71, relative to Alzheimer's care.

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 subdivision (e)(1)(E) and substituting the following:

(E) "Respite care":

(i) Means temporary, substitute support or living arrangements to provide a brief period of relief or rest for informal caregivers. As used in this subdivision (e)(1)(E)(i), "substitute support" includes, but is not limited to, the following homemaker services:

(a) In-home respite or companionship;

(b) Adult day care;

(c) Assistance with personal care, bathing, medication monitoring, and chores;

(d) Caregiver training for unpaid, informal caregivers;

(e) Four (4) hours of overnight respite in a facility; and

(f) Any other goods or services necessary to maintain the person with Alzheimer's or related dementia at home; and

(ii) Includes in-home care by appropriately trained individuals, or care in an adult day care, assisted living, or nursing home setting, on an intermittent, occasional, or emergency basis;

SECTION 2. Tennessee Code Annotated, Section 71-2-105, is amended by deleting subdivision (e)(2)(D) and substituting the following:

(D) The program must:

(i) Be based on grants provided to each of the nine (9) area agencies on aging and disability in this state for respite care services for the sole benefit of individuals who are experiencing symptoms of Alzheimer's disease or related dementia or who have received a clinical diagnosis of Alzheimer's disease or related dementia;

(ii) Be operated from July 1, 2022, to December 31, 2025;

(iii) Actively serve up to a total of two hundred twenty-five (225) enrollees, at one time, in each fiscal year of the program's operation;

(iv) Reimburse utilizing the commission on aging and disability's yearly approved homemaker service unit cost rate;

(v) Give priority for enrollment to those individuals on the wait list for the current state-funded OPTIONS program as of May 25, 2022;

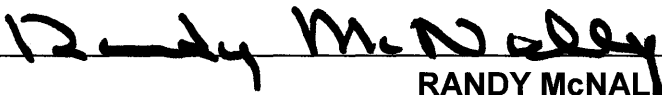
(vi) Exclude an individual with Alzheimer's disease or related dementia who is eligible for long-term care services under the Medical Assistance Act of 1968, compiled in chapter 5, part 1 of this title; and

(vii) Provide preference to individuals at or below two hundred fifty percent (250%) of the federal poverty level.

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

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PASSED: April 10, 2023




RANDY McNALLY
SPEAKER OF THE SENATE



CAMERON SEXTON, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 25th day of April 2023



BILL LEE, GOVERNOR