

SENATE BILL 2047

By Yarbro

AN ACT to amend Tennessee Code Annotated, Title 4;
Title 33; Title 56 and Title 71, relative to medical
assistance.

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

SECTION 1. This act shall be known and may be cited as the "Close the Tennessee Medicare Coverage Gap Act."

SECTION 2. Tennessee Code Annotated, Title 71, Chapter 5, Part 1, is amended by adding the following as a new section:

(a) The bureau of TennCare shall establish an alternative benefit plan consistent with federal requirements through which an individual eligible for assistance under subsection (b) will receive benefits unless the individual is exempt from mandatory enrollment in an alternative benefit plan under 42 C.F.R. § 440.315.

(b) An individual is eligible for assistance under an alternative benefit plan if:

(1) The individual has a modified adjusted gross income that is at or below one hundred thirty-three percent (133%) of the federal poverty level;

(2) The individual is nineteen (19) years of age or older, but less than sixty-five (65) years of age;

(3) The individual is not entitled to or enrolled in medicare benefits under Part A or Part B of Title XVIII of the federal Social Security Act (42 U.S.C.A. §§ 1395c et seq.; 42 U.S.C.A. §§ 1395j et seq.); and

(4) The individual is not otherwise eligible for assistance under this part as of June 30, 2020.

(c) Copayments for benefits provided under the alternative benefit plan must be the same as copayments for benefits provided under other plans under this part.

(d) The commissioner of finance and administration may submit any waiver needed in order to make this section effective.

SECTION 3. This act shall take effect July 1, 2020, the public welfare requiring it.