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SENATE BILL 2992 By
Cooper

HOUSE BILL 3074
By Kisber

AN ACT to amend Tennessee Code Annotated, Title 71, Chapter 5, Part 1, relative to requiring certain information from persons enrolling in TennCare as an uninsured or uninsurable.

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

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

Section _____. (a) **If** a person is employed and applies for insurance coverage under the TennCare program on the basis of either being uninsured or uninsurable, **then** at the time of making application the applicant shall provide to the department a letter from the applicant's employer stating that the applicant does not have access to insurance coverage through the applicant's employer. The department shall not deny eligibility as a TennCare enrollee to such applicant solely on the basis that the employer refused to provide such a letter to the employee but the letter shall be considered as a part of the department's eligibility determination for TennCare coverage for the applicant. Once determined to be eligible, the enrollee shall annually provide a similar letter to the

department from the enrollee's employer so long as the enrollee continues to receive TennCare coverage.

(b) **If** a person has a child under the age of nineteen (19) who, under Rule 1200-13-12-.02(2)(a)(6), is eligible for coverage under the TennCare program, **then** each parent who is employed shall provide to the department a letter from the employer of each such employed parent stating that the parent does not have access to insurance coverage through the parent's employer. The department shall not deny eligibility to any such child solely on the basis that the employer refused to provide such a letter to the child's parent but the letter shall be considered as a part of the department's eligibility determination for TennCare coverage for such child. The parent or parents shall annually provide a similar letter from the parent's employer to the department so long as the child continues to be eligible under Rule 1200-13-12-.02(2)(a)(6) to receive TennCare coverage.

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