

**CHAPTER NO. 131**

**SENATE BILL NO. 279**

**By Harper, McLeary**

**Substituted for: House Bill No. 267**

**By Shepard, Crider, Shaw, Brenda Turner**

AN ACT to amend Tennessee Code Annotated, Title 56 and Title 71, relative to spend down eligibility for medical assistance.

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 as a new section:

71-5-194. On or before July 1, 2003, the Department of Human Services shall make available on the Department of Human Services' web page all rules, operating procedures and any other similar material relative to determining an individual's spend down eligibility for medical assistance under this chapter and the operating procedures and any other similar material necessary for a pharmacy to determine which prescriptions used to qualify the patient for TennCare through the spend down eligibility criteria are eligible to be billed to the TennCare program based on the effective date of eligibility for medical assistance.

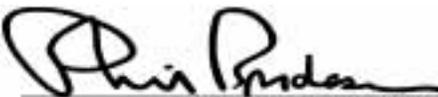
SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

**PASSED: May 5, 2003**

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

**APPROVED this 19<sup>th</sup> day of May 2003**

  
PHIL BREDESEN, GOVERNOR