

PUBLIC CHAPTER NO. 409**SENATE BILL NO. 1010****By Herron, Marrero****Substituted for: House Bill No. 283****By Overbey**

AN ACT to amend Tennessee Code Annotated, Title 71, Chapter 5, Part 1, relative to 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 a new appropriately designated section as follows:

The TennCare Bureau is directed to submit a State Plan Amendment to the Centers for Medicare and Medicaid Services that sets out a payment methodology for Medicaid enrollees who are not also enrolled in Medicare, consistent with provisions in the federal Deficit Reduction Act of 2005, Section 6085, EMERGENCY SERVICES FURNISHED BY NON-CONTRACT PROVIDERS FOR MEDICAID MANAGED CARE ENROLLEES. The payment amount shall be the average contract rate that would apply under the state plan for general acute care hospitals. A tiered grouping of hospitals by size or services may be utilized to administer these payments. The payment methodology developed per this section shall be budget neutral for the state fiscal year 2007-2008 when compared to the actual experience for emergency services furnished by non-contract providers for Medicaid managed care enrollees prior to January 1, 2007. It is the intent that this section only applies to the emergency services furnished by non-contract providers for Medicaid managed care enrollees.

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

PASSED: June 4, 2007


RON RAMSEY
SPEAKER OF THE SENATE


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 11th day of June 2007


PHIL BREDEESEN, GOVERNOR