

SENATE JOINT RESOLUTION 879

By Massey

A RESOLUTION to encourage the commissioner of finance and administration to include in the TennCare II waiver certain changes to home- and community-based services.

WHEREAS, an individual with an intellectual or developmental disability should be afforded choice and control over needed long-term services and supports; and

WHEREAS, choice and control over needed long-term services and supports can also be cost-effective and cost-controlled; and

WHEREAS, home- and community-based services and supports should be person-centered, provided in the most integrated setting appropriate to the individual's needs, and driven by the needs, goals, and preferences of the individual; now, therefore,

BE IT RESOLVED BY THE SENATE OF THE ONE HUNDRED ELEVENTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE HOUSE OF REPRESENTATIVES CONCURRING, that the Commissioner of Finance and Administration is encouraged to include in the application for TennCare II waiver renewal provisions that are consistent with Federal Register at 79 FR 2947 (January 16, 2014) concerning individuals with developmental and intellectual disabilities having a choice with where and how those individuals receive their support services.

BE IT FURTHER RESOLVED, that the Commissioner of Finance and Administration is encouraged to include in the application for TennCare II waiver renewal provisions that require the Bureau of TennCare to make eligible for consumer direction and reimbursement qualifying home- and community-based services received from non-contracted providers when:

- (1) The services are provided by a State-licensed program or provider;

(2) The services are provided in the most integrated setting appropriate to the individual's needs;

(3) The services are comparable to those included in the home- and community-based CHOICES program;

(4) The services align with the person-centered individualized support plan; and

(5) The services do not exceed annual cost limits assigned to a CHOICES benefit group.

BE IT FURTHER RESOLVED, that an appropriate copy of this resolution be prepared for transmittal to the Commissioner of Finance and Administration.