

Amendment No. 1 to HB1121

Sargent
Signature of Sponsor

AMEND Senate Bill No. 1292

House Bill No. 1121

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 71-5-128, is amended by deleting the section in its entirety and substituting instead the following:

71-5-128.

(a) Notwithstanding any other law to the contrary, the department of health shall follow, as nearly as is practicable, the requirements of 42 U.S.C. § 1395mm, as amended, together with any federal rules and regulations promulgated pursuant to such law, with respect to a health maintenance organization with which the state has entered into a contract for the provision of services under this part.

(b)

(1) Each contract entered into by the bureau of TennCare with a health maintenance organization to provide services or equipment to TennCare recipients shall include, as a provision of such contract, a small business participation plan to be implemented by the health maintenance organization, as such health maintenance organization arranges for delivery of services or equipment to TennCare recipients.

(2) At the time any contract with a health maintenance organization is reviewed by the fiscal review committee pursuant to § 4-56-108, the bureau of TennCare shall report to the committee as to whether the contract complies with this subsection.

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(3) For purposes of this subsection:

(A) "Small business" means a business entity, including its affiliates, that employs fifty (50) or fewer full-time employees; and

(B) "Small business participation plan" means a business plan that strives to maximize participation of small businesses by actively soliciting from and entering into contracts with small businesses to provide services and equipment to TennCare recipients in order that recipients shall receive quality care in an efficient and timely manner.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to contracts entered into or renewed by the bureau of TennCare after such date.