

Department of Health & Human Services  
Centers for Medicare & Medicaid Services  
Center for Clinical Standards & Quality  
61 Forsyth Street, SW, Suite 4T20  
Atlanta, Georgia 30303-8909



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**IMPORTANT NOTICE – PLEASE READ CAREFULLY**  
**(Receipt of this Notice is Presumed to be April 3, 2020 -Date Notice E-mailed)**

April 3, 2020

Dr. Michelle D. Fiscus  
Tennessee Department of Health Immunization Program  
710 James Robertson Pkwy  
Third Floor  
Nashville, Tennessee 37243  
[Michelle.fiscus@tn.gov](mailto:Michelle.fiscus@tn.gov)

**Re: Request for State Use of CMP Funds**  
**CMP Request No. 2019-04-TN-1219**  
**CMP Fund Request Approved- \$379,141.00**

Dear Dr. Michelle Fiscus:

Sections 1819(h)(2)(B)(ii)(IV)(ff) and 1919(h)(3)(C)(ii)(IV)(ff) of the Social Security Act incorporate specific provisions of the Patient Protection and Affordable Care Act pertaining to the collection and uses of civil money penalties (CMPs) imposed by the Centers for Medicare & Medicaid Services (CMS) when nursing homes do not meet requirements for long term care facilities. In accordance with 42 CFR § 488.433 and CMS Survey & Certification Memo 12-13-NH (effective January 1, 2012) States must obtain approval from CMS for the use of federally imposed CMP funds.

Our office has reviewed the proposal submitted by the Tennessee Department of Health Immunization Program for \$379,141.00 to implement a program titled, “Tennessee Department of Health Vaccine-Preventable Diseases and Immunization Project. By specifically, targeting one and two star facilities struggling to implement flu immunization and pneumococcal vaccination coverage, the proposed best practices training and technical assistance is likely to directly improve residents’ overall quality of life. Twenty (20) Tennessee nursing homes will receive training and technical assistance over 18 months.

Based on the CMP application request and additional information provided for review, the CMP request has been approved. Acceptance of CMP funds by the Tennessee Department of Health's Vaccine-Preventable Diseases and Immunization Program requires the organization to:

- Review the CMP project and deliverables with Alliant Quality, the Tennessee Quality Improvement Organization (QIO);
- Ensure that all participating nursing homes are registered with Alliant Quality;
- Provide a list of participating nursing homes to CMS, Alliant Quality and the State Agency;
- Provide the healthcare effectiveness data information set (HEDIS) rates for flu and pneumococcal vaccines to the Medical Director of each participating nursing home;
- Disclose the HEDIS rate and its correlation to the Healthy People 2020 goals with the Medical Director, Administrator and Director of Nursing Services;
- Schedule a conference call with the State Survey Agency (SSA), Alliant Quality and CMS on the progress of the project at least every six months.

Quarterly reports on this project and a final report summarizing lessons learned will be sent to CMS, with CMP request number 2019-04-TN-1219 included on all pages of the report. Please address correspondence for CMS to:

Stephanie M. Davis, MS., RD  
Survey & Enforcement Division  
Centers for Medicare & Medicaid Services  
Center for Clinical Standards & Quality  
Sam Nunn Atlanta Federal Center  
61 Forsyth St., Suite 4T20  
Atlanta, Georgia 30303-8909

This CMP request was made possible by the Centers for Medicare and Medicaid Services (CMS) in partnership with the Tennessee Department of Health and the Tennessee State Agency.

In accordance with 42 CFR 488.433, states must make information about the results of projects funded by CMS available to the public. States must submit results of projects using the CMP Reinvestment Plan Project Tracker, due annually in February and posted on the CMS CMPPR website.

If you have any questions regarding this matter, please contact Stephanie Davis, Chief, LTC Enforcement Branch at (404) 562-7471.

Sincerely,

*Stephanie M. Davis, for*

Linda D. Smith, Director  
Atlanta Division of Survey & Enforcement  
Center for Clinical Standards & Quality

cc: Stephanie M. Davis  
Louise Ryan  
Vincent Davis  
Sally Pitt  
Shaquallah Shanks  
Kristyn Long  
Alliant Quality  
CMPRP Team