

GOVERNMENT OPERATIONS COMMITTEES

ANNOUNCEMENT OF PUBLIC HEARINGS

For the date, time, and location of this hearing of the Joint Operations committees, call 615-741-3642. The following rules were filed in the Secretary of State's office during the previous month. All persons who wish to testify at the hearings or who wish to submit written statements on information for inclusion in the staff report on the rules should promptly notify Fred Standbrook, Suite G-3, War Memorial Building, Nashville TN 37243-0059, (615) 741-3072.

Seq ID	File Date	Agency Name	Filing Type	Description	Revisions	Contact	Comments	RFA	GOC	Effective or Hearing Date
05-01-10	05-06-2010	Finance and Administration	Emergency Rule	Amendment	<p>0940-04-03 Methodology Utilized To Determine Payments To Service Providers (Rate Structure)</p> <p>0940-04-03-.01 Purpose</p> <p>0940-04-03-.02 Scope</p> <p>0940-04-03-.03 Definitions</p> <p>0940-04-03-.04 Rate Setting Methodologies for Medical, Residential Services</p> <p>0940-04-03-.05 Rate Setting Methodologies for Residential & Supported Living</p> <p>0940-04-03-.06 Special Needs Adjustments</p> <p>0940-04-03-.07 Rate Setting Methodologies for Day Services</p> <p>0940-04-03-.08 Rate Setting Methodologies for Clinical Services</p> <p>0940-04-03-.09 Rate Setting Methodologies for Respite and Personal Assistance Services</p> <p>0940-04-03-.10 Rate Setting Methodologies for Dental Services</p> <p>0940-04-03-.11 Rate Setting Methodologies for Personal Emergency Response Systems</p>	Stephen O. Tepley 532-6526	No	No	Yes	05-06-2010

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					0940-04-03-.12 Rate Setting Methodologies for Specialized Medical Equipment and Supplies					
					0940-04-03-.13 Rate Setting Methodologies for Environmental Modifications					
					0940-04-03-.14 Rate Setting Methodologies for Vehicle Modifications					
					0940-04-03-.15 Rate Setting Methodologies for Vision Services					
05-04-10	05-11-2010	Human Services	Proposed Rule	Amendment	1240-03-03 Technical and Financial Eligibility Requirements for Medicaid	Kim Beals 615-313-4731 Kim.Beals@tn.gov	No	Yes	Yes	10-29-2010
					1240-03-03-.03 Resource Limitations for Categorically Needy					
05-05-10	05-11-2010	Health	Proposed Rule	Repeal	1200-14-01 Communicable and Environmental Diseases	Margaret Major 615-741-7353 margaret.major@tn.gov	No	Yes	Yes	10-29-2010
					1200-14-01-.28 The Treatment of the Eyes of Newborn Infants					
					1200-14-01 Communicable and Environmental Diseases					
05-06-10	05-11-2010	Health	Proposed Rule	Repeal	1200-15-03 Investigations of Sudden, Unexplained Infant and Child Deaths	Margaret Major 615-741-7353 margaret.major@tn.gov	No	Yes	Yes	10-29-2010
					1200-15-03-.01 Purpose					

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					1200-15-03-.02 Definitions 1200-15-03-.03 Standards for Investigations 1200-15-03-.04 Reimbursement of County Governments 1200-21-01-.01 Purpose 1200-21-01-.02 Availability and Appropriateness of Services 1200-21-01-.03 Definitions 1200-21-01-.04 Description of Services					
05-07-10	05-12-2010	Environment and Conservation	Rulemaking Hearing Rule	Amendment	1200-03-09 Construction And Operating Permits	Malcolm Butler 615-532-0600 malcolm.butler@tn.gov	No	Yes	Yes	08-10-2010
					1200-03-09-.01 Construction Permits					
05-08-10	05-12-2010	Environment and Conservation	Rulemaking Hearing Rule	Amendment	1200-03-18 Volatile Organic Compounds	Malcolm Butler 615-532-0600 malcolm.butler@tn.gov	No	Yes	Yes	08-10-2010
					1200-03-18 Volatile Organic Compounds Rule Number Rule Title 1200-03-18-.01 Definitions					
05-10-10	05-12-2010	Children and Youth, Commission on	Emergency Rule	New Rule	0250-07-01 Procedures for Permanency Plans	Stacy Miller 615-741-7236 stacy.miller@tn.gov	No	No	Yes	05-12-2010
					0250-07-01-.01 Purpose of the Chapter 0250-07-01-.02 Definitions for Purposes of this Chapter					

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<u>05-12-10</u>	05-13-2010	Safety	Proposed Rule	New Rule	0250-07-01-.03 Permanency Plan Requirements 1340-03-07 Driver Education Courses	Gerry Crownover 615-251-5309 gerry.crownover@tn.gov	No	Yes	Yes	10-29-2010
					1340-03-07-.01 Purpose 1340-03-07-.02 Definitions 1340-03-07-.03 Driver Education Course Provider Requirements 1340-03-07-.04 Driver Education Course Instructor Requirements 1340-03-07-.05 Denial, Revocation or Suspension 1340-03-07-.06 Hearings					
<u>05-15-10</u>	05-14-2010	Labor and Workforce Development	Rulemaking Hearing Rule	Amendment and New Rule	0800-05-01 Child Labor	Mary Ellen Grace 615-532-1357 MaryEllen.Grace@tn.gov	Yes	Yes	Yes	08-12-2010
					0800-05-01-.01 Purpose 0800-05-01-.02 Informal Conferences 0800-05-01-.03 Appeal of Civil Penalty 0800-05-01-.04 Production of Records 0800-05-01-.05 Charges for Copies of Public Records 0800-05-01-.06 Hazardous Occupations					
<u>05-16-10</u>	05-25-2010	Human Services	Rulemaking Hearing Rule	Amendment	1240-03-01 General Rules	Phyllis Simpson 615-313-5563 Phyllis.Simpson@tn.gov	Yes	Yes	Yes	08-23-2010

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					1240-03-01-.02 Definitions 1240-03-02-.02 Coverage of the Categorically Needy 1240-03-03-.02 Technical Eligibility Factors 1240-03-03-.03 Resource Limitations for Categorically Needy 1240-03-03-.04 Income Limitations for the Categorically Needy					
05-17-10	05-25-2010	Children's Services	Proposed Rule	New Rule	0250-07-01 Procedures for Permanency Plans	Stacy Miller 615-741-7236 stacy.miller@tn.gov	No	Yes	Yes	10-29-2010
					0250-07-01-.01 Purpose of the Chapter 0250-07-01-.02 Definitions for Purposes of this Chapter 0250-07-01-.03 Permanency Plan Requirements					
05-22-10	05-26-2010	Health	Rulemaking Hearing Rule	Amendment	1200-12-01 General Rules	Lucy Bond 615-741-1611 lucy.f.bond@tn.gov	Yes	Yes	Yes	08-24-2010
					1200-12-01-.02 Ambulance Safety, Design, and Construction Standards 1200-12-01-.03 Emergency Medical Services Equipment and Supplies 1200-12-01-.11 Ambulance Service Operations and Procedures 1200-12-01-.15 Ambulance Service Records					

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05-25-10	05-27-2010	Finance and Administration	Rulemaking Hearing Rule	Amendment	<p>1200-13-01 TennCare Long-Term Care Programs and Services</p> <p>1200-13-01-.01 Purpose</p> <p>1200-13-01-.02 Definitions</p> <p>1200-13-01-.03 Nursing Facility (NF) Provider Reimbursement</p> <p>1200-13-01-.05 TennCare CHOICES Program</p> <p>1200-13-01-.06 Special Federal Requirements Pertaining to Nursing Facilities</p> <p>1200-13-01-.08 Personal Needs Allowance (PNA), Patient Liability, Third Party Insurance and Estate Recovery for Persons Receiving LTC</p> <p>1200-13-01-.10 Medical (Level of Care) Eligibility Criteria for Medicaid Reimbursement of Care in Nursing Facilities</p> <p>1200-13-01-.11 Recipient Abuse and Overutilization of Medicaid Program</p> <p>1200-13-01-.15 Medical (LOC) Eligibility Criteria for Medicaid Reimbursement of Care in an ICF/MR</p> <p>1200-13-01-.17 Statewide Home and Community Based Services Waiver for the Elderly and Disabled (Statewide E/D Waiver)</p> <p>1200-13-01-.21 Provider Noncompliance or Fraud of Medicaid Program</p>	<p>George Woods 615-741-0145 George.Woods@tn.gov</p>	Yes	Yes	Yes	08-25-2010

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					1200-13-01-.23 Nursing Home PreAdmission Screenings for Mental Illness and Mental Retardation					
					1200-13-01-.25 Tennessee's Home and Community Based Services Waiver for the Mentally Retarded and Developmentally Disabled under Section 1915(c) of the Social Security Act (Statewide MR Waiver)					
					1200-13-01-.28 Home and Community Based Services Waiver for Persons with Mental Retardation under Section 1915(c) of the Social Security Act (Arlington MR Waiver)					
					1200-13-01-.29 Tennessee's Self-Determination Waiver under Section 1915(c) of the Social Security Act (Self-Determination MR Waiver Program)					
					1200-13-01-.30 TennCare ICF/MR Services					
05-26-10	05-27-2010	Finance and Administration	Rulemaking Hearing Rule	Amendment	1200-13-14 TennCare Standard	George Woods 615-741-0145 George.Woods@tn.gov	Yes	Yes	Yes	08-25-2010
					1200-13-14-.01 Definitions					
					1200-13-14-.02 Eligibility					
					1200-13-14-.03 Enrollment, Reassignment, and Disenrollment with Managed Care Contractors (MCCs)					
					1200-13-14-.04 Covered Services					
					1200-13-14-.05 Enrollee Cost Sharing					

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					1200-13-14-.06 Managed Care Organizations 1200-13-14-.08 Providers 1200-13-14-.10 Exclusions					
05-27-10	05-27-2010	Finance and Administration	Rulemaking Hearing Rule	Amendment	1200-13-13 TennCare Medicaid	George Woods 615-741-0145 George.Woods@tn.gov	Yes	Yes	Yes	08-25-2010
					1200-13-13-.01 Definitions 1200-13-13-.02 Eligibility 1200-13-13-.03 Enrollment, Reassignment, and Disenrollment with Managed Care Contractors (MCCs) 1200-13-13-.04 Covered Services 1200-13-13-.05 Enrollee Cost Sharing 1200-13-13-.06 Managed Care Organizations 1200-13-13-.08 Providers 1200-13-13-.10 Exclusions					
05-28-10	05-27-2010	Finance and Administration	Rulemaking Hearing Rule	Amendment	1200-13-17 TennCare Crossover Payments for Medicare Deductibles and Coinsurance	George Woods 615-741-0145 George.Woods@tn.gov	Yes	Yes	Yes	08-25-2010
					1200-13-17-.04 Medicare Crossover Payment Methodology					

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05-29-10	05-27-2010	Safety	Proposed Rule	New Rule	1340-08-01 Rules and Regulations for Access to Public Records	Gerry Crownover 615-251-5309 gerry.crownover@tn.gov	No	Yes	Yes	10-29-2010
					1340-08-01-.04 Sale of Motor Vehicle Records					
05-30-10	05-28-2010	Financial Institutions	Proposed Rule	Amendments, Repeals, and New Rules	0180-17 Rules Pertaining to Mortgage Lending, Loan Servicing and Loan Brokering	Jera Bradshaw 615-532-1028 jera.bradshaw@tn.gov	No	Yes	Yes	10-29-2010
					0180-17-.01 Definitions					
					0180-17-.02 Accounting for Fees to Third Persons					
					0180-17-.03 Notice of Mortgage Transfer					
					0180-17-.04 Lock-In Agreement					
					0180-17-.05 Refund of Lock-In Fee					
					0180-17-.06 Refund of Commitment Fee					
					0180-17-.07 Brokerage/Finder Fees					
					0180-17-.08 Surety Bond Requirements					
					0180-17-.09 Letter of Exemption					
					0180-17-.10 Fee for Substitute License					
					0180-17-.11 Experience Required for a License					
					0180-17-.12 Financial Statements					
					0180-17-.13 Nationwide Mortgage Licensing and Registry System Challenge Process					

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					0180-17-.14 Notification Requirements 0180-17-.15 Preservation of Records 0180-17-.16 Annual Report					
05-31-10	05-27-2010	Private Probation Services Council	Rulemaking Hearing Rule	Amendment	1177-01 Application, Registration and Fee Requirements	Adrian Chick 615-741-3072 adrian.chick@tn.gov	Yes	Yes	Yes	08-25-2010
					1177-01-.06 Education and Experience					
05-32-10	05-28-2010	Mental Health and Developmental Disabilities	Rulemaking Hearing Rule	Repeal and New Rule	0940-05-06 Minimum Program Requirements for All Services and Facilities	Karen Edwards 615-532-3648 karen.edwards@tn.gov	No	No	Yes	08-26-2010
					0940-05-06-.01 Purpose					
					0940-05-06-.02 Governance Requirements for All Services and Facilities					
					0940-05-06-.03 Policies and Procedures for All Services and Facilities					
					0940-05-06-.04 Financial Management for All Services and Facilities					
					0940-05-06-.05 Personnel Requirements for All Services and Facilities					
					0940-05-06-.06 Service Recipient Record Requirements for All Services and Facilities					
					0940-05-06-.07 Non-Modifiable Service Recipient Rights for All Services and Facilities					

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					0940-05-06-.08 Modifiable Service Recipient Rights for All Services and Facilities 0940-05-06-.09 Modification or Limitation of Rights for All Service Recipients by Rules, Policies, or Procedures 0940-05-06-.10 Modification or Limitation of an Individual Service Recipient's Rights					
05-34-10	05-28-2010	Wildlife Resources Agency	Emergency Rule	Amendment	1660-02-07 Rules and Regulations Governing Operations of Vessels 1660-02-07-.14 Fort Loudoun Lake 1660-02-07-.28 Norris Reservoir	Lisa Crawford 615-781-6606 lisa.crawford@tn.gov	No	No	Yes	05-28-2010