

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.

FS	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIP-TION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
11-02-07	Nov 2, 2007	0780 Commerce and Insurance Division of Regulatory Boards	Rulemaking Hearing Rules	New Rules	2744	Chapter 0780-05-09 Cemeteries 0780-05-09-.01 Applicability 0780-05-09-.02 Definitions 0780-05-09-.03Bureau of Labor Statistics CPI-U Annual Averages 0780-05-09-.04 Registration, Renewal, and Reinstatement 0780-05-09-.05Fees 0780-05-09-.06Reports Lacking Required Information 0780-05-09-.07Change of Ownership 0780-05-09-.08Memorial Care Required 0780-05-09-.09Explanation for Commodity Not Installed Within 30 Days 0780-05-09-.10Sign Required at Cemetery 0780-05-09-.11Master Map 0780-05-09-.12Failure to Maintain Cemetery Grounds 0780-05-09-.13Notification of Cemetery Rule Change 0780-05-09-.14Community Cemeteries – Request for Exemption 0780-05-09-.15Community Cemeteries – Granting of Exemption	Adrian Chick Commerce & Insurance 500 J Robertson Pkwy Davy Crocket Twr 12th Fl Nashville Tn 37243 615-741-3072	Jan 16, 2008

FS	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
11-02-07. cont.						0780-05-09-.16 Community Cemeteries – Notice of Changes 0780-05-09-.17 Community Cemeteries – Improvement Care Trust Fund 0780-05-09-.18 Community Cemeteries – Access to Books, Records, and Papers 0780-05-09-.19 Community Cemeteries – Revocation of Exemption 0780-05-09-.20 Examinations and Audits 0780-05-09-.21 Requirements for Exemption from Fidelity Bond Coverage 0780-05-09-.22 Criteria for Independent Audit 0780-05-09-.23 Trustee Violations 0780-05-09-.24 Trustee Civil Penalties 0780-05-09-.25 Civil Penalties		
11-03-07	Nov 6	State Division of Charitable Solicitations and Gaming	Proposed Rules	New Rules	2745	Chapter 1360-03-01 Regulation of the Solicitation of Funds for Charitable Purposes 1360-03-01-.01 Definitions 1360-03-01-.02 Filing of Registration Statement 1360-03-01-.03 Filing of Registration Renewal Application 1360-03-01-.04 Professional Solicitors and Fundraising Counsel 1360-03-01-.05 Denial of Registration and Appeal 1360-03-01-.06 Application of Registration Requirements to Internet Solicitation	Todd R. Kelley Charitable Solicitations and Gaming 312 8th Ave N WRS/TN Twr 8th Fl Nashville, TN 37243 615-741-2555	March 28, 2008

FS	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
11-04-07	Nov 6, 2007	1360 State Division of Charitable Solicitations and Gaming	Proposed Rules	New rules	2746	Chapter 1360-03-04 Catastrophic Illness Trusts 1360-03-04-.01 Definitions 1360-03-04-.02 Notice Requirements for Establishing Catastrophic Illness Trust 1360-03-04-.03 Accounting of the Trust 1360-03-04-.04 Financial Records 1360-03-04-.05 Assessment of Civil Penalties	Todd R. Kelley Charitable Solicitations and Gaming 312 8th Ave N WRS/TN Twr 8th Fl Nashville, TN 37243 615-741-2555	Mar 28, 2008
11-05-07	Nov 13, 2007	0600 Equalization	Rulemaking Hearing Rules	New Rules	2747	Chapter 0600-09 Property Tax Freeze Program 0600-09-.01 Purpose 0600-09-.02 Definitions 0600-09-.03 Adoption and Termination of Program by Local Government 0600-09-.04 Principal Residence Considerations 0600-09-.05 Age Requirement and Verification 0600-09-.06 Income Requirement 0600-09-.07 Income Verification 0600-09-.08 Verification of Ownership and Residency 0600-09-.09 Application Process and Deadlines 0600-09-.10 Base Tax Amount Determination 0600-09-.11 Removal from Program 0600-09-.12 Records and Reporting to State	Kelsie Jones, Executive Secretary State Board of Equalization Ste. 1700 – 505 Deaderick Street Nashville, TN 37243-0280 615/747-5379	Jan 27, 2008

FS	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
11-08-07	Nov 16, 2007	1240 Human Services Family Assistance Division	Rulemaking Hearing Rules	Amendments	2749 2750	Chapter 1240-01-02 Family Assistance Unit Food Stamp Program 1240-01-02-.02 Household Concept – Food Stamps Only Chapter 1240-01-04 Financial Eligibility Requirements 1240-01-04-.27 Standard of Need/Income	Phyllis A. Simpson Assistant General Counsel Department of Human Services Citizens Plaza Building, 15th Floor 400 Deaderick Street Nashville, TN 37243- 1403 (615) 313-4731	Jan 30, 2008
11-09-07	Nov 16	0780 Commerce and Insurance Division of Fire Prevention	Rulemaking Hearing Rules	Amendments	2751	Chapter 0780-02-02 Codes and Standards 0780-02-02-.01 Adoption by Reference 0780-02-02-.04 Conflicts Chapter 0780-02-03 Review of Construction Documents and Specifications 0780-02-03-.01 Definitions	Robert E. Herndon Chief Counsel for Fire Prevention Department of Commerce and Insurance Office of Legal Counsel 500 James Robertson Parkway Davy Crockett Tower, 12th Floor Nashville, Tennessee 37243 (615) 741-3072	Jan 30, 2008

FS	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
11-10-07	Nov 19, 2007	1395 Tennessee Bureau of Investigation	Proposed Rules	Amendments	2753	Chapter 1395-01-07 Crime on Campus Program 1395-01-07-.01 Purpose and Scope 1395-01-07-.02 Definitions 1395-01-07-.03 TIBRS Program Certification Requirements 1395-01-07-.04 Data Submission Procedures 1395-01-07-.05 Error Reports 1395-01-07-.06 Quality Assurance Reviews 1395-01-07-.07 Sanctions for Non-Compliance of TIBRS Program Requirements 1395-01-07-.08 Partially Qualifying Schools 1395-01-07-.09 General Statistical Information	Jeanne Broadwell, General Counsel Professional Standards Unit Tennessee Bureau of Investigation 901 R.S. Gass Boulevard Nashville, Tennessee 37216-2639 (615) 744-4208	March 28, 2008

FS	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
11-11-07	Nov 20, 2007	1640 Student Assistance Corporation	Public Necessity Rules	Amendments	2748	Chapter 1640-01-19 Tennessee Education Lottery Scholarship Program 1640-01-19-.08 Eligibility – Tennessee HOPE Access Grant 1640-01-19-.13 Retention of Awards – Tennessee HOPE Access Grant 1640-01-19-.01 Definitions 1640-01-19-.02 Scholarship Award Amounts and Classifications 1640-01-19-.03 Application Process 1640-01-19-.05 Eligibility – Tennessee HOPE Scholarship 1640-01-19-.06 Eligibility – Tennessee ASPIRE Award 1640-01-19-.07 Eligibility – General Assembly Merit Scholarship 1640-01-19-.08 Eligibility – Tennessee HOPE Access Grant 1640-01-19-.09 Eligibility – Tennessee HOPE Foster Child Grant 1640-01-19-.10 Eligibility – Wilder-Naifeh Technical Skills Grant 1640-01-19-.11 Eligibility – Tennessee Dual Enrollment Grant 1640-01-19-.12 Retention of Awards – General Requirements 1640-01-19-.13 Retention of Awards – Tennessee HOPE Access Grant	Thomas R. Bain Associate Executive Director for Compliance and Legal Affairs Tennessee Student Assistance Corporation Suite 1510, 404 James Robertson Parkway Nashville, TN 37243- 0820 615-253-7476 Thomas.Bain@state. tn.us	Nov 20, 2007 through May 3, 2008

FS	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
11-11-07. cont.						1640-01-19-.14 Retention of Awards – Tennessee Dual Enrollment Grant 1640-01-19-.15 Tennessee Education Lottery Scholarship Award Process 1640-01-19-.17 Award Made in Error 1640-01-19-.18 Refund Policy 1640-01-19-.20 Personal or Medical Leave of Absence 1640-01-19-.21 Military Mobilization of Eligible Students 1640-01-19-.22 Calculation of Postsecondary Cumulative Grade Point Average 1640-01-19-.22 Calculation of Postsecondary Cumulative Grade Point Average 1640-01-19-.23 Transfer Students 1640-01-19-.24 Transient Students 1640-01-19-.25 Denial of Initial Eligibility – Failure to Timely Enroll 1640-01-19-.26 Appeal and Exception Process		

FS	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
11-12-07	Nov 20, 2007	1640 Student Assistance Corporation	Proposed Rules	Amendments	2754	Chapter 1640-01-19 Tennessee Education Lottery Scholarship Program 1640-01-19-.08 Eligibility – Tennessee HOPE Access Grant 1640-01-19-.13 Retention of Awards – Tennessee HOPE Access Grant 1640-01-19-.01 Definitions 1640-01-19-.02 Scholarship Award Amounts and Classifications 1640-01-19-.03 Application Process 1640-01-19-.05 Eligibility – Tennessee HOPE Scholarship 1640-01-19-.06 Eligibility – Tennessee ASPIRE Award 1640-01-19-.07 Eligibility – General Assembly Merit Scholarship 1640-01-19-.08 Eligibility – Tennessee HOPE Access Grant 1640-01-19-.09 Eligibility – Tennessee HOPE Foster Child Grant 1640-01-19-.10 Eligibility – Wilder-Naifeh Technical Skills Grant 1640-01-19-.11 Eligibility – Tennessee Dual Enrollment Grant 1640-01-19-.12 Retention of Awards – General Requirements 1640-01-19-.13 Retention of Awards – Tennessee HOPE Access Grant	Thomas R. Bain TSAC Suite 1510 404 J Robertson Pkwy Nashville, TN 37243-0820 615-253-7476	March 28, 2008

FS	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
11-12-07. cont.						1640-01-19-.14 Retention of Awards – Tennessee Dual Enrollment Grant 1640-01-19-.15 Tennessee Education Lottery Scholarship Award Process 1640-01-19-.17 Award Made in Error 1640-01-19-.18 Refund Policy 1640-01-19-.20 Personal or Medical Leave of Absence 1640-01-19-.21 Military Mobilization of Eligible Students 1640-01-19-.22 Calculation of Postsecondary Cumulative Grade Point Average 1640-01-19-.22 Calculation of Postsecondary Cumulative Grade Point Average 1640-01-19-.23 Transfer Students 1640-01-19-.24 Transient Students 1640-01-19-.25 Denial of Initial Eligibility – Failure to Timely Enroll 1640-01-19-.26 Appeal and Exception Process		

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11-13-07	Nov 19, 2007	1395 TBI	Proposed Rules	Amendments	2755	1395-01-02-.01 Purpose and Scope 1395-01-02-.02 Definitions 1395-01-02-.03 TIBRS Program Certification Requirements 1395-01-02-.04 Data Submission Procedures 1395-01-02-.05 Error Reports 1395-01-02-.06 Quality Assurance Reviews 1395-01-02-.07 Sanctions for Non-Compliance with TIBRS Program Requirements 1395-01-02-.08 Non-Entering Agency Requirements 1395-01-02-.09 General Statistical Information	Jeanne Broadwell TBI 901 R.S. Gass Boulevard Nashville TN 37216-2639 615-744-4208	March 28, 2008
11-15-07	Nov 21, 2007	0620/1200 Finance and Administration Bureau of TennCare	Rulemaking Hearing Rule	Amendment	2757	Chapter 1200-13-01 General Rules 1200-13-01-.26 Home And Community Based Services Waiver For The Elderly And Disabled In Davidson, Hamilton, And Knox Counties	George Woods Bureau of TennCare 310 Great Circle Road Nashville TN 37243 615-507-6446	Feb 4, 2008
11-16-07	Nov 14, 2007	0530 Registry of Election Finance	Proposed Rules	New Rules Repeal and new Rule New Rule Amendments	2759	Chapter 0530-01-01 Campaign Financial Disclosure Rules 0530-01-01-.07 PAC Annual Fee 0530-01-01-.15 Local Election Reporting 0530-01-01-.02 Bookkeeping Procedures 0530-01-01-.04 Expenditures from Campaign Funds 0530-01-01-.05 Filing of Campaign Financial Disclosure Reports 0530-01-01-.11 Informal Show Cause Hearings	Drew Rawlins 404 James Robertson Parkway, Suite 1614 Nashville, TN 37423- 1360 (615) 741-7959	March 28, 2008

FS	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
11-17-07	Nov 14, 2007	0530 Registry of Election Finance	Proposed Rules	New Rules	2760	Chapter 0530-01-03 Campaign Financial Disclosure Rules 0530-01-03-.02 Campaign Contributions 0530-01-03-.03 Attribution of Campaign Contributions	Drew Rawlins 404 James Robertson Parkway, Suite 1614 Nashville, TN 37423- 1360 (615) 741-7959	March 28, 2008

FS	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
11-20-07	Nov 30, 2007	0520 Education	Rulemaking Hearing Rules	New rules	2762	Chapter 0520-01-09 Special Education Programs and Services 0520-01-09-.01 General regulations. Adoption by reference. 0520-01-09-.02 Definitions. 0520-01-09-.03 Consent. 0520-01-09-.04 Parent. 0520-01-09-.05 Free appropriate public education. 0520-01-09-.06 Child find. 0520-01-09-.07 Placements. 0520-01-09-.08 State advisory panel. 0520-01-09-.09 Local education agency eligibility. 0520-01-09-.10 Initial evaluations. 0520-01-09-.11 Evaluation procedures. 0520-01-09-.12 Definition of IEP. 0520-01-09-.13 When IEPs must be in effect. 0520-01-09-.14 Review and revision of the IEP. 0520-01-09-.15 Parent participation. 0520-01-09-.16 Prior notice by local education agency. 0520-01-09-.17 Mediation. 0520-01-09-.18 Impartial due process hearing. 0520-01-09-.19 Civil action. 0520-01-09-.20 Surrogate parents. 0520-01-09-.21 Transfer of parental rights at age of majority. 0520-01-09-.22 Amendment of records at parent's request	Mary Jo Howland Education 9th Fl A Johnson Twr 710 J Robertson Pkwy Nashville TN 37243- 1050 (615) 741-2966	Feb 13, 2008

FS	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
11-21-07	Nov 27, 2007	0780 Commerce and Insurance Division of Regulatory Boards	Public Necessity Rules	Amendments New Rules	2756	Chapter 0780-05-07 Geologists 0780-05-07-.07 Fees 0780-05-07-.01 Purpose 0780-05-07-.02 Definitions 0780-05-07-.03 Application for License 0780-05-07-.04 Application Requirements 0780-05-07-.05 Renewal Requirements 0780-05-07-.06 Retired or Inactive Status 0780-05-07-.08 Seals 0780-05-07-.09 Civil Penalties 0780-05-07-.10 Code of Professional Conduct	Wayne Pugh Chief Counsel for Regulatory Boards Department of Commerce and Insurance Office of Legal Counsel 500 James Robertson Parkway Davy Crockett Tower, 12th Floor Nashville, Tennessee 37243 (615) 741-3072	Nov 27, 2007 through May 10, 2008
11-22-07	Nov 29, 2007	0520 Education	Proposed Rules	New rules	2763	Chapter 0520-01-06 Child Nutrition Programs 0520-01-06-.04 Minimum Nutritional Standards for Individual Food Items Sold or Offered for Sale to Pupils in Grades Pre-Kindergarten through eight (Pre-K-8)	Mary Jo Howland Education 9th Fl A Johnson Twr 710 J Robertson Pkwy Nashville TN 37243- 1050 (615) 741-2966	March 28, 2008
11-23-07	Nov 30, 2007	0580 Tennessee Ethics Commission	Proposed Rules	New Rules	2764	Chapter 0580-01-02 Access to Public Records of the Tennessee Ethics Commission 0580-01-02-.01 Purpose and Scope 0580-01-02-.02 Definitions 0580-01-02-.03 Requests for Inspection or for Reproduction of Public Records 0580-01-02-.04 Fees and Costs for Reproduction of Public Records	Bruce A. Androphy Tennessee Ethics Commission SunTrust Bank Bldg 201 4th Ave N, Suite 1820 Nashville TN 37219 (615) 253-8634	March 28, 2008

FS	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
11-24-07	Nov 30, 2007	0620 Finance and Administration Bureau of TennCare	Public Necessity Rules	Amendments	2765	Chapter 1200-13-14 TennCare Standard 1200-13-14-.05 Enrollee Cost Sharing	George Woods Bureau of TennCare 310 Great Circle Road Nashville TN 37243 615-507-6446	Nov 30, 2007 through May 13, 2008
11-25-07	Nov 30, 2007	0580 Tennessee Ethics Commission	Proposed Rules	New Rules	2764	Chapter 0580-01-01 Rules Pertaining to Lobbyists and Employers of Lobbyists 0580-01-01-.03 Employer of Lobbyist Registration 0580-01-01-.04 Lobbyist Registration	Bruce A. Androphy Tennessee Ethics Commission SunTrust Bank Bldg 201 4th Ave N, Suite 1820 Nashville TN 37219 (615) 253-8634	March 28, 2008
11-26-07	Nov 30, 2007	0080 Agriculture Division of Regulatory Services	Rulemaking Hearing Rules	Amendments	2766	Chapter 0080-05-12 Kerosene and Motor Fuels Quality Inspection Regulations 0080-05-12-.02 Standard Fuel Specifications.	Theresa Denton General Counsel P. O. Box 40627 Nashville TN 37204 615-837-5280	Feb 13, 2008
11-27-07	Nov 30, 2007	1200 Finance and Administration Bureau of TennCare	Rulemaking Hearing Rules	Repeal	2767	Chapter 1200-13-10 Hospice Program	George Woods Bureau of TennCare 310 Great Circle Road Nashville TN 37243 615-507-6446	Feb 13, 2008