

PROPOSED RULES  
OF  
TENNESSEE COMMISSION ON AGING

CHAPTER 0030-1-10  
FINANCIAL MANAGEMENT STANDARDS AND PROCEDURES

Presented herein is a proposed amendment of the Tennessee Commission on Aging submitted pursuant to T.C.A. 4-5-202 in lieu of a rulemaking hearing. It is the intent of the Tennessee Commission on Aging to promulgate these rules without a rulemaking hearing unless a petition requesting such hearing is filed within thirty (30) days of the publication date of the issue of the Tennessee Administrative Register in which the proposed amendment is published. Such petition to be effective must be filed in Suite 201 of the Doctor's Building located at 706 Church Street, Nashville, Tennessee and in the Administrative Procedures Division of the Tennessee Department of State, 5th Floor, James K. Polk Building, Sixth and Deaderick, Nashville, Tennessee 37219, and must be signed by twenty-five (25) persons who will be affected by the rule, or submitted by a municipality which will be affected by the rule, or an association of twenty-five (25) or more members, or any standing committee of the general assembly. The text of the proposed amendment is as follows:

AMENDMENT

Rule 0030-1-10-.01 INTRASTATE FUNDING FORMULA is amended so that paragraph (1) is deleted in its entirety and substituting the following language so that, as amended the rule shall read:

- (11) Federal funds received under Title III of the Older Americans Act shall be allocated to each of the nine area agencies on aging using the following formula:
- (a) Ten percent of the Title III funds for area agencies is designated for administration of area agencies on aging. From this amount each area agency is allocated an identical base sub-grant of \$100,000 plus a pro rata share of the remaining funds. The pro rata share shall be equal to the percentage which reflects a given area agency's portion of total State funds allocated to all area agencies by the state agency for nutrition

services and senior centers in the State fiscal year immediately preceding the distribution of funds.

(b) Ninety percent of the Title III funds for area agencies is allocated for services. This amount shall be distributed as follows:

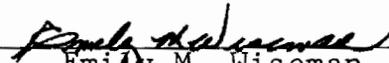
1. Sixty percent of the services allocation shall be distributed among the area agencies in proportion to each planning and service area's share of the total number of elderly persons (aged 60 and over) in the state.
2. Thirty percent of the service allocation shall be distributed among the area agencies in proportion to each planning and service area's share of the total number of elderly persons with income below 125% of the poverty level established by the Office of Management and Budget.
3. Five percent of the services allocation shall be distributed among the area agencies in proportion to each planning and service area's share of the total number of minority elderly persons with income at or below 100% of the poverty level established by the Office of Management and Budget.
4. Five percent of the services allocation shall be distributed among the area agencies in proportion to each planning and service area's share of the total number of elderly living in rural areas (defined as counties outside the Standard Metropolitan Statistical Areas).

(c) The source of data for the number of elderly with incomes below 125% of the poverty level and minority elderly with incomes below 100% of the poverty level is the 1980 federal census of population. The source of data for the number of people age 60 and over and the number of elderly persons residing in rural areas is the 1988 projection from county-specific projections of the population of Tennessee by age, race, and sex, prepared by Clevenger and Hastings, Department of

Sociology, University of Tennessee, Knoxville,  
1986 under contract with the Tennessee State Plan-  
ning Office.

Statutory Authority: TCA 71-2-105 and 71-2-104(a)

Signature of the agency officer or officers directly  
responsible for proposing and/or drafting these rules.



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Emily M. Wiseman  
Director

The roll call vote by the Tennessee Commission on Aging on these proposed rules was as follows:

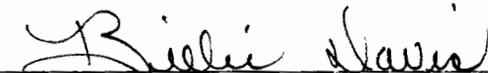
<u>Commission Member</u>	<u>Aye</u>	<u>No</u>	<u>Abstain</u>
<u>Jane H. Batts</u>	<u>X</u>	<u></u>	<u></u>
<u>Raymond Brown, Chairman</u>	<u>X</u>	<u></u>	<u></u>
<u>Nathaniel Carter</u>	<u>X</u>	<u></u>	<u></u>
<u>Jeff Huffman</u>	<u>X</u>	<u></u>	<u></u>
<u>Rhoda Hyder</u>	<u>X</u>	<u></u>	<u></u>
<u>*Elizabeth Jacobs</u>	<u></u>	<u></u>	<u></u>
<u>*Pamela S. Jones</u>	<u></u>	<u></u>	<u></u>
<u>James L. King</u>	<u>X</u>	<u></u>	<u></u>
<u>Corniela McNeill</u>	<u>X</u>	<u></u>	<u></u>
<u>Roy Messer</u>	<u>X</u>	<u></u>	<u></u>
<u>Dr. Stanley Pettit</u>	<u>X</u>	<u></u>	<u></u>
<u>Patricia Ann Rushing</u>	<u>X</u>	<u></u>	<u></u>
<u>*A. L. Robinson</u>	<u></u>	<u></u>	<u></u>
<u>*Ethyl H. Venson</u>	<u></u>	<u></u>	<u></u>
<u>Dr. Bill C. Wallace</u>	<u>X</u>	<u></u>	<u></u>
<u>Viston Taylor</u>	<u>X</u>	<u></u>	<u></u>
<u>Marilyn Whalen</u>	<u>X</u>	<u></u>	<u></u>
<u>*Bob Neal</u>	<u></u>	<u></u>	<u></u>
<u>Jean Bowers</u>	<u>X</u>	<u></u>	<u></u>
<u>*Pat Wingo</u>	<u></u>	<u></u>	<u></u>
<u>*Billy Stair</u>	<u></u>	<u></u>	<u></u>
<u>* Absent</u>	<u></u>	<u></u>	<u></u>

I certify that this is an accurate and complete copy of proposed rules lawfully promulgated and adopted by the Tennessee Commission on Aging on the 20<sup>th</sup> day of November, 1989.

The Secretary of State is hereby instructed that, in the absence of a petition for rulemaking hearing being filed under the conditions set out herein and in the locations described, he is to treat the proposed rules as being placed on file in his office as rules at the expiration of thirty (30) days after the publication date of the issue of the Tennessee Administration Register in which these proposed rules are published.

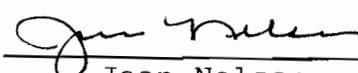
  
Emily M. Wiseman  
Director

Subscribed and sworn to before me this the 20<sup>th</sup> day of November 1989.

  
Notary Public

My Commission expires on the 26<sup>th</sup> day of September, 1992

All proposed rules provided for herein have been examined by the Attorney General and Reporter of the State of Tennessee and are approved as to legality pursuant to the provisions of the Administrative Procedures Act, Tennessee Code Annotated, Title 4, Chapter 5.

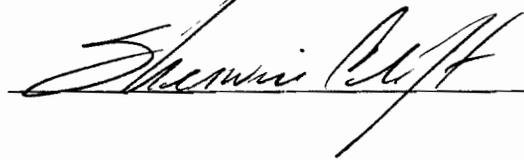
  
Jean Nelson  
Chief Deputy Attorney General  
and Attorney General  
Pro Tempore

The proposed rules set out herein were properly filed in the Department of State and pursuant to the instructions set out above, and in the absence of the filing of an appropriate petition calling for a rulemaking hearing, will become effective on the 29<sup>th</sup> day of May, 1990.



Bryant Millsaps  
Secretary of State

By:



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