



AUG

ATTN

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 sub-paragraph (1)(c) and paragraphs (2),(3), and (4) are deleted in their entirety and substituting the following language so that, as amended, the rule shall read:

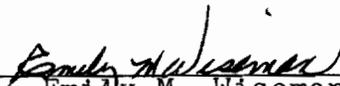
- (c) The Commission shall review and update the Title III formula as often as a new State Plan is submitted to the Administration on Aging.
- (d) The source of data for the number of elderly with incomes below 125 percent of the poverty level and minority elderly with incomes at or below 100 percent of the poverty level shall be the most recent decennial federal census of population, that is the 1980 census until 1990 data is available and 1990 census until the 2000 data is available. The source of data for the number of persons age 60 and over and the number of persons age 60 and over residing in rural areas shall be

the 1990 federal census of population through the FY 1992-1993 plan period. For subsequent plans, the Commission will utilize the best estimates of the elderly population for the period covered by the plan from the Tennessee State Planning Office in updating the formula.

- (e) The Commission shall submit its formula for distribution of Title III funds to the Commissioner of the Administration on Aging prior to implementation, as specified by the Older Americans Act.
- (2) The state appropriation for multipurpose senior citizen centers shall be allocated to each area agency on aging in the following manner:
 - (a) An identical base sub-grant of \$4,000 per county multiplied by the number of counties in the district.
 - (b) Of the remaining funds, fifty percent will be allocated based on each district's proportion of the state's elderly population and fifty percent will be allocated based on the district's proportion of the state's elderly with incomes at or below 100 percent of the poverty level.
 - (3) The state appropriation for home delivered meals and homemaker services are allocated for each area agency on the formula outlined in paragraph (2)(b), fifty percent based on the number of elderly in the district and fifty percent based on the number of elderly with incomes at or below 100 percent of the poverty level. There is no base subgrant for these services.
 - (4) The Commission will review and update its formulas for distribution of state funds as often as a state plan is submitted to the Administration on Aging using the same source of data as for the federal formula (1)(d) above.

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.



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>
* Jane H. Batts			
Dr. C. P. Boyd	X		
Pauline Gore	X		
John G. Hankins	X		
* Jeff Huffman			
Elizabeth Jacobs	X		
Pamela S. Jones	X		
James L. King	X		
Corniela McNeill	X		
Roy Messer	X		
Dr. Stanley Pettit	X		
Betty Severyn	X		
Viston Taylor	X		
Ethyl H. Venson	X		
Dr. Hollie Walker, Jr.	X		
Dr. Bill C. Wallace	X		
Viston Taylor	X		
Marilyn Whalen	X		
Dr. Charlotte Kennedy	X		
* Ray Turner			
Susie Baird	X		
Alice Yeager	X		

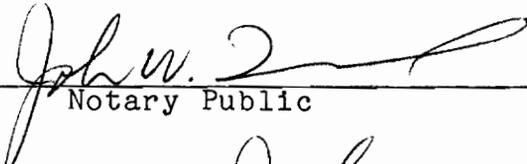
* Members Absent

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 13th day of August, 1991.

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.

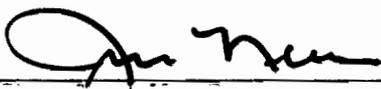

Emily M. Wiseman
Director

Subscribed and sworn to before me this the 15th day of August 1991.

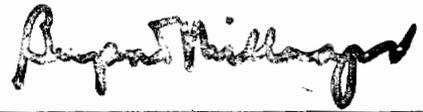

Notary Public

My Commission expires on the 23rd day of July, 1994.

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 hearing rules set out herein were properly
filed in the Department of State and will become effective
on the 29th day of January, 1972.



Bryant Millsaps
Secretary of State

By: Michael Arnold

STATE

1972 OCT 21 AM 11:46

10