

HOUSE BILL 1906

By McDaniel

AN ACT to amend Tennessee Code Annotated, Title 4;
Title 33; Title 63 and Title 68, relative to the
provision of services to persons with intellectual
disabilities.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 33-5-108, is amended by adding the following language immediately after the second sentence of the section:

Within thirty (30) days after implementing the change the department shall provide notice of the change to the house health and human resources committee of the house of representatives and the senate general welfare, health and human resources committee.

SECTION 2. Tennessee Code Annotated, Section 33-5-108, is amended in the last sentence of the section by deleting the language "sixty (60) days" and by substituting instead the language "seventy-five (75) days".

SECTION 3. Tennessee Code Annotated, Section 68-11-203, is amended by adding the following language as a new subsection:

(e) On request of the commissioner of intellectual and developmental disabilities the board shall provide prompt assistance in determining the fiscal and program impact of changes requiring notice be given to certain entities under § 33-5-108.

SECTION 4.

(a) There is created a nine-member special study committee composed of the following:

- (1) The commissioner of finance and administration;
- (2) The commissioner of intellectual and developmental disabilities;
- (3) The commissioner of mental health;

(4) The chairs of the finance, ways and means committees of the senate and house of representatives;

(5) The chair of the general welfare, health and human resources committee of the senate;

(6) The chair of the health committee of the house of representatives; and

(7) Two (2) members of the fiscal review committee, one (1) from the majority party and one (1) from the minority party, appointed jointly by the speaker of the senate and the speaker of the house of representatives. Such appointments to be made by August 1, 2011.

(b) The committee shall examine the fiscal note and fiscal memorandums associated with Chapter 1100 of the Public Acts of 2010 as such note and memorandums related to the transfer of the function of licensing effected services and facilities from the department of mental health to the department of intellectual and developmental disabilities. In addition, the committee shall study the 2010 comptroller's report on the transfer of licensure and the current costs associated with the transfer of the function of licensing services and facilities from the department of mental health to the department of intellectual and developmental disabilities.

(c) The committee shall report any findings and recommendations to the governor, speaker of the senate and speaker of the house of representatives by February 1, 2012. Upon making such report, the committee shall cease to exist unless extended by joint resolution of the general assembly.

SECTION 5. This act shall take effect July 1, 2011, the public welfare requiring it.