

**PUBLIC CHAPTER NO. 25**

**SENATE BILL NO. 1156**

**By Black**

**Substituted for: House Bill No. 1349**

**By Overbey, Jim Cobb**

AN ACT to amend Tennessee Code Annotated, Section 68-11-201, relative to ensuring that individuals eligible for a state-wide home and community based services waiver are eligible for placement in and to receive services in an assisted care living facility.

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

SECTION 1. Tennessee Code Annotated, Section 68-11-201(5), is amended by adding the following language at the end of the subdivision as a new item:

(E) No provision of subdivision (5) shall be interpreted to prohibit the admission or retention of a resident who is deemed eligible for placement through a federal home and community based services waiver so long as such admission or retention is consistent with the individual's plan of care, and provided further that such admission or retention is not otherwise prohibited by this subdivision (5).

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

**PASSED: March 29, 2007**

  
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RON RAMSEY  
SPEAKER OF THE SENATE

  
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JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

**APPROVED this 12th day of April 2007**



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PHIL BREDESEN, GOVERNOR