



State of Tennessee

PUBLIC CHAPTER NO. 239

HOUSE BILL NO. 1097

By Representatives Floyd, Favors, McCormick, Dean, Carter

Substituted for: Senate Bill No. 1223

By Senator Watson

AN ACT to amend Tennessee Code Annotated, Section 71-5-105, relative to ICF/MR beds.

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

SECTION 1. Tennessee Code Annotated, Section 71-5-105(b)(2), is amended by deleting the following language:

These new beds shall be filled by persons exiting the developmental centers. and by substituting instead the following language:

These new beds shall be initially filled by persons exiting the developmental centers and upon the death of the person who exited the developmental center, the bed may be filled by individuals from the home and community based services (HCBS) waiver waiting list for individuals with intellectual disabilities, subject to the individual's freedom of choice and pursuant to a process established and administered by the department of intellectual and developmental disabilities (DIDD) in order to ensure that such placement is the most integrated and cost-effective setting appropriate.

SECTION 2. This act shall take effect July 1, 2013, the public welfare requiring it.

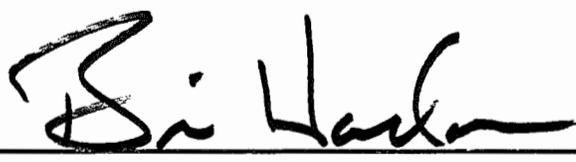
HOUSE BILL NO. 1097

PASSED: APRIL 10, 2013


BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES


RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 23rd day of April 2013


BILL HASLAM, GOVERNOR