

STATE: TENNESSEE

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

NONDISCRIMINATION

Previously approved Statements of federal Non-Discrimination Compliance are on file in the Department of Health and Human Services, Office for Civil Rights.

STATE OF TENNESSEE

METHODS OF ADMINISTRATION FOR TITLE VI
CIVIL RIGHTS ACT OF 1964, TITLE IX OF THE EDUCATION AMENDMENTS OF 1972, SECTION 504 OF
THE REHABILITATION ACT OF 1973, THE AGE DISCRIMINATION ACT OF 1975, AND THE AMERICANS
WITH DISABILITIES ACT

A. ASSIGNMENT OF AUTHORITY

The Commissioner and the Deputy Commissioner of Finance and Administration

The Tennessee Code Annotated states that each authorized department in the State of Tennessee shall have a chief executive officer and that officer will be called Commissioner. The Commissioner is the administrative head of the department and has charge and general supervision of the department operations. T.C.A., Section 4-3-1001 creates the Department of Finance and Administration ("TDFA"). State of Tennessee Executive Order of the Governor No. 23 ("An Order Transferring the TennCare Program and Its Related Functions and Administrative Support From the Department of Health to the Department of Finance and Administration") transferred the Bureau of TennCare from the Tennessee Department of Health to TDFA on October 19, 1999. As a result, TDFA became responsible for the administration of the State Title XIX Program, including the TennCare Program and TennCare Partners Program.

The TDFA Commissioner, being chief executive officer for the single state agency with Medicaid/TennCare funding and in which the Bureau of TennCare resides, designated the ultimate and complete authority and responsibility for Civil Rights for the TennCare Program, TennCare Partners, and the Bureau of TennCare to the TDFA Deputy Commissioner for the TennCare Bureau.

In July 2002 the administrative responsibilities of the oversight of services provided by the TennCare Partners Program were transferred to the Tennessee Department of Mental Health and Developmental Disabilities ("TDMHDD"). The TDMH/DDS Commissioner has assigned the primary authority for the continuing implementation of Title VI, Title IX, Section 504, the Age Discrimination Act, and the Americans with Disabilities Act in the TennCare Partners Program to the Department's Non-Discrimination Compliance Coordinator. However, the ultimate and complete authority and responsibility for Civil Rights compliance related to the TennCare Partners Program remained the responsibility of the TDFA Commissioner for the TennCare Bureau.

