

## STATE OF TENNESSEE

## PUBLIC CHAPTER NO. 575

## HOUSE BILL NO. 1756

**By Representatives Hensley, Carr, Evans, Rich, Campfield, Dennis, Shepard, Todd, Hill, Bell, Jim Cobb, Weaver, Dunn, Hawk, Floyd, Mumpower, Haynes, Kevin Brooks, McManus**

**Substituted for: Senate Bill No. 470**

**By Senators Johnson, Gresham, Beavers, Stanley, Norris**

AN ACT to amend Tennessee Code Annotated, Section 68-34-105, relative to disposition of family planning funds.

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

SECTION 1. Tennessee Code Annotated, Section 68-34-105, is amended by adding the following as new subsections (c) and (d):

(c) For purposes of any county having a population in excess of five hundred thousand (500,000) according to the 2000 federal census or any subsequent federal census, the commissioner shall, in distributing the funds provided for under this section, issue a single request for grant proposals for each affected county for funding for family planning programs. The commissioner shall send a notification of this request to the affected county health departments and shall place a notification on the department's web site. The commissioner shall allow at least thirty (30) days after issuing the notification before closing the application period. The commissioner and the department shall encourage the county health departments to take every step possible to be able to accept all family planning funds provided by the State for that particular county. Upon receipt of all applications, the commissioner shall first consider and give preference to funding requests from the county health departments. The commissioner shall not exclude a county health department which seeks full funding of family planning services if, at the time of the application, the county health department does not have the capacity to serve the number of patients as estimated in the request for grant proposal; said county health department must provide documentation, however, demonstrating its ability at the inception of the grant period to serve the number of patients estimated in the request for grant proposal. Acceptance of such funding shall create an obligation under this section to provide family planning services to all eligible clients seeking services throughout the term of the grant.

(d) If funds remain after the awarding of funds to county health departments as provided in subdivision (c) above, the commissioner may make funding available to any other applicants pursuant to the request for grant proposal.

SECTION 2. Tennessee Code Annotated, Section 68-34-105(b), is amended by deleting the following language " , including, but not limited to, planned parenthood affiliates".

SECTION 3. This act shall take effect January 1, 2010, the public welfare requiring it.

**PASSED: June 18, 2009**



KENT WILLIAMS, SPEAKER  
HOUSE OF REPRESENTATIVES



RON RAMSEY  
SPEAKER OF THE SENATE

**APPROVED this 1st day of July 2009**



PHIL BREDESEN, GOVERNOR