



STATE OF TENNESSEE
EXECUTIVE ORDER
BY THE GOVERNOR

No. 22

**AN ORDER TRANSFERRING THE DIVISION OF HEALTH PLANNING AND ITS
RELATED FUNCTIONS FROM THE DEPARTMENT OF FINANCE AND ADMINISTRATION
TO THE DEPARTMENT OF HEALTH**

WHEREAS, it is in the interest of a more economical and efficient state service to reduce administrative duplication and to streamline the operation of state government; and

WHEREAS, it is in the interest of a more economical, effective and efficient state service to combine related service delivery programs and to combine related regulatory programs, thereby facilitating the operation of these programs; and

WHEREAS, it is in the interest of a more effective and efficient state service to fully utilize existing procedures and expertise; and

WHEREAS, it has been determined that in the interest of economy, efficiency and better coordination of the functions of state government that the functions related to the Division of Health Planning in the Department of Finance and Administration should be transferred to the Department of Health; and

WHEREAS, the Division of Health Planning in the Department of Finance and Administration was created and established in Tennessee Code Annotated Sections 68-11-1625 and 4-3-1001; and the Department of Health was created and established in Tennessee Code Annotated Section 4-3-1801.

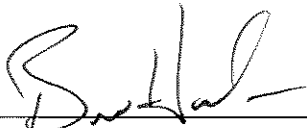
NOW THEREFORE, I, Bill Haslam, Governor of the State of Tennessee, by virtue of the power and authority vested in me by the Tennessee Constitution and by Tennessee Code Annotated Section 4-4-102 and Section 4-4-117 do hereby direct the following:

1. That the functions related to the Division of Health Planning in the Department of Finance and Administration be and are hereby transferred to be made a part of the Department of Health effective October 1, 2012, and that from and after October 1, 2012, all functions related to the Division of Health Planning as established in Tennessee Code Annotated, Title 68, Chapter 11,

Part 16, shall be administered by and shall be under the control of the Commissioner of the Department of Health.

2. That from and after October 1, 2012, the Commissioner of the Department of Health shall perform all such duties and shall have the same authority and responsibility with regard to the Division of Health Planning as the Commissioner has with other divisions of the Department of Health. The Commissioner of the Department of Health shall also perform all duties related to, and shall have responsibility for, the Division of Health Planning and the administration of all statutory functions transferred under the provisions of this Executive Order as well as any rules and regulations, orders and policies developed hereunder.
3. That all personal property, equipment and other materials made available to the Division of Health Planning of the Department of Finance and Administration in performing related functions in accordance with those statutory functions transferred under the provision of this Executive Order and the rules and regulations, orders and policies promulgated hereunder shall be transferred to the custody and control of the Department of Health.
4. That on or after October 1, 2012, the Department of Health, through its Commissioner, shall have the authority to receive, administer and supervise any and all grants and funds from whatever sources, including, but not limited to, the federal, state, county and municipal governments, with respect to the Division of Health Planning or its functions.
5. That all contracts or leases entered into prior to October 1, 2012, by the Department of Finance and Administration or the Division of Health Planning with respect to any program or function transferred herein with any entity, corporation, agency, enterprise or person shall continue in full force and effect as to all essential provisions in accordance with the terms and conditions of the contracts in existence on October 1, 2012, to the same extent as if such contracts had originally been entered into by and between such entity, corporation, agency, enterprise or person and the Department of Health, unless and until such contracts or leases are amended or modified by the parties thereto.
6. That all current rules, regulations, orders, decisions and policies heretofore issued or promulgated by the Department of Finance and Administration or the Division of Health Planning pursuant to the provisions of those statutes whose functions have been transferred under the provisions of this Executive Order shall remain in full force and effect and shall hereafter be administered and enforced by the Department of Health. To this end, the Department of Health, through its Commissioner, shall have the authority, consistent with the statutes and regulations pertaining to the programs and functions transferred herein, to modify or rescind orders, rules and regulations, decisions or policies heretofore issued and to adopt, issue or promulgate new orders, rules and regulations, decisions or policies as may be necessary for the administration of the programs or functions herein transferred.
7. That it is my intent to transfer all statutory and related functions to the Department of Health that may be necessary for implementation and continued administration of the Division of Health Planning.

IN WITNESS WHEREOF, I have subscribed my signature and caused the Great Seal of the State of Tennessee to be affixed this 25th day of September, 2012.



GOVERNOR

ATTEST:



SECRETARY OF STATE



RECEIVED
2012 SEP 26 PM 1:30
SECRETARY OF STATE
PUBLIC RELATIONS