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Sequence Number: 06-10-09  
Notice ID(s): 1087  
File Date: 06/12/2009

**Notice of Rulemaking Hearing**

*Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, Tennessee Code Annotated, Section 4-5-204. For questions and copies of the notice, contact the person listed below.*

**Agency/Board/Commission:** Tennessee Department of Finance and Administration  
**Division:** Bureau of TennCare  
**Contact Person:** George Woods  
Bureau of TennCare  
310 Great Circle Road  
**Address:** Nashville, Tennessee 37243  
**Phone:** (615) 507-6446  
**Email:** [george.woods@state.tn.us](mailto:george.woods@state.tn.us)

*Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:*

**ADA Contact:** ADA Coordinator  
Bureau of TennCare  
310 Great Circle Road  
**Address:** Nashville, Tennessee 37243  
**Phone:** (615)507-6474  
**Email:** [helen.moore@state.tn.us](mailto:helen.moore@state.tn.us)

**Hearing Location(s)** (for additional locations, copy and paste table)

Address 1:	Bureau of TennCare 1 <sup>st</sup> Floor East Conference Room 310 Great Circle Road
Address 2:	
City:	Nashville, Tennessee
Zip:	37243
Hearing Date :	08/17/09
Hearing Time:	9:00a.m. <input checked="" type="checkbox"/> CDT <input type="checkbox"/> EST

**Additional Hearing Information:**

**Revision Type (check all that apply):**

- Amendments
- New
- Repeal

**Rule(s)** (**ALL** chapters and rules contained in filing must be listed here. If needed, copy and paste additional tables)

<b>Chapter Number</b>	<b>Chapter Title</b>
1200-13-16	Medical Necessity
<b>Rule Number</b>	<b>Rule Title</b>
1200-13-16-.01	Definitions

#### Substance of Proposed Rules

#### Chapter 1200-13-16 Medical Necessity

#### Amendments

Paragraph (2) Behavioral Health Organization of rule 1200-13-16-.01 Definitions is deleted in its entirety and subsequent paragraphs renumbered accordingly.

Subparagraph (a) of paragraph (26) MCC (Managed Care Contractor) to be renumbered as paragraph (25) of rule 1200-13-16-.01 Definitions is amended by deleting the phrase "behavioral health organization" after the words "care organization" so as amended the renumbered paragraph (25) shall read as follows:

(25) MCC (MANAGED CARE CONTRACTOR) shall mean:

- (a) A managed care organization, pharmacy benefits manager, and/or a dental benefits manager which has signed a TennCare Contract with the State and operates a provider network and provides covered health services to TennCare enrollees; or
- (b) A pharmacy benefits manager, dental benefits manager, or behavioral health organization which subcontracts with a managed care organization to provide services; or
- (c) A State government agency (i.e., Department of Children's Services and Division of Mental Retardation Services) that contracts with TennCare for the provision of services.

Paragraph (27) MCO (Managed care Organization) to be renumbered as paragraph (26) of rule 1200-13-16-.01 Definitions is amended by deleting the slant symbol and word "/or " after the words "covered medical" so as amended the renumbered paragraph (26) shall read as follows:

(26) MCO (MANAGED CARE ORGANIZATION) shall mean an appropriately licensed Health Maintenance Organization (HMO) contracted with the Bureau of TennCare to manage the delivery, provide for access, contain the cost, and ensure the quality of specified covered medical and behavioral benefits to TennCare enrollee-members through a network of qualified providers.

Statutory Authority: T.C.A. 4-5-202, 4-5-203, 71-5-105, 71-5-109.

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: 6/12/2009

Signature: *D. J. Gordon*

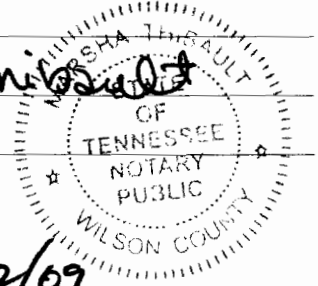
Name of Officer: Darin J. Gordon  
Director, Bureau of TennCare

Title of Officer: Tennessee Department of Finance and Administration

Subscribed and sworn to before me on: 6-12-09

Notary Public Signature: *Marsha Thibault*

My commission expires on: 10/25/2011



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Filed with the Department of State on: 6/12/09

*Tre Hargett*

Tre Hargett  
Secretary of State

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