

Tennessee Department of Health  
Office of Policy, Planning and Assessment  
Tennessee Cancer Registry

Chapter 1200-07-02  
Cancer Reporting System

Statement of Necessity Requiring Public Necessity Rules

I am herewith submitting amendments to the rules of the Tennessee Department of Health, Office of Policy, Planning and Assessment, Tennessee Cancer Registry, for promulgation pursuant to the public necessity provisions of the Uniform Administrative Procedures Act, T.C.A. § 4-5-209.

Pursuant to T.C.A. § 4-5-209 (a) (3), the Commissioner is authorized to promulgate public necessity rules and regulations when it is required by an agency of the federal government and adoption of the rule through ordinary rulemaking procedures described in this chapter might jeopardize the loss of a federal program or funds. Rule 1200-07-02-.03 Definitions must therefore be amended to add the definition of "brain-related tumor" as required by the Public Health Services Act, PL 107-260.

For a copy of this public necessity rule contact: Martin Whiteside at the Tennessee Cancer Registry by mail at 425 5<sup>th</sup> Avenue North, Cordell Hull Building, 6<sup>th</sup> Floor, Nashville, Tennessee 37243 or by telephone at (615) 532-7903.

Susan R. Cooper, MSN, RN  
Commissioner  
Tennessee Department of Health

Public Necessity Rules  
of  
Tennessee Department of Health  
Office of Policy, Planning and Assessment  
Tennessee Cancer Registry

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Amendments

Rule 1200-07-02-.03 Definitions Paragraph (1) is amended by adding a new sub paragraph (f) which shall read as follows:

- (f) brain-related tumor.

Rule 1200-07-02-.03 Definitions is further amended by adding a new Paragraph (2) and renumbering the existing Paragraphs (2) through (13) to become Paragraphs (3) through (14). The new paragraph (2) shall read

- (2) Brain-related tumor means a listed primary tumor (whether malignant or benign) occurring in any of the following sites:
  - (a) the brain, meninges, spinal cord, cauda equina, a cranial nerve or nerves, or any other part of the central nervous system.
  - (b) the pituitary gland, pineal gland or craniopharyngeal duct.

Authority: T.C.A. §§ 4-5-209 and 68-1-1001 et seq.

The public necessity rules set out herein were properly filed in the Department of State on the 3rd day of August, 2007, and will be effective from the date of filing for a period of 165 days. These Public Necessity Rules will remain in effect through the 15th day of January, 2008 (FS 08-03-07; DBID 2646)