

HOUSE BILL 2145

By Kernell

AN ACT to amend Tennessee Code Annotated, Title 71,
relative to child care agencies.

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

SECTION 1. Tennessee Code Annotated, Title 71, Chapter 3, Part 5, is amended by adding the following language as a new, appropriately designated section:

§ 71-3-5__.

(a) The Child Care Certificate Program Policy & Procedures Manual, or any successor manual developed by, or on behalf of, the department, shall be promulgated as a rule by means of cross-reference in the rules established by the department in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, relative to child care agencies. Any adverse action taken against a child care agency providing services pursuant to the programs enumerated in subsection (b), including but not limited to the revocation of an agency's eligibility to accept children receiving state or federal subsidies, may be appealed by the child care agency to the child care agency licensing board of review. Any adverse decision by the child care agency licensing board of review may be appealed as a contested case as provided in the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

(b) Subsection (a) shall apply to the following programs, or any successor program to such programs:

- (1) Families First Child Care (FF);
- (2) Transitional Child Care (TCC);
- (3) At-Risk Child Care for:
 - (A) TCC Expirations (ACC)

(B) Families First Child-Only Caretakers (ARCO);

(4) Low-Income Child Care;

(5) Teen Parent Assistance for Child Care (TPACC);

(6) Diversion Child Care;

(7) Department of Children's Services Child Care;

(8) Protective Services (SNC: Non-Custody); and

(9) Foster Care (SSC: State Custody).

(c) The department shall revise the Child Care Certificate Program Policy & Procedures Manual currently in effect in accordance with this section.

SECTION 2. For purposes of promulgating rules, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect January, 1, 2010, the public welfare requiring it.