



State of Tennessee
PUBLIC CHAPTER NO. 699

SENATE BILL NO. 3383

By Bell

Substituted for: House Bill No. 3544

By Cobb, Rich

AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 29 and Title 71, Chapter 5, Part 24, relative to the state TennCare pharmacy advisory committee.

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

SECTION 1. Tennessee Code Annotated, Section 4-29-232(a), is amended by deleting subdivision (47) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 4-29-237(a), is amended by adding the following as a new, appropriately designated subdivision:

() State TennCare pharmacy advisory committee, created by § 71-5-2401;

SECTION 3. Tennessee Code Annotated, Section 71-5-2401, is amended by deleting subsection (b) in its entirety and by substituting instead the following:

(b) The state TennCare pharmacy advisory committee shall be composed of fifteen (15) members. Except for initial appointments, members shall be appointed to three-year terms.

(1) Appointments by the governor shall be made as follows:

(A) One (1) practicing psychiatrist who participates in the TennCare program, who may be appointed from lists of qualified persons submitted by interested psychiatric groups including, but not limited to, the Tennessee Psychiatric Association. The initial appointee shall serve a three-year term;

(B) One (1) practicing nurse practitioner or physician assistant who participates in the TennCare program, who may be appointed from lists of qualified persons submitted by interested nursing or physician assistant groups including, but not limited to, the Tennessee Nurses Association or the Tennessee Academy of Physician Assistants. The initial appointee shall serve a one-year term;

(C) One (1) practicing physician who participates in the TennCare program, who may be appointed from lists of qualified persons submitted by interested geriatric groups including, but not limited to, the Tennessee Geriatric Society and the Tennessee Chapter of the American Association of Retired Persons, and who is a gerontologist or whose practice otherwise is primarily among the aged. The initial appointee shall serve a two-year term;

(D) One (1) practicing pediatrician who participates in the TennCare program, who may be appointed from lists of qualified persons submitted by interested pediatric groups including, but not limited to, the Tennessee Chapter of the American Academy of Pediatrics. The initial appointee shall serve a one-year term;

(E) One (1) family practitioner who participates in the TennCare program, who may be appointed from lists of qualified persons submitted by interested family physician groups including, but not limited to, the Tennessee Academy of Family Physicians. The initial appointee shall serve a two-year term;

(F) One (1) practicing cardiologist who participates in the TennCare program, who may be appointed from lists of qualified persons submitted by interested cardiology groups including, but not limited to, the Tennessee Chapter of the American College of Cardiology. The initial appointee shall serve a three-year term;

(G) One (1) practicing pharmacist who participates in the TennCare program, who may be appointed from lists of qualified persons submitted by interested chain drug groups including, but not limited to, the Tennessee Chain Drug Council. The initial appointee shall serve a one-year term;

(H) One (1) pharmacy director from a managed care organization participating in the TennCare program. The initial appointee shall serve a two-year term; and

(I) One (1) member of an organization engaged in advocacy on behalf of members of the TennCare program. The initial appointee shall serve a three-year term;

(2) Appointments by the Speaker of the Senate shall be made as follows:

(A) One (1) general internist who participates in the TennCare program, who may be appointed from lists of qualified persons submitted by interested medical groups including, but not limited to, the Tennessee Medical Association. The initial appointee shall serve a three-year term; and

(B) One (1) practicing pharmacist who is engaged in the retail distribution of prescription drugs and who participates in the TennCare program, who may be appointed from lists of qualified persons submitted by interested pharmacist groups including, but not limited to, the Tennessee Pharmacists Association. The initial appointee shall serve a two-year term;

(3) Appointments by the Speaker of the House of Representatives shall be made as follows:

(A) One (1) general internist who participates in the TennCare program, who may be appointed from lists of qualified persons submitted by interested medical groups including, but not limited to, the Volunteer State Medical Association. The initial appointee shall serve a one-year term; and

(B) One (1) practicing pharmacist who is engaged in the distribution of prescription drugs in the nursing home industry and who participates in the TennCare program, who may be appointed from lists of qualified persons submitted by interested pharmacist groups including, but not limited to, the Tennessee Pharmacists Association. The initial appointee shall serve a three-year term; and

(4) The pharmacy director and medical director of TennCare shall serve as *ex officio* members of the state TennCare pharmacy advisory committee.

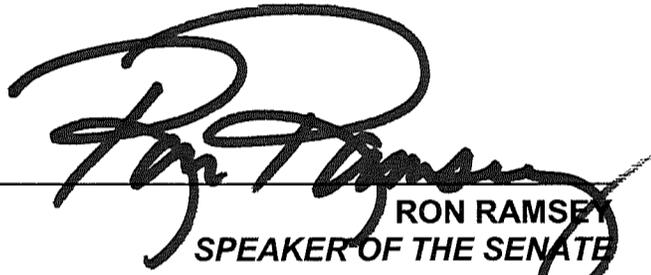
SECTION 4. Tennessee Code Annotated, Section 71-5-2401, is further amended by inserting the following language immediately preceding subsection (c) and by redesignating the subsequent subsections accordingly:

(c) The appointing authorities shall consult with the interested groups listed in subsection (b) to determine qualified persons to fill the positions.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.

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PASSED: March 28, 2012



RON RAMSEY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 11th day of April 2012



BILL HASLAM, GOVERNOR