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Sequence Number: 08-20-13
 Notice ID(s): 2004
 File Date: 8/23/13

Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 4-5-204. For questions and copies of the notice, contact the person listed below.

Agency/Board/Commission:	Department of Health
Division:	
Contact Person:	Stefan Cange, Assistant General Counsel
Address:	665 Mainstream Drive, Nashville, Tennessee
Phone:	(615) 741-1611
Email:	Stefan.Cange@tn.gov

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
Address:	710 James Robertson Parkway, Andrew Johnson Building, 5 th Floor, Nashville, Tennessee 37243
Phone:	(615) 741-6350
Email:	Tina.M.Harris2@tn.gov

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

Address 1:	Metro Center
Address 2:	665 Mainstream Drive, Iris Conference Room
City:	Nashville TN
Zip:	37228
Hearing Date :	10/21/2013
Hearing Time:	9:00 a.m. <input checked="" type="checkbox"/> CST/CDT <input type="checkbox"/> EST/EDT

Additional Hearing Information:

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Revision Type (check all that apply):

- Amendment
 New
 Repeal

Rule(s) (ALL chapters and rules contained in filing must be listed. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only **ONE** Rule Number/Rule Title per row.)

Chapter Number	Chapter Title
1140-11	Controlled Substance Monitoring Database
Rule Number	Rule Title
1140-11-.01	Definitions
1140-11-.04	Submission of Information

(Place substance of rules and other info here. Statutory authority must be given for each rule change. For information on formatting rules go to <http://state.tn.us/sos/rules/1360/1360.htm>)

Department of Health
Emergency Rules
Division of Health Related Boards

Chapter 1140-11
Controlled Substance Monitoring Database

Amendments

Rule 1140-11-.01 Definitions is amended by deleting subparagraph (1)(l) in its entirety and substituting instead the following language, so that as amended, the new subparagraph (1)(l) shall read:

- (l) "Hardship" means a situation where a dispenser does not have an automated recordkeeping system capable of producing an electronic report of the required data in the format established by the American Society for Automation in Pharmacy Telecommunications Format for Controlled Substances. "Hardship" may also include other situations as determined by the Committee in its sole discretion;

Authority: T.C.A. §§ 53-10-302 and 53-10-303(f).

Rule 1140-11-.04 Submission of Information is amended by deleting paragraph (6) in its entirety and substituting instead the following language, so that as amended, the new paragraph (6) shall read:

- (6) The dispenser, excluding a veterinarian, shall transmit the data that is required, pursuant to T.C.A. § 53-10-305, in the 2009 version of the Telecommunications Format for Controlled Substances established by the American Society for Automation in Pharmacy (ASAP).

Authority: T.C.A. §§53-10-303(f), 53-10-304 and 53-10-305.

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.

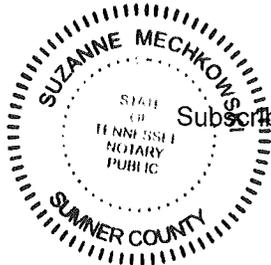
Date: 8/22/13

Signature: [Handwritten Signature]

Name of Officer: Stefan Cange

Assistant General Counsel

Title of Officer: Department of Health



Subscribed and sworn to before me on: 8/22/13

Notary Public Signature: [Handwritten Signature]

My commission expires on: MY COMMISSION EXPIRES APRIL 19, 2017

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Filed with the Department of State on: 8/23/13

[Handwritten Signature]
Tre Hargett
Secretary of State

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