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Sequence Number: 09-05-14
 Notice ID(s): 2218-2220
 File Date: 9/3/14

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: Tennessee Board of Nursing
Contact Person: Mark S. Waters
Address: 665 Mainstream Drive, Nashville, Tennessee 37243
Phone: (615) 741-1611
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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
 710 James Robertson Parkway,
Address: Andrew Johnson Building, 5th 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, Tennessee
Zip:	37228
Hearing Date:	12/04/2014
Hearing Time:	8:30 a.m. <input checked="" type="checkbox"/> CST/CDT <input type="checkbox"/> EST/EDT

Additional Hearing Information:

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
1000-01	Rules and Regulations of Registered Nurses
Rule Number	Rule Title
1000-01-.12	Fees
1000-01-.17	Interstate Nurse Licensure

Chapter Number	Chapter Title
1000-02	Rules and Regulations of Licensed Practical Nurses
Rule Number	Rule Title
1000-02-.16	Interstate Nurse Licensure
Chapter Number	Chapter Title
1000-04	Advanced Practice Nurses and Certificates of Fitness to Prescribe
Rule Number	Rule Title
1000-04-.05	Renewal of Certificate and Demonstration of Competency

(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>)

Chapter
1000-01

Rules and Regulations of Registered Nurses

Amendments

Rule 1000-01-.12 Fees is amended by inserting new subparagraphs (1)(j), (1)(k), and (1)(l) and re-lettering the remaining subparagraphs, so that as amended, the new subparagraphs (1)(j), (1)(k), and (1)(l) shall read:

(j)	Registered Nurse First Assistant Certificate	\$100.00
(k)	Registered Nurse First Assistant Certificate Renewal	\$100.00
(l)	Registered Nurse First Assistant Certificate Reinstatement	\$100.00

Authority: T.C.A. §§ 63-7-105, 63-7-106, 63-7-114, 63-7-128, 63-7-207 and 63-7-207(4).

Rule 1000-01-.17 Interstate Nurse Licensure is amended by deleting subparagraphs (2)(e) and (2)(f) in their entirety and substituting instead the following language, so that as amended, the new subparagraphs (2)(e) and (2)(f) shall read:

- (e) A nurse changing primary state of residence, from one party state to another party state, may continue to practice under the former home state license and multistate licensure privilege during the processing of the nurse's licensure application in the new home state for a period not to exceed ninety (90) days.
- (f) The licensure application in the new home state of a nurse under pending investigation by the former home state shall be held in abeyance and the ninety (90) day period in subparagraph (e) shall be stayed until resolution of the pending investigation.

Authority: T.C.A. §§ 63-7-104, 63-7-105, 63-7-113, 63-7-115, 63-7-207, and 63-7-301 et seq.

Chapter
1000-02

Rules and Regulations of Licensed Practical Nurses

Amendments

Rule 1000-02-.16 Interstate Nurse Licensure is amended by deleting subparagraphs (2)(e) and (2)(f) in their entirety and substituting instead the following language, so that as amended, the new subparagraphs (2)(e) and (2)(f) shall read:

- (e) A nurse changing primary state of residence, from one party state to another party state, may continue to practice under the former home state license and multistate licensure privilege during the processing of the nurse's licensure application in the new home state for a period not to exceed ninety (90) days.
- (f) The licensure application in the new home state of a nurse under pending investigation by the former home state shall be held in abeyance and the ninety (90) day period in subparagraph (e) shall be stayed until resolution of the pending investigation.

Authority: T.C.A. §§ 63-7-104, 63-7-105, 63-7-113, 63-7-115, 63-7-207, and 63-7-301 et seq.

Chapter
1000-04

Advanced Practice Nurses and Certificates of Fitness to Prescribe

Amendments

Rule 1000-04-.05 Renewal of Certificate and Demonstration of Competency is amended by deleting paragraph (2) in its entirety and substituting the following language, so that as amended, the new paragraph (2) shall read:

- (2) if in possession of a Certificate of Fitness pursuant to Rule 1000-04-.04, have successfully completed a minimum of two (2) contact hours of continuing education designed specifically to address controlled substance prescribing practices. The continuing education must include instruction in the Tennessee Department of Health's treatment guidelines on opioids, benzodiazepines, barbiturates, and carisoprodol, and may include such other topics as medicine addiction and risk management tools.

Authority: T.C.A. §§ 63-1-402, 63-7-114, 63-7-123, 63-7-126, and 63-7-207.

Chapter
1000-01

Rules and Regulations of Registered Nurses

New Rule
1000-01-.20

Registered Nurse First Assistant Certificate

- 1000-01-.01 Licensure By Examination
- 1000-01-.02 Licensure Without Examination: By Interstate Endorsement
- 1000-01-.03 Biennial Registration (Renewal)
- 1000-01-.04 Discipline of Licensees, Unauthorized Practice
- 1000-01-.05 Schools - Approval
- 1000-01-.06 Schools - Philosophy, Purpose, Administration, Organization, and Finance Requirements
- 1000-01-.07 Schools – Faculty
- 1000-01-.08 Schools – Students
- 1000-01-.09 Schools - Curriculum, Instruction, Evaluation
- 1000-01-.10 Schools - Educational Facilities
- 1000-01-.11 Definitions
- 1000-01-.12 Fees
- 1000-01-.13 Unprofessional Conduct and Negligence, Habits of Professional Nursing, Civil Penalties, or Other Cause Screening Panels, Subpoenas, Advisory
- 1000-01-.14 Standards of Nursing Competence Rulings, Declaratory Orders, and Assessment of
- 1000-01-.15 Scope of Practice Costs
- 1000-01-.16 Consumer Right-To-Know Requirements
- 1000-01-.17 Interstate Nurse Licensure
- 1000-01-.18 Free Health Clinic and Volunteer Practice
- 1000-01-.19 Advertising
- 1000-01-.20 Registered Nurse First Assistant Certificate

1000-01-.20 Registered Nurse First Assistant Certificate. To be issued a certificate as a registered nurse first assistant with privileges to hold oneself out as a registered nurse first assistant or use the abbreviation RNFA, the applicant must meet all of the following requirements:

- (1) A current, unencumbered license as a registered nurse under T.C.A. Title 63, Chapter 7, or current unencumbered licensure as a registered nurse with the multistate licensure privilege to practice in Tennessee;
- (2) A current certification in perioperative nursing;
- (3) Successful completion of a registered nurse first assistant education program that meets the education standard of the Association of Perioperative Registered Nurses for a registered nurse first assistant;
- (4) Payment of the applicable fee;

(5) Completion of the appropriate application signed under penalty of perjury.

Authority: T.C.A. §§ 63-7-128, 63-7-207, and 63-7-302.

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: 9/3/14

Signature: Mark S. Waters

Name of Officer: Mark S. Waters

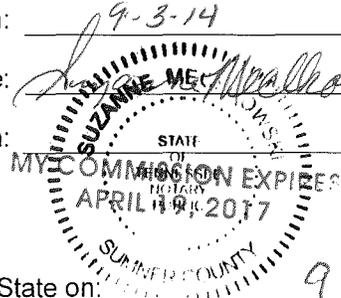
Deputy General Counsel

Title of Officer: Department of Health

Subscribed and sworn to before me on: 9-3-14

Notary Public Signature: Suzanne McLaughlin

My commission expires on: _____



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Filed with the Department of State on: 9/3/14

Tre Hargett

Tre Hargett
Secretary of State

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