

Department of Health
 Notice of Rulemaking Hearing
 Board of Chiropractic Examiners
 Division of Health Related Boards

There will be a hearing before the Tennessee Board of Chiropractic Examiners to consider the promulgation of amendments to rules pursuant to T.C.A. §§ 4-5-202, 4-5-204, 63-4-101, 63-4-106, 63-4-114, 63-4-119, and 63-4-123. The hearing will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, Tennessee Code Annotated, Section 4-5-204 and will take place in the Cumberland Room of the Cordell Hull Building located at 425 Fifth Avenue North, Nashville, TN at 2:30 p.m. (CDT) on the 26th day of April, 2005.

Any individuals with disabilities who wish to participate in these proceedings (review these filings) should contact the Department of Health, Division of Health Related Boards to discuss any auxiliary aids or services needed to facilitate such participation or review. Such initial contact may be made no less than ten (10) days prior to the scheduled meeting date (the date such party intends to review such filings), to allow time for the Division to determine how it may reasonably provide such aid or service. Initial contact may be made with the ADA Coordinator at the Division of Health Related Boards, First Flr., Cordell Hull Building, 425 5th Ave. N., Nashville, TN 37247-1010, (615) 532-4397.

For a copy of the entire text of this notice of rulemaking hearing contact: Jerry Kosten, Regulations Manager, Division of Health Related Boards, 425 Fifth Avenue North, First Floor, Cordell Hull Building, Nashville, TN 37247-1010, (615) 532-4397.

Substance of Proposed Rules

Amendments

Rule 0260-2-.02 Scope of Practice, is amended by deleting subparagraph (4) (c) but not its parts and substituting instead the following language, so that as amended the new subparagraph (4) (c) but not its parts shall read:

(4) (c) Any licensee or applicant intending to practice chiropractic acupuncture must hold a certification issued by the board authorizing such practice. To be eligible for that certification the licensee or applicant shall submit a Board-provided application along with the fee pursuant to Rule 0260-2-.06, and must comply with both of the following:

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-4-101 and 63-4-106.

Rule 0260-2-.05 Procedures for Licensure, is amended by adding the following language as new subparagraphs (1) (j) and (2) (g) and renumbering the remaining subparagraphs accordingly:

- (1) (j) An applicant shall cause to be submitted to the Board's administrative office directly from the vendor identified in the Board's licensure application materials, the result of a criminal background check.
- (2) (g) An applicant shall cause to be submitted to the Board's administrative office directly from the vendor identified in the Board's licensure application materials, the result of a criminal background check.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-4-106, and 63-4-114.

Rule 0260-2-.06 Fees, is amended by adding the following adding the following language as new subparagraph (1) (g) and is further amended by adding the following language as new subparagraph (4) (g) and renumbering the present subparagraph (4) (g) as (4) (h), so that as amended, the new subparagraphs (1) (g) and (4) (g) shall read:

- (1) (g) Acupuncture Certification fee - To be paid by all individuals at the time application for certification in acupuncture is requested.
- (4) (g) Acupuncture Certification \$ 25.00

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-4-101 and 63-4-106.

Rule 0260-3-.05 Procedures for Certification, is amended by adding the following language as new subparagraph (1) (g):

- (1) (g) An applicant shall cause to be submitted to the Board's administrative office directly from the vendor identified in the Board's certification application materials, the result of a criminal background check.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-4-106, 63-4-114, and 63-4-119.

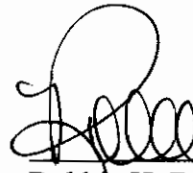
Rule 0260-5-.05 Procedures for Certification, is amended by adding the following language as new subparagraphs (1) (g), (2) (m), and (3) (f):

- (1) (g) An applicant shall cause to be submitted to the Board's administrative office directly from the vendor identified in the Board's certification application materials, the result of a criminal background check.
- (2) (m) An applicant shall cause to be submitted to the Board's administrative office directly from the vendor identified in the Board's certification application materials, the result of a criminal background check.
- (3) (f) An applicant shall cause to be submitted to the Board's administrative office directly from the vendor identified in the Board's certification application materials, the result of a criminal background check.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-4-106, 63-4-114, and 63-4-123.

Contact who can answer questions concerning this notice of rulemaking hearing, technical contact for disk acquisition, and person who will approve final copy for publication: Jerry Kosten, Regulations Manager, Division of Health Related Boards, First Floor, Cordell Hull Building, 425 Fifth Avenue North, Nashville, TN 37247-1010 615-532-4397.

I certify that this is an accurate and complete representation of the intent and scope of rulemaking proposed by the Tennessee Board of Chiropractic Examiners.



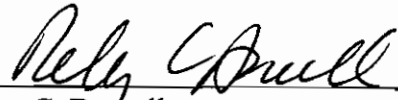
Robbie H. Bell, Director
Health Related Boards

Subscribed and sworn to before me this the 22nd day of February, 2005.


Notary Public

My commission expires on the 25th day of March, 2006.

The notice of rulemaking set out herein was properly filed in the Department of State on the 22 day of Feb, 2005.



Riley C. Darnell
Secretary of State

By: _____



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