

Department of Health  
Rulemaking Hearing Rules  
Board of Electrolysis Examiners  
Division of Health Related Boards

Chapter 0540-1  
General Rules Governing Electrology, Electrologists, and Electrology Instructors

Chapter 0540-3  
General Rules Governing Schools of Electrology

Amendments

Rule 0540-1-.04, Qualifications for Licensure, is amended by deleting part (1) (c) 3. in its entirety and substituting instead the following language, so that as amended, the new part (1) (c) 3. shall read:

(1) (c) 3. Successful completion of general (college level) education courses which shall not include remedial and developmental courses, for at least the following specified number of semester hours:

Course	Semester Hours
(i) Anatomy and Physiology	8
(ii) Psychology I and II	6
(iii) General Biology or Microbiology	4
(iv) Personal Health. Personal Hygiene or equivalent	<u>2</u>
Total	20

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-26-108, 63-26-111, and 63-26-112.

Rule 0540-1-.05, Procedures for Licensure, is amended by adding the following language as new paragraph (19) and renumbering the remaining paragraphs accordingly:

(19) 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, 63-26-108, and 63-26-123.

Rule 0540-1-.06, Fees, is amended by deleting subparagraph (1) (d) in its entirety and substituting instead the following language, so that as amended, the new subparagraph

(1) (d) shall read:

(1) (d) License fee - A non-refundable fee to be paid by all applicants, except those seeking licensure by reciprocity, prior to the issuance of the initial license.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-26-108, and 63-26-109.

Rule 0540-1-.07, Application Review, Approval, and Denial, is amended by deleting paragraph (4) in its entirety and substituting instead the following language, so that as amended, the new paragraph (4) shall read:

(4) If an application is incomplete when received by the Board's administrative office, or if the Board's administrator determines additional information is required from an applicant before an initial determination can be made, the Board's administrative office shall notify the applicant of the information required.

(a) The applicant shall cause the requested information to be received by the Board's administrative office on or before the sixtieth (60<sup>th</sup>) day after the notification requesting such information is sent to the applicant.

(b) If requested information is not timely received, the application file may be considered abandoned and may be closed by the Board's administrator. If that occurs, the applicant shall be notified that the Board will not consider issuance of a license until a new application is received pursuant to the rules governing that process, including another payment of all fees applicable to the applicant's circumstances and submission of such new supporting documents as is required by the Board or the Board's administrator.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-26-108, 63-26-109, 63-26-111, 63-26-112, and 63-26-119.

Rule 0540-3-.04, Standards for License, is amended by deleting subparagraph (4) (b) in its entirety and substituting instead the following language, so that as amended, the new subparagraph (4) (b) shall read:

(4) (b) Successful completion of general (college level) education courses which shall not include remedial and developmental courses, for at least the following specified number of semester hours:

Course	Semester Hours
(i) Anatomy and Physiology	8
(ii) Psychology I and II	6

(iii)	General Biology or Microbiology	4
(iv)	Personal Health. Personal Hygiene or equivalent	<u>2</u>
	Total	20

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-26-108, and 63-26-119.

This space left blank intentionally.

Legal Contact: Mary J. Presley, Associate General Counsel, Office of General Counsel, 26th Floor, William R. Snodgrass Tennessee Tower, 312 Eighth Avenue North, Nashville, TN 37247-0120, (615) 741-1611.

Contact for disk acquisition and/or party 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.

Signature of the agency officer or officers directly responsible for proposing and/or drafting these rules:

---

Eldon Pippin, Chair  
Board of Electrolysis Examiners

The roll call vote by the Board of Electrolysis Examiners on these rulemaking hearing rules was as follows:

Board Members	Aye	No	Abstain	Absent
William McClain	<u>X</u>	___	___	___
Richard Allen Collier	___	___	___	<u>X</u>
Eldon Pippin	<u>X</u>	___	___	___
John C. Frist, Jr., M.D.	___	___	___	<u>X</u>
Kara A. Covington	<u>X</u>	___	___	___

I certify that this is an accurate and complete copy of rulemaking hearing rules, lawfully promulgated and adopted by the Board of Electrolysis Examiners on the 15th day of

December, 2005.

Further, I certify that the provisions of T.C.A. § 4-5-222 have been fully complied with, that these rules are properly presented for filing, a notice of rulemaking hearing has been filed in the Department of State on the 20th day of May, 2005 and such notice of rulemaking hearing having been published in the June 15th, 2005 issue of the Tennessee Administrative Register, and such rulemaking hearing having been conducted pursuant thereto on the 31st day of August, 2005.

\_\_\_\_\_  
Robbie H. Bell, Director  
Health Related Boards

Subscribed and sworn to before me this the 15th day of December, 2005.

\_\_\_\_\_  
Notary Public

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

All rulemaking hearing rules provided for herein have been examined by the Attorney General and Reporter of the State of Tennessee and are approved as to legality pursuant to the provisions of the Administrative Procedures Act, Tennessee Code Annotated, Title 4, Chapter 5.

\_\_\_\_\_  
Paul G. Summers  
Attorney General and Reporter

The rulemaking hearing rules set out herein were properly filed in the Department of State on the \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_\_\_, and will become effective on the \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_\_\_.

\_\_\_\_\_  
Riley C. Darnell  
Secretary of State

By: \_\_\_\_\_