

Department of Health  
Notice of Rulemaking Hearing  
Tennessee Medical Laboratory Board  
Division of Health Related Boards

There will be a hearing before the Tennessee Medical Laboratory Board to consider the promulgation of amendments to rules and new rules pursuant to T.C.A. §§ 4-5-202, 4-5-204, 68-29-105, and 68-29-107. 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 3:30 p.m. (CST) on the 16th day of December, 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 Floor, Cordell Hull Building, 425 Fifth Avenue North, 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 1200-6-3-.12 Referral of Cultures to the Department of Health, is amended by deleting subparagraph (1) (o) in its entirety and substituting instead the following language, and is further amended by adding the following language as new subparagraphs (1) (p) and (1) (q) and renumbering the remaining subparagraphs accordingly, so that as amended, the new subparagraphs (1) (o), (1) (p) and (1) (q) shall read:

(1) (o) Escherichia coli O157

(1) (p) Shiga-like toxin producing Escherichia coli non-O157 (STEC)

(1) (q) Shiga-like toxin positive stools and/or ELA positive broth for shiga-like toxin

Authority: T.C.A. §§ 4-5-202, 4-5-204, 68-29-105, and 68-29-107.

Rule 1200-6-3-.16 Alternate Site Testing, is amended by deleting part (1) (b) 2. in its entirety and substituting instead the following language, so that as amended, the new part (1) (b) 2. shall read:

- (1) (b) 2. For all other tests not included on part 1200-6-3-.16(1)(b)1. above, approval shall be made only through an examination hearing process of the Board. After the hearing before the Board, a facility that receives approval for an instrument/method for identified personnel and/or department, unless the facility wants to change or add personnel or departments, the addition of analytes to the approved instrument/method does not require appearance before the Board and may be accomplished by submitting written notification to the Board's administrative office.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 68-29-104, and 68-29-105.

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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, 1st 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 Medical Laboratory Board.



Robbie H. Bell, Director  
Health Related Boards

Subscribed and sworn to before me this the 13th day of October, 2005.

  
Notary Public

My commission expires on the 25<sup>th</sup> day of March, 2006.

The notice of rulemaking set out herein was properly filed in the Department of State on the 18 day of Oct., 2005.

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Riley C. Darnell  
Secretary of State

By: 