

PUBLIC CHAPTER NO. 399

HOUSE BILL NO. 2087

By Representative Maddox

Substituted for: Senate Bill No. 837

By Senators Cooper, Haynes, Marrero

AN ACT to amend Tennessee Code Annotated, Title 33, Chapter 2; Title 63, Chapter 7 and Title 68, Chapter 11, relative to medication assistance.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 63-7-102(11), is amended by deleting the existing language of the subdivision in its entirety and by substituting instead the following:

(11) A person employed by an agency licensed under title 33, chapter 2, part 4, providing personal support services to clients living in their own home or private residence may assist the client with medication, except for injections, upon a written authorization by the client or the client's authorized representative. For the purpose of this section, assistance is limited to opening medication packaging and providing medication reminders and does not permit giving the client any form of medication. Before any such person is authorized to assist the client with medication as stated above, the person must have received and be able to document training in medication assistance performed by or under the general supervision of a registered nurse and consistent with the State's home and community-based services (HCBS) training in assisting with medications. For the purposes of this subdivision (11), assisting with medications is not to be interpreted in any manner or fashion to include, or to be the same as, medication administration that would be only appropriate and acceptable for persons who are authorized so to do by specific professional acts under this title or by rules or regulations."

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 29, 2007



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 11th day of June 2007



PHIL BREDEESEN, GOVERNOR