

TENNESSEE MEDICAL LABORATORY BOARD

LAPSED LICENSE POLICY

**POLICY FOR ENFORCEMENT BY
BOARD CONSULTANT(S) AND
MEDICAL TECHNOLOGIST CONSULTANT(S)
STAFF AND SURVEYOR(S)**

A policy relating to Chapter 1200-6-1.09 (1) & (2) Rules for Medical Laboratory Personnel was adopted during the January 16, 2003 board meeting, and revised during the October 9, 2008 board meeting.

This policy pertains to the responsibilities of testing personnel regarding the renewal and/or the reactivation of their licenses and shall be referred to as the Lapsed License Policy.

It is a violation of the law and of the board's rules to practice on an expired license.

Any individual working in the capacity of a Medical Laboratory Professional on a lapsed license or beyond the period of a valid temporary permit shall be considered an incident of unprofessional conduct and the licensee will be disciplined.

The disciplinary policy of the Board shall be:

Infraction: Practicing Medical Technology on a lapsed (expired) license (permit) less than three (3) months.

Disciplinary Action: Shall remit applicable renewal and reinstatement fees.

Infraction: Practicing Medical Technology on a lapsed (expired) license (permit) three (3) months or longer.

Disciplinary Action:

A. Shall remit all applicable renewal & reinstatement fees.

B. Shall remit a civil penalty of \$100.00 per month for each month practiced on a lapsed license (permit).

C. License will not be reinstated until civil penalty is paid in full.

Discipline for practicing on a lapsed license will be assessed by the Department by Agreed Citation, which will detail the licensee's rights and obligations under the Uniform Administrative Procedures Act, T.C.A. §§ 4-5-301, *et seq.* The discipline assessed in accordance with this Lapsed License Policy constitutes formal discipline against a practitioner's license, and as such it is reportable to the disciplinary databanks and will be noted on the practitioner's licensure profile.

This information reflects the Board's policy and the consultant(s) and staff are authorized to interpret and act on this policy.

Adopted this the 16th day of January, 2003 by a member majority roll call vote of the Tennessee Medical Laboratory Board. Revised October 9, 2008.