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Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 4-5-204. For questions and copies of the notice, contact the person listed below.

Agency/Board/Commission:	Board of Athletic Trainers
Division:	
Contact Person:	Elyse Nida, Associate Counsel
Address:	665 Mainstream Drive, Nashville, TN 37243
Phone:	(615) 741-1611
Email:	Elyse.Nida@tn.gov

Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:

ADA Contact:	ADA Coordinator
Address:	710 James Robertson Parkway, Andrew Johnson Building, 5th Floor, Nashville, Tennessee 37243
Phone:	(615) 741-6354
Email:	Marci.Martinez@tn.gov

Hearing Location(s) (for additional locations, copy and paste table)

Address 1:	Metro Center
Address 2:	665 Mainstream Drive – Poplar Conference Room
City:	Nashville, Tennessee
Zip:	37243
Hearing Date:	05/04/2023
Hearing Time:	9:00 A.M. <input checked="" type="checkbox"/> CST/CDT <input type="checkbox"/> EST/EDT

Additional Hearing Information:

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Revision Type (check all that apply):

- Amendment
 New
 Repeal

Rule(s) (ALL chapters and rules contained in filing must be listed here. If needed, copy and paste additional tables to accommodate multiple chapters. Please make sure that ALL new rule and repealed rule numbers are listed in the chart below. Please enter only ONE Rule Number/Rule Title per row)

Chapter Number	Chapter Title
0150-01	General Rules and Regulations Governing the Practice of Athletic Trainers
Rule Number	Rule Title
0150-01-.05	Licensure Process
0150-01-.06	Fees
0150-01-.07	Application Review, Approval, and Denial
0150-01-.09	Licensure Renewal and Reinstatement
0150-01-.11	Retirement and Reactivation of License
0150-01-.12	Continuing Education
0150-01-.15	Disciplinary Grounds, Actions, and Civil Penalties

Chapter 0150-01
General Rules and Regulations Governing the Practice of Athletic Trainers

Amendments

Rule 0150-01-.05 Licensure Process is amended by deleting subparagraph (2)(h) in its entirety and substituting instead the following language, so that as amended, the new subparagraph shall read:

- (2) (h) If an applicant holds or has ever held a license/certificate to practice as an athletic trainer in any other state, the applicant shall cause to be submitted the equivalent of a Tennessee Certificate of Endorsement (verification of licensure/certification) from each such licensing board which indicates the applicant holds or held an active license/certificate and whether it is in good standing presently or was at the time it became inactive. It is the applicant's responsibility to request this information be sent directly from each such licensing board to the Administrative Office.

Authority: T.C.A. §§ 4-3-1011, 4-5-202, 4-5-204, 63-1-101, 63-6-101, 63-24-102, 63-24-103, 63-24-104, 63-24-105, 63-24-106, 63-24-111, and Public Chapter 694 of the Public Acts of 2000, Authority and Public Chapter 872 of the Public Acts of 2006.

Rule 0150-01-.06 Fees is amended by deleting paragraph (4) in its entirety and substituting instead the following language, so that as amended, the new paragraph shall read:

- (4) Licensure reactivation fee \$ 50.00

Authority: T.C.A. §§ 4-3-1011, 4-5-202, 4-5-204, 63-6-101, 63-24-102, 63-24-105, 63-24-106, 63-24-111, Public Chapter 389, Acts of 1989, and Public Chapter 694 of the Public Acts of 2000, Authority and Public Chapter 872 of the Public Acts of 2006.

Rule 0150-01-.07 Application Review, Approval, and Denial is amended by deleting paragraph (3) in its entirety and substituting instead the following language, so that as amended, the new paragraph shall read:

- (3) If an application is incomplete when received by the Administrative Office, or the reviewing Board member or the Board's designee determine additional information is required from an applicant before an initial determination can be made, the Board administrator will notify the applicant of the information required, including written notice that the applicant has 60 days to provide the requested information or the application will be deemed abandoned and closed. The applicant shall cause the requested information to be received in the Administrative Office on or before the sixtieth (60th) day after receipt of the notification. An application may be deemed abandoned and closed by the Board administrator if the applicant has not responded to a request for information within sixty (60) days after receipt of the notification. 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 consultant.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-6-101, 63-24-102, 63-24-104, 63-24-105, 63-24-107, and 63-24-108. Authority and Public Chapter 872 of the Public Acts of 2006.

Rule 0150-01-.09 Licensure Renewal and Reinstatement is amended by deleting subparagraph (2)(b) in its entirety and substituting instead the following language, so that as amended, the new subparagraph shall read:

- (2) (b) Payment of the late renewal fee provided in rule 0150-01-.06; and

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-1-107, 63-1-138, 63-6-101, 63-24-102, 63-24-105, 63-24-106, 63-24-107, 63-24-111, and Authority and Public Chapter 872 of the Public Acts of 2006.

Rule 0150-01-.11 Retirement and Reactivation of License is amended by deleting subparagraph (3)(b) in its entirety and substituting instead the following language, so that as amended, the new subparagraph shall read:

- (3) (b) Complete and submit the Reactivation Application along with payment of the licensure renewal fee as provided in Rule 0150-01-.06 to the Administrative Office. If reactivation was requested prior to the expiration of one (1) year from the date of retirement, the Board may require payment of the licensure reactivation fee and a late renewal fee as provided in Rule 0150-01-.06; and

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-1-101, 63-6-101, 63-24-102, 63-24-105, 63-24-106, 63-24-111, and Authority and Public Chapter 872 of the Public Acts of 2006.

Rule 0150-01-.12 Continuing Education is amended by deleting paragraph (3) in its entirety and substituting instead the following language, so that as amended, the new paragraph shall read:

- (3) Acceptable continuing education - To satisfy the requirements of this rule, the continuing education must be accepted in content, structure, and format for credit by the Board of Certification, Inc.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-6-101, 63-24-102, 63-24-111, and Authority and Public Chapter 872 of the Public Acts of 2006.

Rule 0150-01-.15 Disciplinary Grounds, Actions, and Civil Penalties is amended by deleting subparagraph (4)(c) in its entirety and substituting instead the following language, so that as amended, the new subparagraph shall read:

- (4) (c) Form Petition

Petition for Order of Compliance
Board of Athletic Trainers

Petitioner's Name: _____

Petitioner's Mailing Address: _____

Petitioner's E-Mail Address: _____

Telephone Number: _____

Attorney for Petitioner: _____

Attorney's Mailing Address: _____

Attorney's E-Mail Address: _____

Telephone Number: _____

The petitioner respectfully represents, as substantiated by the attached documentation, that all provisions of the attached disciplinary order have been complied with and I am respectfully requesting: (circle one)

1. An order issued reflecting that compliance; or

2. An order issued reflecting that compliance and lifting a previously ordered suspension or probation;
or
3. An order issued reflecting that compliance and reinstating a license previously revoked.

Note - You must enclose all documents necessary to prove your request including a copy of the original order. If any of the proof you are relying upon to show compliance is the testimony of any individual, including yourself, you must enclose signed statements from every individual you intend to rely upon attesting, under oath, to the compliance. The Board's consultant and administrative staff, in their discretion, may require such signed statements to be notarized. No documentation or testimony other than that submitted will be considered in making an initial determination on, or a final order in response to, this petition.

Respectfully submitted this the _____ day of _____, 20____ .

Petitioner's Signature

Authority: T.C.A. §§ 4-5-202, 4-5-204, 4-5-217, 4-5-223, 4-5-320, 63-1-122, 63-1-134, 63-1-144, 63-6-101, 63-6-213, 63-6-214, 63-6-216, 63-24-101, 63-24-102, 63-24-107, 63-24-108, 63-24-110, 63-24-111, and, Authority and Public Chapter 872 of the Public Acts of 2006.

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: 11/14/2022

Signature: *Elyse Nida*

Name of Officer: Elyse Nida

Title of Officer: Associate Counsel, Department of Health

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Filed with the Department of State on: _____

Tre Hargett
Secretary of State