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Sequence Number: 05-22-21
Notice ID(s): 3295
File Date: 5/25/2021

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:	Tennessee Board of Occupational Therapy
Division:	
Contact Person:	Lara E. Gill, Senior Associate Counsel
Address:	665 Mainstream Drive, Nashville, TN 37228
Phone:	615-741-1611
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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, 5 th Floor, Nashville, TN 37243
Phone:	615-741-6350
Email:	Tina.m.harris2@tn.gov

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

Address 1:	Metro Center		
Address 2:	665 Mainstream Drive		
City:	Nashville, Tennessee		
Zip:	37228		
Hearing Date:	07/29/2021		
Hearing Time:	9:00 am	<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. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only **ONE** Rule Number/Rule Title per row.)

Chapter Number	Chapter Title
1150-02	General Rules Governing the Practice of Occupational Therapy
Rule Number	Rule Title
1150-02-.04	Qualifications for Licensure
1150-02-.12	Continued Competence

Place substance of rules and other info here. Statutory authority must be given for each rule change. For information on formatting rules go to <https://sos.tn.gov/products/division-publications/rulemaking-guidelines>.

Rule Chapter 1150-02
General Rules Governing the Practice of Occupational Therapy

Amendments

Rule 1150-02-.04 Qualifications for Licensure is being amended by deleting subpart 4(a)3.(iv) in its entirety.

Authority: T.C.A. §§ 63-13-102, 63-13-103, 63-13-108, 63-13-202, 63-13-203, 63-13-206, and 63-13-213

Rule 1150-02-.12 Continued Competence is being amended by deleting the introductory paragraph, but not the rule, in its entirety and by substituting instead the following language:

On January 1, 2006 the Board shall begin to notify applicants for licensure renewal of the continued competence requirements as provided in T.C.A. § 63-13-204(d). Effective January 1, 2021, the Board shall require each licensed occupational therapist and occupational therapy assistant to participate in a minimum number of activities to promote continued competence during the twenty-four (24) months that precede the licensure renewal month. The renewal cycle will begin the first day of the licensee's birthday month and continue to the last day of the month preceding the licensee's birthday month.

Rule 1150-02-.12 is further amended by adding the following new paragraph (7) and renumbering the subsequent paragraphs accordingly:

- (7) Suicide Prevention Training required under the "Kenneth and Madge Tullis, MD Suicide Prevention Training Act:
- (a) Current Tennessee Licensees-beginning January 1, 2020, all persons who hold an active license as an occupational therapist must complete a minimum two (2) hour training program by a board-approved provider relative to suicide prevention at least once every four (4) years.
 - (b) New Tennessee Licensees – An occupational therapist applying for initial licensure in the State of Tennessee on or after January 1, 2020 is not required to complete a training program on suicide prevention for two (2) years after the date of initial licensure if the applicant can demonstrate successful completion of a two (2) hour training program by a board-approved provider that was completed no more than two (2) years prior to the application for initial licensure.
 - (c) Hours Earned – The continuing education hours earned through the training program in Part (a) or Part (b) of this subparagraph count toward meeting the continuing education requirements listed in this rule.

Rule 1150-02-.12 is further amended by changing internal references to the renumbered paragraphs as follows (paragraphs renumbered in accordance with the insertion of new paragraph (7):

- (9) Continued competence credits are awarded pursuant to the Activity Table in paragraph (12).
- (14) (a) Expired, retired, or inactive for three (3) years or less - An individual whose license has expired, or has been retired or inactive for three (3) years or less shall submit the appropriate application and documentation of continued competence, as provided in paragraph (13), for the two (2) year period that precedes the reinstatement/reactivation year.
- (14) (b) 1. An individual whose license has expired, or has been retired or inactive for more than three (3) years shall submit the appropriate application and documentation of continued competence, as provided in paragraph (13), for the two (2) year period that precedes the reinstatement/reactivation year; and

Authority: 63-1-125, 63-13-108, 63-13-204, 63-13-209, 63-13-210, and 63-13-215.

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: 5/25/21

Signature: Lara E. Gill

Name of Officer: Lara E. Gill

Title of Officer: Senior Associate Counsel, Office of General Counsel

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Filed with the Department of State on: 5/25/2021



Tre Hargett
Secretary of State

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