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Sequence Number: 05-14-25
 Notice ID(s): 4048
 File Date: 5/12/2025

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 Medical Examiners, Polysomnography Professional Standards Committee
Division:	
Contact Person:	Ashley L. Fine, Senior Associate Counsel Holt Whitt, Assistant Commissioner for Legislative Affairs
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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, 5th Floor, Nashville, TN 37243
Phone:	(615) 253-5604
Email:	Kelly.Swindell@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
Zip:	37243
Hearing Date:	08/26/2025
Hearing Time:	9:00 A.M. <input checked="" type="checkbox"/> _X_ 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 Please make sure that ALL new rule and repealed rule numbers are listed in the chart below.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
0880-14	General Rules and Regulations Governing the Practice of Polysomnography
Rule Number	Rule Title
0880-14-.06	Retirement and Reinstatement

Chapter 0880-14
General Rules and Regulations Governing the Practice of Polysomnography

Amendments

Rule 0880-14-.06 Retirement and Reinstatement is amended by deleting subparagraph (4)(d) in its entirety and substituting instead the following language, so that as amended, the new subparagraph shall read:

- (4) (d) If an applicant seeks reinstatement of an expired license, then the applicant must submit proof of having obtained all continuing education as required by Rule 0880-14-.09 for each year that the license was expired, provided however, that these hours shall not exceed twenty (20) hours for any person applying for reinstatement of an expired license. The continuing education hours documented at the time of reinstatement of an expired license must have been successfully completed within twelve (12) months preceding the date of reinstatement. Continuing education hours obtained as a prerequisite for reinstating an expired license are in addition to the yearly requirement as provided in Rule 0880-14-.09. If an applicant seeks reinstatement from a retired license, then the applicant should submit verification of completion of all continuing education requirements, as provided in Rule 0880-14-.09, unless the applicant has obtained a waiver or modification of this continuing education requirement pursuant to Rule 0880-14-.09(4).

Authority: T.C.A. §§ 63-1-107, 63-31-104, and 63-31-108.

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: 05/12/2025

Signature: *Ashley L. Fine*

Name of Officer: Ashley L. Fine

Title of Officer: Senior Associate Counsel, Department of Health

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Filed with the Department of State on: 5/12/2025

Tre Hargett
Tre Hargett
Secretary of State

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**RULES
OF
THE TENNESSEE BOARD OF MEDICAL EXAMINERS**

**CHAPTER 0880-14
GENERAL RULES AND REGULATIONS GOVERNING
THE PRACTICE OF POLYSOMNOGRAPHY**

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0880-14-.06	Retirement and Reinstatement	0880-14-.10	Code of Ethics

0880-14-.06 RETIREMENT AND REINSTATEMENT.

- (1) A licensee who holds a current license and does not intend to practice as a polysomnographic technologist may apply to convert an active license to retired status. A licensee who holds a retired license will not be required to pay a renewal fee to maintain the license in retired status.
- (2) A licensee who holds an active license may apply for retired status in the following manner:
 - (a) Obtain, complete, and submit to the Committee Office an Affidavit of Retirement form; or
 - (b) Submit to the Committee Office any other documentation which may be required.
- (3) The effective date of retirement will be the date the Affidavit of Retirement is received in the Committee Office.
- (4) A licensee whose license has been retired or expired may re-enter active status by doing the following:
 - (a) Obtain, complete, and submit to the Committee Office a Reinstatement Application form; and
 - (b) Pay the renewal fee and state regulatory fee as provided in Rule 0880-14-.02.
 - (c) If reinstatement is requested prior to the expiration of one (1) year from the date of retirement or expiration, then the licensee must pay the past due renewal fee and the late renewal fee.
 - (d) If an applicant seeks reinstatement of an expired license, then the applicant must submit proof of having obtained all continuing education as required by Rule 0880-14-.09 for each year that the license was expired, provided however, that these hours shall not exceed twenty (20) hours for any person applying for reinstatement of an expired license. The continuing education hours documented at the time of reinstatement of an expired license must ~~equal the total hours required had the license remained in an active status, and must~~ have been successfully completed within ~~twelve (12) six (6)~~ months ~~immediately~~ preceding the date of reinstatement. Continuing education hours obtained as a prerequisite for reinstating an expired license are in addition to the yearly

requirement as provided in Rule 0880-14-.09. If an applicant seeks reinstatement from a retired license, then the applicant should submit verification of completion of all continuing education requirements, as provided in Rule 0880-14-.09, unless the applicant has obtained a waiver or modification of this continuing education requirement pursuant to Rule 0880-14-.09(4).

- (e) If licensure retirement or expiration was in excess of two (2) years, the licensee may be required to successfully complete whatever educational and/or testing requirements the Committee determines is necessary to establish current levels of competency.
- (5) Reinstatement applications shall be treated as licensure applications and review decisions shall be governed by Rule 0880-14-.04.

Authority: T.C.A. §§ 63-1-107, 63-31-104, and 63-31-108.