

HOUSE BILL 3042
By Bowers

AN ACT to amend Tennessee Code Annotated, Title 11; Title 39;
Title 53 and Title 63, relative to authorizing prescriptive
authority rights for psychologists.

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

SECTION 1. Tennessee Code Annotated, Section 63-11-203(a), is amended by adding the following sentences after the sentence that concludes with the word "consultation" and before the start of the sentence "Psychological services may be rendered":

Practice of psychology also includes the authority to prescribe and dispense drugs or other treatment procedures within the scope of practice for psychologists as defined in this section. Such prescriptive authority practices include writing orders for a drug, laboratory test, or any medicine, device or treatment, including a controlled substance, as defined by state law.

SECTION 2. Tennessee Code Annotated, Section 63-11-208, is amended by adding the following as new subsections to be appropriately designated:

(f) "Prescribing Psychologist," as used in this chapter, means a psychologist with health service provider designation, as defined in Section 63-11-208 (d) and who has been certified as a prescribing psychologist for prescriptive authority as determined by the board of examiners in psychology. This board shall certify that a psychologist has met the qualifications, competencies, training, education and experience necessary for

certification as a prescribing psychologist as defined in this section which thereby prepares the prescribing psychologist to write and sign prescriptions and engage in other prescriptive authority practices. Only the board of examiners can issue a certificate for fitness for a psychologist to be certified as a prescribing psychologist.

(g) The board of examiners in psychology shall set the standards and requirements for the prescribing psychologist certification based on the educational and testing guidelines on psychopharmacology training of the American Psychological Association. Such standards and requirements shall include, but not be limited to, the following didactic subject areas and preceptorship-supervision requirements:

(1) Pharmacology/psychopharmacology: child, adult, geriatric, general clinical;

(A) Pharmacokinetics and pharmacodynamics, drug interactions, side effects, substance abuse; and

(B) Serology, laboratory and maintenance of therapeutic drug levels.

(2) Related sciences:

(A) Neuroanatomy, neurophysiology, neurochemistry; and

(B) Pathophysiology, organ and anatomy systems of functioning and non-functioning and metabolism/biotransformation.

(3) Treatment applications:

(A) Consultation with other professionals;

(B) Ethics and professional issues; and

(C) Computer-enhanced record and history accountability.

(4) Preceptorship-supervision:

A minimum of one (1) calendar year of supervision with at least one hundred (100) patients in accordance with supervision-preceptorship

models recommended by the American Psychological Association on these matters.

(5) In addition to any other requirements imposed pursuant to this chapter, at least three hundred (300) hours of didactic educational instruction in accordance with the model curriculum standards for prescriptive authority as currently recommended by the American Psychological Association such as the Prescribing Psychologists Register or other training programs meeting these educational requirements.

(6) In addition to successful completion of the aforementioned components of the training, education, and experience necessary for prescriptive authority, those seeking certification as a prescribing psychologist must also successfully pass a national examination testing competency to engage in the practice of prescriptive authority such as the examination offered by the American Psychological Association's College of Professional Psychology, or other similar examinations (i.e., International College of Prescribing Psychologists, examinations offered by the Association of State and Provincial Psychology Boards) with the board of examiners in psychology determining passage levels.

(7) Testing laboratories licensed by the state shall provide test results as requested by prescribing psychologists for patients receiving prescribed medications.

SECTION 3. Tennessee Code Annotated, Section 63-11-204(a), is amended by deleting the period (.) at the end of the subsection and by adding the following language:

with the exception of diagnosis and treatment rendered by a prescribing psychologist in accordance with Section 63-11-203.

SECTION 4. Tennessee Code Annotated, Section 53-10-105(b)(2), is amended by inserting the language "or prescribing psychologist" between the words "licensed physician" and the phrase ", and who meets".

SECTION 5. Tennessee Code Annotated, Section 63-10-404(34), is amended by inserting the language "prescribing psychologist authorized pursuant to Section 63-11-203" between the phrase "63-8-102(12)," and the words "or other allied medical practitioner".

SECTION 6. Tennessee Code Annotated, Section 63-7-103 (a)(2)(D), is amended by inserting the language, ", prescribing psychologist authorized pursuant to Section 63-11-203" between the word "podiatrist" and the phrase "or nurse".

SECTION 7. Tennessee Code Annotated, Section 63-7-103(b), is amended by inserting the phrase ", Section 63-11-203" between the phrase "63-7-123" and the word "and".

SECTION 8. Tennessee Code Annotated, Section 63-7-123 (a), is amended by inserting the language "and Section 63-11-203" at the end of the subsection between the language "Section 63-1-132" and the period (.).

SECTION 9. Tennessee Code Annotated, Section 63-7-207(14), is amended by inserting the language "and Section 63-11-203" at the end of the subsection between the language "Section 63-1-132" and the semicolon (;).

SECTION 10. Tennessee Code Annotated, Section 63-6-204(b), is amended by inserting the language "or prescribing psychologist" at the end of the subsection between the words "licensed physician" and the period (.).

SECTION 11. Tennessee Code Annotated, Section 39-17-402(22)(A), is amended by inserting the language "prescribing psychologist," between the word "optometrist," and the word "veterinarian".

SECTION 12. Tennessee Code Annotated, Section 63-11-218(a), is amended by adding the following language at the end of the first sentence after the phrase "for the ensuing year":

as well as any initial application fees and other costs specifically associated with the annual renewal of certification for a prescribing psychologist.

SECTION 13. This act shall take effect upon becoming a law, the public welfare requiring it.