

SENATE BILL 2511  
By Crowe

AN ACT to amend Tennessee Code Annotated, Title 63, Chapter 9, Part 1, relative to the board of osteopathic examination and certain committees.

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

SECTION 1. Tennessee Code Annotated, Title 63, Chapter 9, Part 1, is amended by adding the following as a new, appropriately numbered section:

Section \_\_\_\_\_. The provisions of §63-6-219 relative to functions and records of medical review or peer review committees made up of licensed physicians shall apply to medical review or peer review committees made up of osteopathic physicians. Nothing in this chapter shall be construed as to prohibit such committees from advocating for osteopathic physicians before, or from reporting confidential, privileged peer review committee information to, the board of osteopathic examination under §63-9-111(g).

SECTION 2. Tennessee Code Annotated, Section 63-9-101(a), is amended by deleting the subsection in its entirety and by substituting instead the following:

(a) There shall be a board of osteopathic examination, herein referred to as "board", consisting of six (6) persons, appointed by the governor. One (1) of these persons shall be a citizen member, who does not engage in any profession, business, or activity subject to regulation by the board and five (5) members shall be osteopathic physicians. These persons shall be residents of this state, and the five (5) osteopathic physician members shall be graduates of a legally chartered osteopathic college in good standing and having the power to confer degrees in osteopathic medicine, and shall have been, at the time of their appointment, actively engaged in the practice of their

profession for a period of at least five (5) years. In making appointments to the board, the governor shall strive to ensure that at least one (1) person serving on the board is sixty (60) years of age or older and that at least one (1) person serving on the board is a member of a racial minority.

SECTION 3. Tennessee Code Annotated, Section 63-9-102(b), is amended by deleting the words and figure "Three (3) members" at the beginning of the first sentence thereof and substituting instead the words and figure "Four (4) members".

SECTION 4. Tennessee Code Annotated, Section 63-9-111, is amended by adding the following as a new subsection (g):

(g) The board on its own motion may investigate any report that an osteopathic physician is or may be in violation of the provisions of subsection (b). Any osteopathic physician, any medical society or any other person who in good faith shall report to the board any information that an osteopathic physician is or may be in violation of any of the provisions of subsection (b) shall not be subject to suit for civil damage as a result thereof.

SECTION 5. Tennessee Code Annotated, Section 63-9-111(b), is amended by adding the following as a new subdivision (21):

(21) Disciplinary action against the license to practice medicine by another state or territory of the United States for any acts or omissions which would constitute grounds for discipline of a license issued in this state. A certified copy of the initial or final order or other equivalent document memorializing the disciplinary action from the disciplining state or territory shall constitute prima facie evidence of violation of this section and be sufficient grounds upon which to deny, restrict or condition licensure or renewal and/or discipline a license issued in this state.

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.