

SENATE BILL 2377  
By Hamilton

AN ACT to amend Tennessee Code Annotated, Title 63, Chapter 1, 7 and 19 and Title 68, Chapter 1, relative to nurse practitioners and physician assistants.

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

SECTION 1. Tennessee Code Annotated, Section 63-1-132(c), is amended by deleting such subsection in its entirety and by substituting instead the following:

(c) The division of health-related boards shall provide to the board of pharmacy the names of all nurse practitioners and physician assistants who are authorized to write and sign prescriptions and/or issue legend drugs in Tennessee and the names of their supervising physicians.

SECTION 2. Tennessee Code Annotated, Section 63-7-123(b), is amended by deleting such subsection in its entirety and by substituting instead the following:

(b)(1) A nurse who has been issued a certificate of fitness as a nurse practitioner pursuant to Section 63-7-207 and this section shall file a notice with the primary care advisory board pursuant to Section 68-1-701(d), containing the name of the nurse practitioner, the name of the licensed physician having supervision, control, and responsibility for prescriptive services rendered by the nurse practitioner, and a copy of the formulary describing the categories of legend drugs to be prescribed and/or issued by the nurse practitioner. The nurse practitioner shall be responsible for updating this information.

(2) Any prescription written and signed, and/or any drug issued by a nurse practitioner shall be deemed to be that of the physician under whose supervision and

control the nurse practitioner is prescribing. The nurse practitioner shall sign both the nurse practitioner's own name and the supervising physician's name on each prescription written by the nurse practitioner.

(3) The nurse practitioner shall maintain a copy of the protocol the nurse practitioner is using at the nurse practitioner's practice location and shall make the protocol available upon request by the board of nursing, the board of medical examiners, or the primary care advisory board.

SECTION 3. Tennessee Code Annotated, Section 63-19-106(a)(2), is amended by deleting the third sentence in its entirety and by substituting instead the following:

The physician assistant shall maintain the protocol at the physician assistant's practice location and shall make the protocol available upon request by the board of medical examiners, the committee on physician assistants, or the primary care advisory board.

SECTION 4. Tennessee Code Annotated, Section 63-19-107(2)(B), is amended by deleting the first sentence in its entirety.

SECTION 5. Tennessee Code Annotated, Section 63-19-107(2), is amended by deleting subdivision (C) in its entirety and by substituting instead the following:

(C) A physician assistant to whom the authority to prescribe legend drugs has been delegated by the supervising physician shall file a notice with the primary care advisory board pursuant to Tennessee Code Annotated, 68-1-701(d), containing the name of the physician assistant, the name of the licensed physician having supervision, control, and responsibility for prescriptive services rendered by the physician assistant, and a copy of the formulary describing the categories of legend drugs to be prescribed and/or issued by the physician assistant. The physician assistant shall be responsible for updating this information;

SECTION 6. Tennessee Code Annotated, Section 68-1-701(d)(10)(B), is amended by deleting such subdivision in its entirety and by substituting instead the following:

(B) Receive and maintain the information required to be filed as provided in Tennessee Code Annotated, Section 63-7-123(b) and Tennessee Code Annotated, 63-19-107(2)(C);

SECTION 7. This act shall take effect upon becoming a law, the public welfare requiring it.