

HOUSE BILL 1135

By Sherrell

AN ACT to amend Tennessee Code Annotated, Title 63, Chapter 19; Title 63, Chapter 6 and Title 63, Chapter 7, relative to the review of charts for practice site visits at a community mental health center by a collaborating physician.

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

SECTION 1. Tennessee Code Annotated, Section 63-7-123(b), is amended by adding the following as a new subdivision:

(6) An advanced practice registered nurse with a certificate of fitness issued pursuant to this chapter, who provides services in a community mental health center as defined in § 33-1-101, may arrange for the required personal review of the advanced practice registered nurse's charts by a collaborating physician in the office or practice site of the physician, or the required visit by a collaborating physician to any remote site, or both, via HIPAA-compliant electronic means rather than at the site of the clinic. For purposes of this subdivision (b)(6), "HIPAA-compliant" means that the entity has implemented technical policies and procedures for electronic information systems that meet the requirements of 45 C.F.R. § 64.312.

SECTION 2. Tennessee Code Annotated, Section 63-19-107(2), is amended by adding the following as a new subdivision:

(l) A physician assistant authorized to prescribe drugs under this subdivision (2), who provides services in a community mental health center as defined in § 33-1-101, may arrange for the required personal review of the physician assistant's charts by a collaborating physician in the office or practice site of the physician, or the required visit by a collaborating physician to any remote site, or both, via HIPAA-compliant electronic

means rather than at the site of the clinic. For purposes of this subdivision (2)(l), "HIPAA-compliant" means that the entity has implemented technical policies and procedures for electronic information systems that meet the requirements of 45 C.F.R. § 164.312.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.