

SENATE BILL 541

By Massey

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 4; Title 43 and Title 63, relative to prohibiting adverse administrative action against professionals engaged in the healing arts.

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

SECTION 1. Tennessee Code Annotated, Title 63, Chapter 3, Part 1, is amended by adding the following as a new section:

The board shall not take any adverse action against a podiatrist's license based solely on the podiatrist's recommending or marketing products derived from industrial hemp, as defined in § 43-26-102.

SECTION 2. Tennessee Code Annotated, Title 63, Chapter 3, Part 1, is amended by deleting the section added by SECTION 1 and substituting the following:

The board shall not take any adverse action against a podiatrist's license based solely on the podiatrist's recommending or marketing products derived from hemp, as defined in § 43-27-101.

SECTION 3. Tennessee Code Annotated, Title 63, Chapter 4, is amended by adding the following as a new section:

The board shall not take any adverse action against a chiropractor's license based solely on the chiropractor's recommending or marketing products derived from industrial hemp, as defined in § 43-26-102.

SECTION 4. Tennessee Code Annotated, Title 63, Chapter 4, is amended by deleting the section added by SECTION 3 and substituting the following:

The board shall not take any adverse action against a chiropractor's license based solely on the chiropractor's recommending or marketing products derived from hemp, as defined in § 43-27-101.

SECTION 5. Tennessee Code Annotated, Title 63, Chapter 5, is amended by adding the following as a new section:

The board shall not take any adverse action against a dentist's license based solely on the dentist's recommending or marketing products derived from industrial hemp, as defined in § 43-26-102.

SECTION 6. Tennessee Code Annotated, Title 63, Chapter 5, is amended by deleting the section added by SECTION 5 and substituting the following:

The board shall not take any adverse action against a dentist's license based solely on the dentist's recommending or marketing products derived from hemp, as defined in § 43-27-101.

SECTION 7. Tennessee Code Annotated, Title 63, Chapter 6, Part 2, is amended by adding the following as a new section:

The board shall not take any adverse action against a physician's license based solely on the physician's recommending or marketing products derived from industrial hemp, as defined in § 43-26-102.

SECTION 8. Tennessee Code Annotated, Title 63, Chapter 6, Part 2, is amended by deleting the section added by SECTION 7 and substituting the following:

The board shall not take any adverse action against a physician's license based solely on the physician's recommending or marketing products derived from hemp, as defined in § 43-27-101.

SECTION 9. Tennessee Code Annotated, Title 63, Chapter 7, Part 2, is amended by adding the following as a new section:

The board shall not take any adverse action against the license of a certified nurse practitioner, advance practice nurse, or registered nurse based solely on the

certified nurse practitioner's, advance practice nurse's, or registered nurse's recommending or marketing products derived from industrial hemp, as defined in § 43-26-102.

SECTION 10. Tennessee Code Annotated, Title 63, Chapter 7, Part 2, is amended by deleting the section added by SECTION 9 and substituting the following:

The board shall not take any adverse action against the license of a certified nurse practitioner, advance practice nurse, or registered nurse based solely on the certified nurse practitioner's, advance practice nurse's, or registered nurse's recommending or marketing products derived from hemp, as defined in § 43-27-101.

SECTION 11. Tennessee Code Annotated, Title 63, Chapter 8, is amended by adding the following as a new section:

The board shall not take any adverse action against an optometrist's license based solely on the optometrist's recommending or marketing products derived from industrial hemp, as defined in § 43-26-102.

SECTION 12. Tennessee Code Annotated, Title 63, Chapter 8, is amended by deleting the section added by SECTION 11 and substituting the following:

The board shall not take any adverse action against an optometrist's license based solely on the optometrist's recommending or marketing products derived from hemp, as defined in § 43-27-101.

SECTION 13. Tennessee Code Annotated, Title 63, Chapter 9, is amended by adding the following as a new section:

The board shall not take any adverse action against an osteopathic physician's license based solely on the osteopathic physician's recommending or marketing products derived from industrial hemp, as defined in § 43-26-102.

SECTION 14. Tennessee Code Annotated, Title 63, Chapter 9, is amended by deleting the section added by SECTION 13 and substituting the following:

The board shall not take any adverse action against an osteopathic physician's license based solely on the osteopathic physician's recommending or marketing products derived from hemp, as defined in § 43-27-101.

SECTION 15. Tennessee Code Annotated, Title 63, Chapter 10, Part 3, is amended by adding the following as a new section:

The board shall not take any adverse action against a pharmacist's license based solely on the pharmacist's recommending or marketing products derived from industrial hemp, as defined in § 43-26-102.

SECTION 16. Tennessee Code Annotated, Title 63, Chapter 10, Part 3, is amended by deleting the section added by SECTION 15 and substituting the following:

The board shall not take any adverse action against a pharmacist's license based solely on the pharmacist's recommending or marketing products derived from hemp, as defined in § 43-27-101.

SECTION 17. Tennessee Code Annotated, Title 63, Chapter 12, Part 1, is amended by adding the following as a new section:

The board shall not take any adverse action against a veterinarian's license based solely on the veterinarian's recommending or marketing products derived from industrial hemp, as defined in § 43-26-102.

SECTION 18. Tennessee Code Annotated, Title 63, Chapter 12, Part 1, is amended by deleting the section added by SECTION 17 and substituting the following:

The board shall not take any adverse action against a veterinarian's license based solely on the veterinarian's recommending or marketing products derived from hemp, as defined in § 43-27-101.

SECTION 19. Tennessee Code Annotated, Title 63, Chapter 13, Part 2, is amended by adding the following as a new section:

The board shall not take any adverse action against an occupational therapist's license based solely on the occupational therapist's recommending or marketing products derived from industrial hemp, as defined in § 43-26-102.

SECTION 20. Tennessee Code Annotated, Title 63, Chapter 13, Part 2, is amended by deleting the section added by SECTION 19 and substituting the following:

The board shall not take any adverse action against an occupational therapist's license based solely on the occupational therapist's recommending or marketing products derived from hemp, as defined in § 43-27-101.

SECTION 21. Tennessee Code Annotated, Title 63, Chapter 13, Part 3, is amended by adding the following as a new section:

The board shall not take any adverse action against a physical therapist's license based solely on the physical therapist's recommending or marketing products derived from industrial hemp, as defined in § 43-26-102.

SECTION 22. Tennessee Code Annotated, Title 63, Chapter 13, Part 3, is amended by deleting the section added by SECTION 21 and substituting the following:

The board shall not take any adverse action against a physical therapist's license based solely on the physical therapist's recommending or marketing products derived from hemp, as defined in § 43-27-101.

SECTION 23. Tennessee Code Annotated, Title 63, Chapter 19, Part 1, is amended by adding the following as a new section:

The board and the committee shall not take any adverse action against a physician assistant's license based solely on the physician assistant's recommending or marketing products derived from industrial hemp, as defined in § 43-26-102.

SECTION 24. Tennessee Code Annotated, Title 63, Chapter 19, Part 1, is amended by deleting the section added by SECTION 23 and substituting the following:

The board and the committee shall not take any adverse action against a physician assistant's license based solely on the physician assistant's recommending or marketing products derived from hemp, as defined in § 43-27-101.

SECTION 25. Tennessee Code Annotated, Title 63, Chapter 19, Part 2, is amended by adding the following as a new section:

The board and the committee shall not take any adverse action against an orthopedic physician assistant's license based solely on the orthopedic physician assistant's recommending or marketing products derived from industrial hemp, as defined in § 43-26-102.

SECTION 26. Tennessee Code Annotated, Title 63, Chapter 19, Part 2, is amended by deleting the section added by SECTION 25 and substituting the following:

The board and the committee shall not take any adverse action against an orthopedic physician assistant's license based solely on the orthopedic physician assistant's recommending or marketing products derived from hemp, as defined in § 43-27-101.

SECTION 27. Sections 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, and 25 of this act shall take effect upon becoming a law, the public welfare requiring it. Sections 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, and 26 of this act shall take effect upon Sections 1 through 12 of HB\_\_\_/SB\_\_\_ (draft identification number 000811) taking effect, the public welfare requiring it.