

**MEDICAL LABORATORY BOARD
MINUTES**

Date: January 15, 2009

Time: 9:00 am CST

Location: Bureau of Health Licensure and Regulation
TN Department of Health
Heritage Place Iris Room
227 French Landing, Ground Floor
Nashville, TN 37243

Members Present: Norman Crowe, Chairman, Independent Lab Manager
Edward McDonald, MD Pathologist, Vice-Chairman
Steven R. Dickerson, M.D., Non Pathologist Physician
Jere Ferguson, MD, Pathologist
John C. Neff, MD Pathologist, Educator
Trudy Papuchis, MD Pathologist Hospital Administrator
Alison McDonald-Spakes, Cytotechnologist
Christopher H. Seay, Medical Technologist
Annie Washington, Medical Technologist
Gloria Jenkins, Citizen Representative

Members Absent: Darius Y. Wilson, MAT, Ed.D. Educator
Delores Voigt, MT Hospital Administrator
Yvonne Davis, Medical Technologist (Term Expired)

Staff Present: Lynda S. England, M.T., Director
Ernest Sykes, Jr., Advisory Attorney
Elizabeth Miller, Director-Health Related Boards
Taylor Carpenter, Medical Technologist Consultant/Surveyor
East Tennessee Regional Office
Onezean Otey, Jr., Medical Technologist Consultant/Surveyor,
Middle Tennessee Regional Office
Mary Hamblen, Medical Technologist Consultant/Surveyor
West Tennessee Regional Office

Staff Absent: Julia Daniels, Medical Technologist Consultant/ Surveyor
East Tennessee Regional Office
Karon Hathcoat, Medical Technologist Consultant/ Surveyor,
West Tennessee Regional Office

Minutes

**Medical Laboratory Board
January 15, 2009**

CLIA Representative: Sandra S. Bogard, M.T. CLIA Manager

Quorum: A sufficient number of board members were present to constitute a quorum.

Called to Order: The meeting was called to order at 9:00 am CST by Mr. Crowe.

New Board Member: Dr. Steven R. Dickerson, M.D.

Mr. Crowe introduced Dr. Dickerson to the audience and other members of the Board. Dr. Dickerson represents the Middle Tennessee Region and fills the board position designated for the non-pathologist member.

Election of Board Vice-Chair:

Dr. Neff made a motion nominate Dr. McDonald to serve as vice-chairman of the Board.

A second to this motion was made by Mr. Seay.

With no further nominations, Dr. McDonald was elected Vice-chair by acclamation.

Presiding Officer: The meeting was conducted by Mr. Crowe; board members introduced themselves to the audience.

Conflict of Interest Policy:

Board members were reminded by Mr. Sykes to consider recusing themselves from any discussion or vote pertaining to meeting business if the subject material might have any relativity to board member business or any decision that might appear to be a conflict of interest.

Ms. Miller discussed the revised Conflict of Interest Policy and requested each board member to review the policy and sign in agreement with its contents. The revised policy was drafted by the current assistant Commissioner of Health, Ms. Christy Allen.

**Minutes
Medical Laboratory Board**

January 15, 2009

Board Minutes:

A motion to approve the October 09, 2008 Personnel & Education Committee minutes was made by Dr. Neff.
Second: Dr. McDonald.

The minutes from the October 10, 2008 Board meeting were approved on a motion made by Ms. Washington.
Second: Dr. Neff.

Board Report

Personnel & Education Committee:

Mr. Crowe presented a report of the actions of the Board's Personnel & Education Committee meeting, held January 14, 2009. Mr. Crowe chaired the meeting in the absence of Ms. Darius Wilson.

A motion to accept this report was made by Dr. Neff.
A second to the motion was made by Dr. Ferguson.
The report was approved as given.

Contested Cases:

There were no contested cases presented during this meeting.

Consent Orders:

There were no consent orders presented during this meeting.

Board Report-Tennessee Professional Peer Assistance Program (TNPAP):

Mike Harkreader, MA, RN
TNPAP State Director

Mr. Harkreeder gave the statistical report for the period July 1, 2008 to December 22, 2008 stating this advocacy agency was currently monitoring nine (9) individuals.

During this period, two (2) individuals signed monitoring agreements while five (5) individuals were referred to the program.

Five (5) individuals were discharged from this program with two (2) individuals TNPAP considered monitoring was not necessary. One individual refused TNPAP services, and was referred to the Department of Health.

Minutes

Medical Laboratory Board

January 15, 2009

Two individuals were noncompliant with TNPAP monitoring services and were reported to the Department of Health.

The referral sources indicated four (4) individuals were referred to TNPAP relating to seeking board credentials while one (1) individual was referred by their employer.

The history of referrals TNPAP indicates four (4) individuals had a history of arrest (drug related arrest/illegal drug use/DUI). One (1) individual was referred for impairment in the workplace (positive UDS) by the employer.

Motion to accept this report: Dr. McDonald.
Second: Dr. Ferguson.
Report Approved.

A copy of the TNPAP report is on file in the administrative office.

Note: Review of TNPAP materials via internet will count as clock hours toward continuing education credits.

A certificate of completion documenting review of these materials can be completed at the end of the internet session. Internet site: www.TNPAP.org

Board Report-Rules:

Ernest Sykes, Jr., Board Attorney

No Rule-making hearing was conducted during this quarterly meeting.

Ratifications:

The following items were presented to board members for ratification per staff, state surveyor or facility request:

- 1) Exemptions for point of care testing procedures (POCT) in a licensed facility (See Attachment 1).
- 2) Initial licenses for Clinical Laboratory Facilities (See Attachment 2).

**Minutes
Medical Laboratory Board
January 15, 2009**

Board Director's Report/Discussion:

Lynda S. England BS MT (ASCP)

Director

Ms. England gave the report which included administrative office activities performed during the past quarter.

A motion to accept the report as given was made by: Dr. McDonald.

Second: Dr. Ferguson.

Report: Approved.

The director's report is on file in the administrative office.

Direct More Than Three (3) Labs

Rule 1200-6-3-.13(5) Medical Lab Facilities:

No requests were presented to the Board for review during this meeting.

Reinstatement of License:

No requests for the reinstatement of a facility license was presented for review during this meeting.

Reports/Discussion:

Reports:

Proficiency Testing (PT) & Complaint Investigations
Licensed Laboratory Facilities:

**East Tennessee Regional Office: Taylor Carpenter, ET
Consultant I/Surveyor**

Unsatisfactory/ Unsuccessful Proficiency Testing:

The East Tennessee Regional Office reported;

1-one (1) laboratory had an unsuccessful performance (PT) for microbiology, ethanol and endocrinology. A statement of deficiencies was send to the lab and an acceptable plan of correction was submitted to the state surveyor.

Minutes

Medical Laboratory Board

January 15, 2009

2-one (1) laboratory had an unsuccessful performance for blood

oximetry and a statement of deficiencies was sent to the lab by the surveyor. A plan of correction has not been received at the time of this meeting.

Complaint Investigations:

The East Tennessee Regional Office conducted zero (0) investigation(s) during the last quarter.

**Middle Tennessee Regional Office: Onezean Otey, Jr., MT
Consultant I/Surveyor**

Unsatisfactory/Unsuccessful Proficiency Testing:

The number of licensed laboratories demonstrating a first occurrence of unsuccessful proficiency testing events (two of three events) were nine (9). Each laboratory facility submitted an acceptable plan of correction to the state surveyor.

Complaint Investigation:

The Middle Tennessee Regional Office conducted one (1) complaint investigation(s) during this quarter.

**West Tennessee Regional Office: Mary Hamblen, MT
Consultant I/Surveyor**

Unsatisfactory /Unsuccessful Proficiency Testing:

There were zero (0) labs in this region that had an unsatisfactory or unsuccessful proficiency testing event during this quarter.

Complaint Investigations:

There was zero (0) complaint investigations
No complaint investigations were conducted during the past quarter.

Motion to Accept These Reports: Dr. McDonald.
Second: Ms. Washington.
Surveyor's Report: Approved.

**Minutes
Medical Laboratory Board
January 15, 2009**

Topics for Discussion:

Ernest Sykes, Board Attorney

Mr. Sykes led the discussion pertaining to the plausibility of having a separate facility license for alternate site testing procedures (point of care) granted as exemptions by the board for the performance on clinical laboratory tests outside the clinical laboratory arena.

Mr. Sykes pledged a formal legal memorandum to be presented to board members per review of Rule 1200-6-3-.02(1) (c), concerning testing procedures performed outside the clinical laboratory's physical location (off campus).

**Board Report-Rules:
Ernest Sykes, Jr.
Advisory & Litigating Attorney**

Mr. Sykes reported on the following:

Rules:

1-Continuing education, unethical conduct licensure requirements chemical terrorism exemption (06-1421) (Tenn. Comp. R. & Regs 1200-6-1-.03, .12, .18, .22; 1200-6-3-.02. These rule amendments went to rulemaking hearing on December 19, 2006; they were adopted by the Board on January 26, 2007 and sent to the Attorney General for review on February 8, 2007. The rules were signed by the Attorney General and returned to OGC in late June 2008. They will become effective by the next board meeting in April 2009.

2-Continuing education, qualifications of testing personnel, use of titles in advertising (Tenn.Com. R. & Regs 1200-6-1-.12, .22 1200-6-2-08, 1200-6-3-.20) These rules amendments were authorized on January 10, 2008 to go to rulemaking hearing. The Justification Memo submitted March 19, 2008 received final approval on June 19, 2008. The rulemaking hearing was held on October 09, 2008, and the rules were adopted by the Board on that date. They will be sent to the Attorney General next week for review and approval.

**Minutes
Medical Laboratory Board
January 15, 2009**

Litigation:

The Office of General Counsel had three (3) open cases pertaining to the Tennessee Medical Laboratory Board. A case review is scheduled for February 2, 2009.

A motion to accept this report was made by: Dr. Neff.
Second: Dr. McDonald.
The report was accepted as read.

Financial Report:

Jim Patt

Fiscal Office

A copy of this report was included in the board books and is currently on file in the administrative office.

The report was accepted as written; no board action was taken.

Bureau of Investigations (BIV) Report:

Juanita Stone: Disciplinary Coordinator

Investigative Report 2008

The following actions were reported to board members:

Complaints: Twenty-three (23)

Closed Complaints: Eleven (11)

Closed No Action: (3)

Closed-Referred to OGC: (8)

Currently Opened Complaints: Thirteen (13)

All complaints must go through the Bureau of Investigations for review before they are closed or referred to the Office of General Counsel.

Motion to Accept Report: Dr. Ferguson.

Second: Dr. Neff.

The report was accepted as read.

Minutes

Medical Laboratory Board

January 15, 2009

Waived Testing Procedures:

No additional testing procedures were added to the waived test list.

Review Eligibility of Medical Laboratory Director:

No applications were submitted for board review this quarter.

Board Policy/Position Statement:

Board members adopted the following position statement:

Position Statement Regarding Continuing Education Formats

For continuing education purposes, the “traditional lecture and classroom” format as referenced in Rule 1200-6-1-.12 (4) (a) means a Board-approved course (see Rule 1200-6-1-.12(1) (a) where the participants have a reasonable opportunity to engage in real-time question and answer with the presenter.

Motion: Dr. Ferguson.

Second: Dr. Neff.

Position Statement Adopted.

Other Business:

2009 Committee & Board Meeting Schedule

Committee	Full Board
April 15, 2009	April 16, 2009
July 15, 2009	July 16, 2009
October 14, 2009	October 15, 2009

**Minutes
Medical Laboratory Board
January 15, 2009**

Statement of Next Meeting:

The next meeting will be held April 16, 2009 beginning at 9:00 am CDT in the Iris Room, Heritage Place 227

MetroCenter, Nashville, TN 37243.

Record of Adjournment:

The meeting was adjourned at 12:50 pm CST, on a motion properly presented by Dr. Neff.
Second: Dr. Ferguson.
Adjourn Request Approved.

Norman Crowe
Chairman, Tennessee Medical Laboratory Board

Date

Page 1
Attachment 1
Medical Lab Board/POCT Exemption Requests
January 15, 2009

REQUEST FOR EXEMPTION-POINT OF CARE (POC) TESTING PROCEDURES

- 1. University of Tennessee/LabCorp**
1924 Alcoa Highway
Knoxville, TN 37920

Facility Representative: Debbie Headrick
Point of Care Coordinator

The board approved the following exemption requests:

1) to permit Registered Radiology Technologists, and Cardiovascular Techs to perform and report analytes using the CHEM 8+ Cartridges (sodium, potassium, chloride, BUN, glucose, ionized calcium, Hgb, Hct, TCO₃); Pro Time Cartridges; Creatinine Cartridge, and CG8+ Cartridge (pH, PCO₂, Na, K, iCA, glucose and Hct) utilized with the i-STAT system. These tests are performed in the Cardiovascular Laboratory.

Motion: Dr. Ferguson.
Second: Mr. Seay.

2) to permit Radiology Techs, and Cardiovascular Techs to perform and report activated clotting times (ACT's) in the Cardiovascular Laboratory utilizing the Hemochron 801 and Hemochron Signature instruments.

Motion: Dr. Ferguson.
Second: Mr. Seay.

3) to permit Registered Nurses (RN's), Radiology Techs, and Cardiovascular Technicians to perform and report Aspirin Assay, P2Y₁₂ Assay, and IIb/IIIa Assay using the Accometrics VerifyNow instrument in the Cardiovascular Laboratory, and the Department of Radiology.

Motion: Dr. Dickerson.
Second: Dr. Ferguson.

Note: Mr. Crowe and Dr. Neff recused themselves from the discussion and vote.
Dr. McDonald chaired this discussion and vote.

A quorum (7-members) was present for the discussion and vote.

Page 2
Attachment 1
Medical Lab Board/POCT Exemption Requests
January 15, 2009

2. Fort Sanders Regional Medical Center
1901 Clinch Avenue
Knoxville, TN 37916

Facility Representative: Debra Ogle, MT)
Laboratory Point of Care Coordinator

The board granted the exemption request to permit Licensed Pharmacists to perform and report Prothrombin Times (PT's) in the Anti-Coagulation Clinics (run by the hospital) utilizing the CoaguChek XS Plus System.

Motion: Dr. Neff.

Second: Dr. McDonald.

**3. Baroness Erlanger Hospital Campus
Erlanger MRI Center
Erlanger Outpatient Imaging Center
975 E. Third Street
Chattanooga, TN 37403**

Facility Representative: Joy Partin, Director
Administrative Laboratory Director

This request was approved to permit Licensed Radiology Techs, Licensed Respiratory Therapists, and Registered Nurses to perform and report sodium, potassium, chloride, CO₂, iCA, hematocrit, blood urea nitrogen (BUN), glucose, creatinine, prothrombin times, blood gases, troponin, and lactate in these new locations on campus utilizing the i-STAT instrument.

Motion: Dr. Ferguson

Second: Mr. Seay.

Note: Mr. Crowe and Dr. Neff recused themselves from the discussion and vote.
Dr. McDonald chaired the discussion and vote.

A quorum (7-members) was present for the discussion and vote.

**Page 3
Attachment 1
Medical Lab Board/POCT Exemption Requests
January 15, 2009**

**4. Erlanger North Hospital
632 Morrison Springs Road
Chattanooga, TN 37415**

Facility Representative: Joy Partin, Director
Administrative Laboratory Director

This request was approved to permit Licensed Radiology Techs to perform and report electrolytes, BUN, creatinine, hematocrit, iCA, glucose, blood gases, lactate, and troponin utilizing the i-STAT instrument and methodology, hospital-wide.

Motion: Dr. Ferguson.
Second: Mr. Seay.

Note: Mr. Crowe and Dr. Neff recused themselves from the discussion and vote.
Dr. McDonald chaired the discussion and vote.

A quorum (7-members) was present for the discussion and vote.

**5. St. Francis Hospital
5959 Park Avenue
Memphis, TN 38119**

Facility Representative: Doretha Franklin, MS, M.ED., MT (ASCP)
Administrative Director, Laboratory

These requests were approved by the board members:

1-to permit Registered Nurses in the Emergency Department and the Chest Pain Department to perform and report troponin, and creatinine procedures utilizing the i-STAT instrument.

Motion: Dr. Neff.
Second: Dr. McDonald.

**Page 4
Attachment 1
Medical Lab Board/POCT Exemption Requests
January 15, 2009**

2-to permit Registered Radiology Technologists in the Radiology and Total Care Departments to perform and report creatinine levels using the i-STAT.

Motion: Dr. Neff.
Second: Dr. McDonald.

3-to permit Cardiovascular Technicians to perform and report activated clotting times (ACT's) in the Cardiac Catherization Laboratory utilizing the Hemochron

ACT instrument.

Motion: Dr. Neff.

Second: Dr. Ferguson.

**6. Baptist Memorial Hospital-Memphis
6019 Walnut Grove Road
Memphis, TN 38120**

Facility Representative: Karen S. Clark, BS MT (ASCP)
Point of Care Manager

Board members approved the following point of care request to permit Registered Nurses, Licensed Practical Nurses, Paramedics, and Emergency Medical Technicians to perform and report Cardiac Marker (Troponin I, CKMB, Myoglobin, and BNP testing procedures) in the Emergency Department utilizing the Biosite Triage Meter.

Motion: Dr. Neff.

Second: Dr. McDonald.

**Page 5
Attachment 1
Medical Lab Board/POCT Exemptions
January 15, 2009**

**7. Methodist LeBonheur Healthcare-Germantown
7691 Poplar Avenue
Memphis, TN 38138**

Facility Representative: Kelli Clark, BS MT (ASCP)
Point of Care Coordinator

The representative presented the following point of care exemption requests for board member review:

1-to permit ABG endorsed Respiratory Therapists to perform and report glucose, sodium, potassium, ionized calcium, lactate, hematocrit, and hemoglobin throughout the facility using the i-STAT instrument.

Motion: Dr. Neff.
Second: Dr. McDonald.
Exemption Approved.

2-to permit Registered Cardiovascular Techs, Respiratory Therapists, Registered Nurses, and Radiologic Techs to perform and report glucose, sodium, potassium, ionized calcium, lactate, hematocrit, and hemoglobin in the Cardiac Cath Laboratory utilizing the i-STAT instrument and methodology.

Motion: Dr. Ferguson.
Second: Dr. McDonald.
Exemption Approved.

Page 6
Attachment 1
Medical Laboratory Board/POCT Exemptions
January 15, 2009

8. Cookeville Regional Medical Center
142 West Fifth Street
Cookeville, TN 38501

Facility Representative: June Cantrell, MT(ASCP)
Point of Care Coordinator
Sullivan Smith, M.D.
Medical Director ER/Putnam Co. EMS

Board members reviewed the following exemption requests:

1-to permit Registered Nurses, Licensed Practical Nurses, Registered Cardiovascular Invasive Specialists, and Radiology Techs to perform and report activated clotting times (ACT's) in the Heart Catherization and Vascular Laboratories using the Hemochron Elite instrument.

Motion: Dr. Neff.
Second: Dr. Ferguson.
Exemption Request Approved.

2-to permit Registered Cardiovascular Invasive Specialists and Radiology Techs to perform and report. Oxyhemoglobin Saturation, Total Hemoglobin Concentration, and compute Oxygen Content measurements utilizing the AVOXimeter 1000E in the Cardiac Catherization Laboratory.

Motion: Dr. McDonald.
Second: Dr. Neff.
Exemption Request Approved.

3-to permit Paramedics and EMT's servicing the Emergency Department to inoculate reagent cartridges in route to the facility for the performance of cardiac markers (Myoglobin, BNP, CKMB, and Troponin I) utilizing the Biosite Triage meter. (Educational materials were appropriate for these non-hospital employee's training competencies for inoculation-to-meter purposes.)

Motion: Dr. Neff.
Second: Dr. McDonald.
Exemption Request Approved.

Page 6
Attachment 1
Medical Laboratory Board-POC Exemptions
January 15, 2009

- 9. Diagnostic Clinical Laboratories**
Vanderbilt University Medical Center
22nd & Pierce 4605 TVC
Nashville, TN 37232-5310

Facility Representative: Terry Tubb, Supervisor
Point of Care

Board members reviewed and approved the following requests from this facility:

1-to permit Registered Nurses, and Certified MRI Technologists to perform and report creatinine testing procedures in the Cardiac MRI laboratory/patient preparation area utilizing the i-STAT instrument and methodology.

Motion: Dr. Neff.

Second: Dr. Ferguson.

2-a modification to an earlier exemption granted October 16, 2003 to allow the Extracorporeal Circuit Membrane Oxygenation Specialists (ECMO) (Registered Nurses, Licensed Respiratory Therapists, Licensed Respiratory Technicians) to perform and report pH, blood gases, sodium, potassium, glucose, lactate, ionized calcium, hematocrit, and activated clotting times (ACT's), in all patient areas of Vanderbilt University Hospital and Vanderbilt Children's Hospital utilizing the i-STAT instrument. (This exemption expands the areas hospital-wide for the performance of these tests.)

Motion: Dr. McDonald.

Second: Dr. Neff.

Page 7
Attachment 1
Medical Laboratory Board/POC Exemptions
January 15, 2009

10. **Williamson Medical Center**
2021 Carothers Parkway
Franklin, TN 37067

Facility Representative: Patty Walton
Administrative Laboratory Director

Board members approved this request for Licensed Registered Nurses and Licensed Practical Nurses to perform and report cardiac markers (CKMB, Troponin I, and Myoglobin) in the Emergency Department, and Chest Pain Center utilizing the Biosite Triage Meter.

Motion for approval: Dr. Neff.
Second: Dr. McDonald.

**11. Centennial Medical Center
2300 Patterson Street
Nashville, TN 37203**

Facility Representative: Mollie Wynn, M.T. (AMT)
Point of Care Coordinator

Board members approved this exemption request for Licensed Respiratory Therapists to perform and report blood gases, electrolytes, glucose, ionized calcium, hemoglobin and hematocrit utilizing the Siemens 1265 instrument in the Neonatal Intensive Care Unit.

Motion: Dr. Neff.
Second: Dr. Ferguson.

Dr. Papuchis recused herself from the discussion and vote.

**Page 8
Attachment 1
Medical Laboratory Board/POC Exemptions
January 15, 2009**

**12. Nashville Metropolitan Hospital at Meharry
1818 Albion Street
Nashville, TN 37208**

Facility Representative: Rachel A. Brannon, RN MSN
Director of Ambulatory Clinical Services
Marc Overlock, General Counsel

Board members granted this request on July 12, 2007 for the Center of Lifestyle and Health Management. Documents were submitted

to the administrative office stating that the location of this testing is not on the hospital's campus but several miles away.
The testing performed is the hemoglobin A1C.

Board members considered this notification as an informational update with the exemption standing as given in 2007.

No board action was taken on this matter.

Page 1
Attachment 2
Medical Laboratory Board/ Initial Facility Licenses
January 15, 2009

INITIAL FACILITY LICENSES:

REGIONAL SURVEYOR RECOMMENDATION/BOARD RATIFICATION:

1-Berekley Heart 4 My Heart Center
11080 Kingston Pike Suite 130
Knoxville, TN 37922

Medical Laboratory Director: Tadhg Hart, M.D.

Specialties: Collection Station

Surveyor: Julia Daniels, Consultant II/East TN Region

Motion: Dr. Ferguson.

Second: Dr. Neff.

License Approved.

**2-VUMC Diagnostic Laboratories-Pathology Laboratory
1301 Medical Center Drive TVC #605
Nashville, TN 37232-2104**

Medical Laboratory Director: Cheryl M. Coffin, M.D.

Anatomic & Clinical Pathology

Specialties: Histopathology, Oral Pathology, and Cytopathology

Surveyor: Onezean Otey Jr., Consultant I/Middle TN Region

Motion: Dr. McDonald.

Second: Dr. Neff.

License Approved.

**Page 2
Initial Licensure
Medical Laboratory Board
January 15, 2009**

**3-Pathology Associates of St. Thomas
4220 Harding Road, S&E Building Suite 200
Nashville, TN 37205**

Medical Laboratory Director: Katherine S. Hamilton, M.D.

Anatomic & Clinical Pathology

Hematology

Specialties: Histopathology

Surveyor: Onezean Otey Jr., Consultant I/Middle TN Region

Motion: Dr. Neff.

Second: Mr. Seay.

License Approved.

Note: Dr. McDonald and Ms. McDonald-Spakes recused themselves from the discussion and vote.

A quorum was present for the discussion and vote.

**4-Any Lab Test Now
1745 Galleria Blvd. Suite 1050
Franklin, TN 37067**

Medical Laboratory Director: Louis Huesmann, M.D.

Specialties: Collection Station

Surveyor: Onezean Otey, Jr., Consultant I/Middle TN Region

The surveyor did not make recommendation for approval of this license but sought board review of this application and survey for licensure.

Tennessee Code Annotated T.C.A. 68-29-113, 68-29-114(b), 68-29-121(b), 68-29-126 and General Rules Governing Medical Laboratories 1200-6-3-.02(1) (f), 1200-6-3-.08(1) (b) (4) (ii) references who may request a clinical laboratory test and the dispensation of those laboratory results.

**Page 3
Initial Licensure
Medical Laboratory Board
January 15, 2009**

Direct access testing is not permitted in Tennessee, in that laboratory analyses of human specimens must be requested by an “authorized individual” and self-referral (ordering of) laboratory testing procedures by the patient (client) is an unacceptable pathway for obtaining laboratory results.

The laboratory results are reported directly to the patient and it is the patient’s responsibility to seek out medical (physician) consultation concerning any questions he/she might have concerning their laboratory values (results).

After board review of documentation present in the application file, and subsequent discussion, this application for licensure as a collection was denied because of a direct conflict with the Tennessee Medical Laboratory Act (see above paragraph) and the subsequent rules promulgated by the board relative to that statutory authority.

Motion: Dr. Ferguson.

Second: Dr. Papuchis.
License Denied.

5-Aegas Sciences Corporation
515 Great Circle Road
Nashville, TN 37228-1310

Medical Laboratory Director: Timothy Roberts, Ph.D.
Director: Chemistry

Specialty: Toxicology

Surveyor: Onezean Otey, Jr., Consultant I/Middle TN Region

Motion: Dr. Neff.
Second: Dr. Ferguson.
License Approved.

Minutes
Medical Laboratory Board
January 15, 2009

6-Any Lab Test Now
7155 Lee Highway Suite 400
Chattanooga, TN 37421

Medical Laboratory Director: Sibaji Shome, M.D.

Specialty: Collection Station

Surveyor: Julia Daniels, Consultant II/East TN Region

Motion: Dr. Neff.
Second: Dr. Papuchis
License Denied.

*Please refer to item #4 Any Lab Test Now for denial information.
The application and materials are basically duplicated as presented
in application #4 previously reviewed by the board.*

**7-Ascendant Laboratory-Memphis
80 Humphreys Center Drive #108
Memphis, TN 38120**

Medical Laboratory Director: Michael Bugg, M.D.
Anatomic & Clinical Pathology

Specialties: Bacteriology Limited (Strep A)
Hematology Limited (CBC, Coagulation, PFA)
Clinical Chemistry/Urinalysis
Endocrinology Limited to UCG
Immunology Limited (Mono Tests)

Surveyor: Mary Hamblen, Consultant II/West Tennessee Region

Motion: Dr. Neff.
Second: Mr. Seay.
License Approved.