

DEPARTMENT OF CONSUMER
AFFAIRS
Title 16. PHYSICIAN ASSISTANT BOARD

PROPOSED REGULATORY LANGUAGE
Application, Exam Scores, Addresses & Recordkeeping

Legend:	Added text is indicated with an <u>underline</u> . Omitted text is indicated by (* * * *) Deleted text is indicated by strikeout .
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Amend Section 1399.506 of Article 1 of Division 13.8 of Title 16 of the California Code of Regulations

§1399.506. Filing of Applications for Licensure.

(a) ~~Applications for~~ To become licensed as a physician assistant shall be filed on a form provided by the board an applicant must submit all required fees, two (2) classifiable sets of fingerprint cards or a Live Scan inquiry to establish the identity of the applicant and to permit the Board to conduct a criminal history record check, and a completed application for licensure to the Board at its Sacramento office and accompanied by the fee required in section 1399.550 that contains all of the following:

(1) personal information including:

(A) the legal name of the applicant and any aliases.

(B) the gender of the applicant.

(C) the applicant's social security number or identifying tax information number.

(D) the applicant's address of record or mailing address.

(E) the applicant's date of birth.

(F) the applicant's telephone numbers for home and cell.

(G) the applicant's email address.

(2) all disclosures required by this section, and

(3) a declaration under penalty of perjury, signed and dated by the applicant, that the information submitted on the application is true and correct.

For the purposes of this subdivision "required fees" includes the license application processing fee and the initial license fee as set forth in section 1399.550. The applicant shall pay any costs for furnishing fingerprints and conducting the criminal history record check.

~~(b) Applications for approval of programs for the education and training of physician assistants shall be filed on a form provided by the board at its Sacramento office and accompanied by the fee required in section 1399.556.~~ While disclosure of military service is voluntary, an applicant who has served as an active-duty member of the

Armed Forces of the United States, was honorably discharged, and who provides evidence of such honorable discharge shall have their application review expedited pursuant to section 115.4 of the Code.

(c) If the applicant is married to, or in a domestic partnership or other legal union with, an active-duty member of the Armed Forces of the United States who is assigned to a duty station in California under official active-duty military orders, or if the applicant holds a current physician assistant license in another state, and provides evidence of either condition, their application review will be expedited pursuant to section 115.6 of the Code.

(d) While disclosure of status as a refugee, asylee, or having a special immigrant visa is voluntary, an applicant who was admitted to the United States as a refugee pursuant to section 1157 of title 8 of the United States Code, or was granted asylum by the Secretary of Homeland Security or the United States Attorney General pursuant to section 1158 of Title 8 of the United States Code, or has a special immigrant visa and was granted a status pursuant to section 1244 of Public Law 110-18, Public Law 109-163, or section 602(b) of title VI of division F of Public Law 111-8, relating to Iraqi and Afghan translators/interpreters or those who worked for or on behalf of the United States government and provides evidence of that status shall have their application review expedited pursuant to section 135.4 of the Code and the Physician Assistant Board may assist such an applicant with the application process.

(e) As a condition of licensure, an applicant shall disclose whether they have any other licenses, registrations, or certificates in any healthcare occupation and list the status, number, and issuing state of those licenses, registrations, or certificates.

(f) As a condition of licensure, an applicant shall disclose whether they have any malpractice history. For purposes of this subdivision “malpractice history” means:

(1) Civil judgments as described in section 803.1(b)(1) of the Code.

(2) Malpractice settlements as described in section 801.01(a)(1) of the Code.

(g) As a condition of licensure, an applicant shall disclose whether they have any history of discipline. For purposes of this subdivision “history of discipline” means:

(1) suspension, expulsion, probation, or reprimand imposed by a physician assistant training program,

(2) suspension, revocation, probation, limitations on practice, citation, fine, public reprimand, letters of public reprimand or reproof, or any other informal or confidential discipline by any authority of any state issuing licenses, registrations, or certifications. An applicant may, as a part of their application provide a written statement explaining any information provided pursuant to subparagraphs (1) and (2).

NOTE: Authority cited: Sections 135.4 2018 and 3510, Business and Professions Code. Reference: Sections 144, 115.4, 115.5, 135.4, 801.01, 803.1, 3509 and 3513, Business and Professions Code.

Amend Section 1399.507 of Article 1 of Division 13.8 of Title 16 of the California Code of Regulations

§1399.507. Examination Required.

The written examination for licensure as a physician assistant is that administered by the National Commission on Certification of Physician Assistants. Successful completion requires that the applicant ~~has~~ achieved the passing score ~~established by the board~~ for that examination. It is the responsibility of the applicant to ensure that certification of ~~his or her~~ their examination score is received by the Board.

NOTE: Authority cited: Section 3510, Business and Professions Code. Reference: Sections 851, ~~3515~~, and 3517, Business and Professions Code.

Amend Section 1399.511 of Article 1 of Division 13.8 of Title 16 of the California Code of Regulations

§1399.511. ~~Notice of Change of Address of Record.~~

(a) Each person submitting an application for licensure to the Board must include a mailing address which will be released by the Board to the public and posted on the Board's website. The mailing address is used for service of all official correspondence, notices, and orders from the Board.

~~(ab) Each person or approved program holding a license or approval and each person or program who has an application on file with the Board shall notify the Board at its office of any and all changes of mailing address within thirty (30) calendar days after each change, giving both the old and new address.~~

NOTE: Authority cited: Section 3510, Business and Professions Code. Reference: Sections 136 and 3523, Business and Professions Code.

Repeal Section 1399.546 of Article 4 of Division 13.8 of Title 16 of the California Code of Regulations

~~§1399.546.— Reporting of Physician Assistant Supervision.~~

~~—(a) Each time a physician assistant provides care for a patient and enters his or her their name, signature, initials, or computer code on a patient’s record, chart, or written order, the physician assistant shall also record in the medical record for that episode of care the supervising physician who is responsible for the patient. When the physician assistant transmits an oral order, he or she they shall also state the name of the supervising physician responsible for the patient.~~

~~—b) If the electronic medical record software used by the physician assistant is designed to, and actually does, enter the name of the supervising physician for each episode of care into the patient’s medical record, such automatic entry shall be sufficient for compliance with this recordkeeping requirement.~~

~~NOTE: Authority cited: Sections 2018 and 3510, Business and Professions Code.—
Reference: Section 3502, Business and Professions Code.~~