

PROPOSED REGULATION

RETIRED STATUS Proposed Language

Add section 1399.515 to Article 1 of Division 13.8 of Title 16 of the California Code of Regulations to read as follows:

All proposed language is new.

§ 1399.515. Retired Status

(a) The board shall issue, upon a completed application (Form PAB-RET Oct 2016, incorporated by reference), a retired license to a physician assistant who meets all of the following requirements:

(1) The applicant has been licensed by the board and is not actively engaged in practice as a physician assistant or any activity that requires them to be licensed by the board.

(2) The applicant's physician assistant license is not canceled, suspended, revoked, or otherwise punitively restricted by the board or subject to disciplinary action under the Medical Practice Act (commencing with Section 2000 of the Code), Physician Assistant Practice Act (commencing with Section 3500 of the Code), and regulations adopted pursuant to those practice acts.

(3) Beginning one (1) year from the effective date of this regulation, the applicant's license is not delinquent. If the license is in a delinquent status, the applicant may satisfy this requirement by submitting payment for all outstanding fees with the retirement status application. For the purposes of this subsection, "outstanding fees" includes all accrued renewal fees, a twenty-five dollar (\$25) delinquency fee, and the mandatory fee for the Controlled Substance Utilization Review and Evaluation System (CURES) as set forth in Section 208 of the Code.

(b) The holder of a retired license:

(1) Shall not engage in any activity for which a license is required.

(2) Shall be exempt from the renewal requirements described in Section 3524.5 of the Code.

(3) May restore his or her license to active status by: complying with the renewal requirements set forth in Section 1399.514, submitting proof of completion of continuing medical education (CME) as set forth in Section 1399.615 or proof of certification by the National Commission on Certification of Physician Assistants, submitting the license renewal fee as set forth in Section 1399.550, and submitting the mandatory fee for the Controlled Substance Utilization Review and Evaluation System (CURES) as set forth in Section 208 of the Code.

(c) The board may upon its own determination, and shall upon receipt of a complaint from any person, investigate the actions of any licensee who may be in violation of this section.

Note: Authority cited: Sections 2018, 3510, 3521.3, Business and Professions Code.

Reference: Sections 208, 464, 3521.1, 3521.3, Business and Professions Code.