

## Proposed Language

Amend section 1399.617 of Article 8 of Division 13.8 of Title 16 of the California Code of Regulations to read as follows:

### **1399.617. Audit and Sanctions for Noncompliance**

(a) The board may audit a random sample of physician assistants who have reported compliance with the continuing medical education requirement. Within 65 days of the board's request, These those physician assistants selected for audit shall be required to document their compliance with the continuing medical education requirements of this article and shall be required to respond to any inquiry by the board regarding compliance with this article or provide to the board the records retained pursuant to subdivision (e) of section 1399.615, ~~except that~~ However, a physician assistant who complies with the continuing medical education requirements of certification by the National Commission on Certification of Physician Assistants need not provide such records if the board may obtain the records directly from the Commission. If the board is unable to obtain such records from the Commission, the physician assistant shall provide the board with the certification records within 65 days of the board's request.

(b) It shall constitute unprofessional conduct for any physician assistant to fail to provide accurate or complete information in response to a board inquiry, or to misrepresent his or her compliance with the provisions of this article.

(c) In addition to any enforcement action, any physician assistant who was found not to have completed the required number of hours of approved continuing medical education or was found not to hold a valid certification from the National Commission on Certification of Physician Assistants at the time of renewal will be required to make up any deficiency during the next biennial renewal period. The hours earned to make up the deficiency shall not be counted towards compliance with the next biennial renewal period. Such physician assistant shall document to the board the completion of any deficient hours identified by the audit. Any physician assistant who fails to make up the deficient hours during the following renewal period shall be ineligible for renewal of his or her license to perform medical services until such time as the deficient hours of continuing medical education are documented to the board.

NOTE: Authority cited: Section 3510, Business and Professions Code. Reference: Section 3524.5 and 3527, Business and Professions Code.