

**HOUSE AMENDMENT NO. \_\_\_\_\_**  
**TO**  
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**Offered By**

1 AMEND House Amendment No. \_\_\_\_\_ to Senate Bill No. 194, Page 4, Line 26, by deleting all of  
2 said line and inserting in lieu thereof the following:

3  
4 "197.020.

5 334.735. 1. As used in sections 334.735 to 334.749, the following terms mean:

6 (1) "Applicant", any individual who seeks to become licensed as a physician assistant;

7 (2) "Certification" or "registration", a process by a certifying entity that grants recognition  
8 to applicants meeting predetermined qualifications specified by such certifying entity;

9 (3) "Certifying entity", the nongovernmental agency or association which certifies or  
10 registers individuals who have completed academic and training requirements;

11 (4) "Department", the department of insurance, financial institutions and professional  
12 registration or a designated agency thereof;

13 (5) "License", a document issued to an applicant by the board acknowledging that the  
14 applicant is entitled to practice as a physician assistant;

15 (6) "Physician assistant", a person who has graduated from a physician assistant program  
16 accredited by the American Medical Association's Committee on Allied Health Education and  
17 Accreditation or by its successor agency, who has passed the certifying examination administered by  
18 the National Commission on Certification of Physician Assistants and has active certification by the  
19 National Commission on Certification of Physician Assistants who provides health care services  
20 delegated by a licensed physician. A person who has been employed as a physician assistant for  
21 three years prior to August 28, 1989, who has passed the National Commission on Certification of  
22 Physician Assistants examination, and has active certification of the National Commission on  
23 Certification of Physician Assistants;

24 (7) "Recognition", the formal process of becoming a certifying entity as required by the  
25 provisions of sections 334.735 to 334.749;

26 (8) "Supervision", control exercised over a physician assistant working with a supervising  
27 physician and oversight of the activities of and accepting responsibility for the physician assistant's  
28 delivery of care. The physician assistant shall only practice at a location where the physician  
29 routinely provides patient care, except existing patients of the supervising physician in the patient's  
30 home and correctional facilities. The supervising physician must be immediately available in  
31 person or via telecommunication during the time the physician assistant is providing patient care.  
32 Prior to commencing practice, the supervising physician and physician assistant shall attest on a  
33 form provided by the board that the physician shall provide supervision appropriate to the physician

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1 assistant's training and that the physician assistant shall not practice beyond the physician assistant's  
2 training and experience. Appropriate supervision shall require the supervising physician to be  
3 working within the same facility as the physician assistant for at least four hours within one calendar  
4 day for every fourteen days on which the physician assistant provides patient care as described in  
5 subsection 3 of this section. Only days in which the physician assistant provides patient care as  
6 described in subsection 3 of this section shall be counted toward the fourteen-day period. The  
7 requirement of appropriate supervision shall be applied so that no more than thirteen calendar days  
8 in which a physician assistant provides patient care shall pass between the physician's four hours  
9 working within the same facility. The board shall promulgate rules pursuant to chapter 536 for  
10 documentation of joint review of the physician assistant activity by the supervising physician and  
11 the physician assistant.

12 2. (1) A supervision agreement shall limit the physician assistant to practice only at  
13 locations described in subdivision (8) of subsection 1 of this section, where the supervising  
14 physician is no further than fifty miles by road using the most direct route available and where the  
15 location is not so situated as to create an impediment to effective intervention and supervision of  
16 patient care or adequate review of services.

17 (2) For a physician-physician assistant team working in a rural health clinic under the  
18 federal Rural Health Clinic Services Act, P.L. 95-210, as amended, no supervision requirements in  
19 addition to the minimum federal law shall be required.

20 3. The scope of practice of a physician assistant shall consist only of the following services  
21 and procedures:

22 (1) Taking patient histories;

23 (2) Performing physical examinations of a patient;

24 (3) Performing or assisting in the performance of routine office laboratory and patient  
25 screening procedures;

26 (4) Performing routine therapeutic procedures;

27 (5) Recording diagnostic impressions and evaluating situations calling for attention of a  
28 physician to institute treatment procedures;

29 (6) Instructing and counseling patients regarding mental and physical health using  
30 procedures reviewed and approved by a licensed physician;

31 (7) Assisting the supervising physician in institutional settings, including reviewing of  
32 treatment plans, ordering of tests and diagnostic laboratory and radiological services, and ordering  
33 of therapies, using procedures reviewed and approved by a licensed physician;

34 (8) Assisting in surgery;

35 (9) Performing such other tasks not prohibited by law under the supervision of a licensed  
36 physician as the physician's assistant has been trained and is proficient to perform; and

37 (10) Physician assistants shall not perform or prescribe abortions.

38 4. Physician assistants shall not prescribe [~~nor dispense~~] any drug, medicine, device or  
39 therapy unless pursuant to a physician supervision agreement in accordance with the law, nor  
40 prescribe lenses, prisms or contact lenses for the aid, relief or correction of vision or the  
41 measurement of visual power or visual efficiency of the human eye, nor administer or monitor  
42 general or regional block anesthesia during diagnostic tests, surgery or obstetric procedures.  
43 Prescribing [~~and dispensing~~] of drugs, medications, devices or therapies by a physician assistant  
44 shall be pursuant to a physician assistant supervision agreement which is specific to the clinical  
45 conditions treated by the supervising physician and the physician assistant shall be subject to the  
46 following:

47 (1) A physician assistant shall only prescribe controlled substances in accordance with  
48 section 334.747;

1 (2) The types of drugs, medications, devices or therapies prescribed [~~or dispensed~~] by a  
2 physician assistant shall be consistent with the scopes of practice of the physician assistant and the  
3 supervising physician;

4 (3) All prescriptions shall conform with state and federal laws and regulations and shall  
5 include the name, address and telephone number of the physician assistant and the supervising  
6 physician;

7 (4) A physician assistant, or advanced practice registered nurse as defined in section  
8 335.016 may request, receive and sign for noncontrolled professional samples and may distribute  
9 professional samples to patients; and

10 (5) A physician assistant shall not prescribe any drugs, medicines, devices or therapies the  
11 supervising physician is not qualified or authorized to prescribe[; ~~and~~

12 ~~— (6) A physician assistant may only dispense starter doses of medication to cover a period of~~  
13 ~~time for seventy-two hours or less].~~

14 5. A physician assistant shall clearly identify himself or herself as a physician assistant and  
15 shall not use or permit to be used in the physician assistant's behalf the terms "doctor", "Dr." or  
16 "doc" nor hold himself or herself out in any way to be a physician or surgeon. No physician  
17 assistant shall practice or attempt to practice without physician supervision or in any location where  
18 the supervising physician is not immediately available for consultation, assistance and intervention,  
19 except as otherwise provided in this section, and in an emergency situation, nor shall any physician  
20 assistant bill a patient independently or directly for any services or procedure by the physician  
21 assistant; except that, nothing in this subsection shall be construed to prohibit a physician assistant  
22 from enrolling with the department of social services as a MO HealthNet or Medicaid provider  
23 while acting under a supervision agreement between the physician and physician assistant.

24 6. For purposes of this section, the licensing of physician assistants shall take place within  
25 processes established by the state board of registration for the healing arts through rule and  
26 regulation. The board of healing arts is authorized to establish rules pursuant to chapter 536  
27 establishing licensing and renewal procedures, supervision, supervision agreements, fees, and  
28 addressing such other matters as are necessary to protect the public and discipline the profession.  
29 An application for licensing may be denied or the license of a physician assistant may be suspended  
30 or revoked by the board in the same manner and for violation of the standards as set forth by section  
31 334.100, or such other standards of conduct set by the board by rule or regulation. Persons licensed  
32 pursuant to the provisions of chapter 335 shall not be required to be licensed as physician assistants.  
33 All applicants for physician assistant licensure who complete a physician assistant training program  
34 after January 1, 2008, shall have a master's degree from a physician assistant program.

35 7. "Physician assistant supervision agreement" means a written agreement, jointly agreed-  
36 upon protocols or standing order between a supervising physician and a physician assistant, which  
37 provides for the delegation of health care services from a supervising physician to a physician  
38 assistant and the review of such services. The agreement shall contain at least the following  
39 provisions:

40 (1) Complete names, home and business addresses, zip codes, telephone numbers, and state  
41 license numbers of the supervising physician and the physician assistant;

42 (2) A list of all offices or locations where the physician routinely provides patient care, and  
43 in which of such offices or locations the supervising physician has authorized the physician assistant  
44 to practice;

45 (3) All specialty or board certifications of the supervising physician;

46 (4) The manner of supervision between the supervising physician and the physician  
47 assistant, including how the supervising physician and the physician assistant shall:

48 (a) Attest on a form provided by the board that the physician shall provide supervision

1 appropriate to the physician assistant's training and experience and that the physician assistant shall  
2 not practice beyond the scope of the physician assistant's training and experience nor the supervising  
3 physician's capabilities and training; and

4 (b) Provide coverage during absence, incapacity, infirmity, or emergency by the supervising  
5 physician;

6 (5) The duration of the supervision agreement between the supervising physician and  
7 physician assistant; and

8 (6) A description of the time and manner of the supervising physician's review of the  
9 physician assistant's delivery of health care services. Such description shall include provisions that  
10 the supervising physician, or a designated supervising physician listed in the supervision agreement  
11 review a minimum of ten percent of the charts of the physician assistant's delivery of health care  
12 services every fourteen days.

13 8. When a physician assistant supervision agreement is utilized to provide health care  
14 services for conditions other than acute self-limited or well-defined problems, the supervising  
15 physician or other physician designated in the supervision agreement shall see the patient for  
16 evaluation and approve or formulate the plan of treatment for new or significantly changed  
17 conditions as soon as practical, but in no case more than two weeks after the patient has been seen  
18 by the physician assistant.

19 9. At all times the physician is responsible for the oversight of the activities of, and accepts  
20 responsibility for, health care services rendered by the physician assistant.

21 10. It is the responsibility of the supervising physician to determine and document the  
22 completion of at least a one-month period of time during which the licensed physician assistant shall  
23 practice with a supervising physician continuously present before practicing in a setting where a  
24 supervising physician is not continuously present.

25 11. No contract or other agreement shall require a physician to act as a supervising  
26 physician for a physician assistant against the physician's will. A physician shall have the right to  
27 refuse to act as a supervising physician, without penalty, for a particular physician assistant. No  
28 contract or other agreement shall limit the supervising physician's ultimate authority over any  
29 protocols or standing orders or in the delegation of the physician's authority to any physician  
30 assistant, but this requirement shall not authorize a physician in implementing such protocols,  
31 standing orders, or delegation to violate applicable standards for safe medical practice established  
32 by the hospital's medical staff.

33 12. Physician assistants shall file with the board a copy of their supervising physician form.

34 13. No physician shall be designated to serve as supervising physician for more than three  
35 full-time equivalent licensed physician assistants. This limitation shall not apply to physician  
36 assistant agreements of hospital employees providing inpatient care service in hospitals as defined in  
37 chapter 197."; and"; and

38  
39 Further amend said bill by amending the title, enacting clause, and intersectional references  
40 accordingly.

41  
42 THIS AMENDS 0792S01.25H