

STATE OF MAINE

IN THE YEAR OF OUR LORD
TWO THOUSAND AND THIRTEEN

H.P. 375 - L.D. 556

An Act To Modernize the Statutes Governing Physician Assistants

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 32 MRSA §2561, as amended by PL 1997, c. 50, §1, is further amended to read:

§2561. Membership; qualifications; tenure; vacancies

The Board of Osteopathic Licensure, as established by Title 5, section 12004-A, subsection 29, and in this chapter called the "board," consists of 9 10 members appointed by the Governor. ~~These members~~ **Members** must be residents of this State. ~~Six of these~~ members must be graduates of a school or college of osteopathic medicine approved by the American Osteopathic Association and must be, at the time of appointment, actively engaged in the practice of the profession of osteopathic medicine in the State for a period of at least 5 years, ~~and 3 of these~~. One member must be a physician assistant licensed under this chapter who has been actively engaged in that member's profession in this State for at least 5 years preceding appointment to the board. ~~Three~~ members must be public members. Consumer groups may submit nominations to the Governor for the members to be appointed to represent the interest of consumers. A full term of appointment is for 5 years. Appointment of members must comply with section 60. A member of the board may be removed from office for cause by the Governor.

Sec. 2. 32 MRSA §2594-B, sub-§3, as enacted by PL 1993, c. 600, Pt. A, §185, is repealed.

Sec. 3. 32 MRSA §2594-B, sub-§4 is enacted to read:

4. Delegation by physician assistant. A physician assistant may delegate medical acts to a medical assistant employed by the physician assistant or by an employer of the physician assistant as long as that delegation is permitted in the plan of supervision established by the physician assistant and the supervisory physician.

Sec. 4. 32 MRSA §2594-C, sub-§1, as amended by PL 1993, c. 600, Pt. A, §186, is further amended to read:

1. Rules authorized. The board may adopt rules, which must be adopted jointly with the Board of Licensure in Medicine, dealing with osteopathic physician assistants as are necessary to carry out sections 2594-A to 2594-D. The rules must provide for the issuance of a single license regardless of the number of practice sites or supervisory physicians.

Sec. 5. 32 MRSA §3263, first ¶, as amended by PL 2007, c. 695, Pt. B, §11, is further amended to read:

The Board of Licensure in Medicine, as established by Title 5, section 12004-A, subsection 24, and in this chapter called the "board," consists of ~~9~~ 10 individuals who are residents of this State, appointed by the Governor. Three individuals must be representatives of the public. Six individuals must be graduates of a legally chartered medical college or university having authority to confer degrees in medicine and must have been actively engaged in the practice of their profession in this State for a continuous period of 5 years preceding their appointments to the board. One individual must be a physician assistant licensed under this chapter who has been actively engaged in the practice of that individual's profession in this State for a continuous period of 5 years preceding appointment to the board. A full-term appointment is for 6 years. Appointment of members must comply with Title 10, section 8009. A member of the board may be removed from office for cause by the Governor.

Sec. 6. 32 MRSA §3270-B, first ¶, as amended by PL 1997, c. 271, §8, is further amended to read:

A physician assistant is not permitted to practice until the physician assistant has applied for and obtained a license issued by the Board of Licensure in Medicine, which must be renewed biennially, and a certificate of registration. All applications for certificate of registration must be accompanied by an application by the proposed supervisory physician that must contain a statement that that physician is responsible for all medical activities of the physician assistant. A physician assistant may delegate medical acts to a medical assistant employed by the physician assistant or by an employer of the physician assistant as long as that delegation is permitted in the plan of supervision established by the physician assistant and the supervisory physician. The Board of Licensure in Medicine is authorized to adopt rules regarding the training and licensure of physician assistants and the agency relationship between the physician assistant and the supervising physician. Those rules, which must be adopted jointly with the Board of Osteopathic Licensure, may pertain, but are not limited, to the following matters:

Sec. 7. 32 MRSA §3270-B, sub-§6, as amended by PL 1993, c. 600, Pt. A, §206, is further amended to read:

6. Advisory committee appointment. Appointment of an advisory committee for continuing review of the physician assistant program and rules. The physician assistant member of the board must be a member of the advisory committee;

Sec. 8. Appropriations and allocations. The following appropriations and allocations are made.

PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF

Licensure in Medicine - Board of 0376

Initiative: Allocates funds for the per diem and All Other costs associated with adding an additional member to the Board of Licensure in Medicine and with rulemaking.

OTHER SPECIAL REVENUE FUNDS	2013-14	2014-15
Personal Services	\$2,700	\$3,600
All Other	\$4,225	\$2,300
OTHER SPECIAL REVENUE FUNDS TOTAL	\$6,925	\$5,900

Osteopathic Licensure - Board of 0383

Initiative: Allocates funds for the per diem and All Other costs associated with adding an additional member to the Board of Osteopathic Licensure and with rulemaking.

OTHER SPECIAL REVENUE FUNDS	2013-14	2014-15
Personal Services	\$495	\$660
All Other	\$4,663	\$2,884
OTHER SPECIAL REVENUE FUNDS TOTAL	\$5,158	\$3,544

**PROFESSIONAL AND FINANCIAL
REGULATION, DEPARTMENT OF
DEPARTMENT TOTALS**

	2013-14	2014-15
OTHER SPECIAL REVENUE FUNDS	\$12,083	\$9,444
DEPARTMENT TOTAL - ALL FUNDS	\$12,083	\$9,444