

Notices of Rulemaking Intent

Prior to adoption and gubernatorial/legislative review of a proposed PERMANENT rulemaking action, an agency must publish a Notice of Rulemaking Intent in the *Register*. In addition, an agency may publish a Notice of Rulemaking Intent in the *Register* prior to adoption of a proposed EMERGENCY or PREEMPTIVE rulemaking action.

A Notice of Rulemaking Intent announces a comment period, or a comment period and public hearing, and provides other information about the intended rulemaking action as required by law, including where copies of proposed rules may be obtained.

For additional information on Notices of Rulemaking Intent, see 75 O.S., Section 303.

TITLE 435. STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION CHAPTER 15. PHYSICIAN ASSISTANTS

[OAR Docket #24-869]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. General Provisions

435:15-1-1.1. Definitions [AMENDED]

Subchapter 3. Licensure of Physician Assistants

435:15-3-1. Qualification; application [AMENDED]

435:15-3-13. ~~Supervising physician; alternatives~~ Delegating physician [AMENDED]

435:15-3-17. Continuing education for renewal ~~requirements and audit~~ [AMENDED]

435:15-3-19. Locum tenens [REVOKED]

Subchapter 5. Regulation of Practice

435:15-5-10. Prescriptions [AMENDED]

435:15-5-11. Discipline [AMENDED]

Subchapter 11. Prescriptive and Dispensing Authority

435:15-11-1. Prescriptive and dispensing authority [AMENDED]

435:15-11-2. Drug formulary [AMENDED]

SUMMARY:

The proposed rule amendments conform the rules to existing law by adding a definition for “Delegating physician” and removing the definition of “Primary supervising physician.” The amendments also expand the definition for “On-site.” The proposed rules also amend the audit process for continuing education to bring the process in harmony with the medical doctors’ auditing process. Additionally, the rules propose revised application and practice agreement requirements, and revoke the requirements for practicing locum tenens in Oklahoma, in harmony with current law. The proposed amendments also allow a physician assistant to write orders for home health pursuant to law passed April 27, 2021. The amendments also authorize prescriptions for non-controlled medications to be written for up to a 100-day supply with three refills.

AUTHORITY:

59 O.S. § 519, et seq.; Oklahoma Board of Medical Licensure and Supervision

COMMENT PERIOD:

Persons wishing to present their views in writing may do so by 5:00 p.m. on September 16, 2024, via email at bsmith@okmedicalboard.org. or at the following address during normal business hours: Oklahoma Board of Medical Licensure and Supervision, Attn: Barbara Smith, 101 NE 51st Street, Oklahoma City, Oklahoma 73105. No written comments will be accepted after the conclusion of the written comment period.

PUBLIC HEARING:

A public hearing will be held at 9:00 a.m. on Monday, September 16, 2024, at the Oklahoma Board of Medical Licensure and Supervision, 101 NE 51st Street, Oklahoma City, Oklahoma. Anyone who wishes to speak will be required to sign in at the door no later than 9:05 a.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the Oklahoma Board of Medical Licensure and Supervision website at www.okmedicalboard.org under the Physician Assistant tab or you may request a copy in person at 101 NE 51st Street, Oklahoma City, Oklahoma.

RULE IMPACT STATEMENT:

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Pursuant to 75 O.S., Section 303(D), a rule impact statement will be prepared and will be available in the Oklahoma Board of Medical Licensure and Supervision office at the address listed above and on the Board's website at www.okmedicalboard.org under the Physician Assistant tab after August 30, 2024.

CONTACT PERSON:

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