

SENATE AMENDMENT NO. _____

TO

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Offered by _____ of _____

Amend SA# _____ to SS/SCS/Senate Bill No. 157, Page 1, Section _____, Line 2,

2 by striking all of said line and inserting in lieu thereof
3 the following: "by striking "collaborative practice
4 arrangements with nurses" and inserting in lieu thereof the
5 following: "the licensing of health care professionals";
6 and"; and

7 Further amend said amendment, page 3, line 60, by
8 inserting immediately after the quote "" the following:

9 "334.036. 1. For purposes of this section, the
10 following terms shall mean:

11 (1) "Assistant physician", any graduate of a medical
12 school [graduate] accredited by the Liaison Committee on
13 Medical Education, the Commission on Osteopathic College
14 Accreditation, or an organization accredited by the
15 Educational Commission for Foreign Medical Graduates who:

16 (a) Is a resident and citizen of the United States or
17 is a legal resident alien;

18 (b) Has successfully completed Step 2 of the United
19 States Medical Licensing Examination or the equivalent of
20 such step of any other board-approved medical licensing
21 examination within the three-year period immediately
22 preceding application for licensure as an assistant

23 physician, or within three years after graduation from a
24 medical college or osteopathic medical college, whichever is
25 later;

26 (c) Has not completed an approved postgraduate
27 residency and has successfully completed Step 2 of the
28 United States Medical Licensing Examination or the
29 equivalent of such step of any other board-approved medical
30 licensing examination within the immediately preceding three-
31 year period unless when such three-year anniversary occurred
32 he or she was serving as a resident physician in an
33 accredited residency in the United States and continued to
34 do so within thirty days prior to application for licensure
35 as an assistant physician; and

36 (d) Has proficiency in the English language.

37 Any graduate of a medical school [graduate] who could have
38 applied for licensure and complied with the provisions of
39 this subdivision at any time between August 28, 2014, and
40 August 28, 2017, may apply for licensure and shall be deemed
41 in compliance with the provisions of this subdivision;

42 (2) "Assistant physician collaborative practice
43 arrangement", an agreement between a physician and an
44 assistant physician that meets the requirements of this
45 section and section 334.037[;];

46 (3) "Medical school graduate", any person who has
47 graduated from a medical college or osteopathic medical
48 college described in section 334.031].

49 2. (1) An assistant physician collaborative practice
50 arrangement shall limit the assistant physician to providing
51 only primary care services and only in medically underserved
52 rural or urban areas of this state [or in any pilot project
53 areas established in which assistant physicians may
54 practice].

55 (2) For a physician-assistant physician team working
56 in a rural health clinic under the federal Rural Health
57 Clinic Services Act, P.L. 95-210, as amended:

58 (a) An assistant physician shall be considered a
59 physician assistant for purposes of regulations of the
60 Centers for Medicare and Medicaid Services (CMS); and

61 (b) No supervision requirements in addition to the
62 minimum federal law shall be required.

63 3. (1) For purposes of this section, the licensure of
64 assistant physicians shall take place within processes
65 established by rules of the state board of registration for
66 the healing arts. The board of healing arts is authorized
67 to establish rules under chapter 536 establishing licensure
68 and renewal procedures, supervision, collaborative practice
69 arrangements, fees, and addressing such other matters as are
70 necessary to protect the public and discipline the
71 profession. No licensure fee for an assistant physician
72 shall exceed the amount of any licensure fee for a physician
73 assistant. An application for licensure may be denied or
74 the licensure of an assistant physician may be suspended or
75 revoked by the board in the same manner and for violation of
76 the standards as set forth by section 334.100, or such other
77 standards of conduct set by the board by rule. No rule or
78 regulation shall require an assistant physician to complete
79 more hours of continuing medical education than that of a
80 licensed physician.

81 (2) Any rule or portion of a rule, as that term is
82 defined in section 536.010, that is created under the
83 authority delegated in this section shall become effective
84 only if it complies with and is subject to all of the
85 provisions of chapter 536 and, if applicable, section
86 536.028. This section and chapter 536 are nonseverable and
87 if any of the powers vested with the general assembly under

88 chapter 536 to review, to delay the effective date, or to
89 disapprove and annul a rule are subsequently held
90 unconstitutional, then the grant of rulemaking authority and
91 any rule proposed or adopted after August 28, 2014, shall be
92 invalid and void.

93 (3) Any rules or regulations regarding assistant
94 physicians in effect as of the effective date of this
95 section that conflict with the provisions of this section
96 and section 334.037 shall be null and void as of the
97 effective date of this section.

98 4. An assistant physician shall clearly identify
99 himself or herself as an assistant physician and shall be
100 permitted to use the terms "doctor", "Dr.", or "doc". No
101 assistant physician shall practice or attempt to practice
102 without an assistant physician collaborative practice
103 arrangement, except as otherwise provided in this section
104 and in an emergency situation.

105 5. The collaborating physician is responsible at all
106 times for the oversight of the activities of and accepts
107 responsibility for primary care services rendered by the
108 assistant physician.

109 6. The provisions of section 334.037 shall apply to
110 all assistant physician collaborative practice
111 arrangements. Any renewal of licensure under this section
112 shall include verification of actual practice under a
113 collaborative practice arrangement in accordance with this
114 subsection during the immediately preceding licensure period.

115 7. Each health carrier or health benefit plan that
116 offers or issues health benefit plans that are delivered,
117 issued for delivery, continued, or renewed in this state
118 shall reimburse an assistant physician for the diagnosis,
119 consultation, or treatment of an insured or enrollee on the
120 same basis that the health carrier or health benefit plan

121 covers the service when it is delivered by another
122 comparable mid-level health care provider including, but not
123 limited to, a physician assistant.".