

PROPOSED

**STATE OF KANSAS
BOARD OF HEALING ARTS**

Notice of Public Hearing on Proposed Administrative Regulation

November 4, 2011

A public hearing will be conducted on Friday, January 20, 2012 at 10:00 a.m. at the Kansas State Board of Healing Arts, 800 SW Jackson, Lower Level – Suite A, Topeka, Kansas to consider the amendment of one proposed rule and regulation (K.A.R. 100-28a-5) giving physician assistant licensees the ability to complete continuing education hours through a national, state or local organization that have standards for continuing education which are at least as stringent as the Board's standards for continuing education.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the above-referenced rule and regulation. All interested parties may submit comments prior to the hearing to the Board of Healing Arts at the address above, or via e-mail to healingarts@ink.org. All interested parties will be given a reasonable opportunity to present their views, orally or in writing, concerning the amendment and adoption of the proposed regulations during the public hearing. In order to provide all parties an opportunity to present their views, it may be necessary to request each participant limit any oral presentations to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation being considered and the economic impact statement in an accessible format. Requests for accommodation to participate in the hearing should be made at least five working days in advance of the hearing by contacting Barbara Montgomery at (785) 296-8558 or at bmontgomery@ksbha.ks.gov. Handicapped parking is located on 8th Street and in the building's parking garage. From the street, the west entrance to the building on Jackson Street is accessible.

A summary of the proposed regulation and its economic impact follow. (Note: Statements indicating that a regulation is "not anticipated to have any economic impact" are intended to indicate that no economic impact on the Department of Administration, other state agencies, state employees, or the general public has been identified.)

Proposed

Copies of the proposed regulation and the Economic Impact Statement for the proposed regulation may be obtained from the Kansas State Board of Healing Arts, 800 SW Jackson, Lower Level – Suite A, Topeka, Kansas 66612; by visiting our website at www.ksbha.org/public.html, by calling Cathy Brown at (785) 296-3680, or by e-mailing us at healingarts@ink.org.

The amendment and adoption of one proposed rule and regulation concerning physician assistant licensees the ability to complete continuing education hours through a national, state or local organization is to be considered at the hearing and the respective economic impact are as follows:

K.A.R. 100-28a-5. Continuing Education. Language is being added to this regulation to allow the physician assistant ease in obtaining essential knowledge, while being held under the stringent standards of the Board. The proposed amendment of this regulation gives the physician assistant licensees the ability to complete continuing education hours through a national, state or local organization that have standards for continuing education which are at least as stringent as the Board's standards for continuing education.

This regulation is not mandated by any federal law.

There is no foreseen cost to the Board, other state agencies, state employees, or the general public to implement this regulation.

No other methods were considered.



Proposed

K.A.R. 100-28a-5. Continuing education. (a) ~~On and after February 1, 2001,~~ Each physician assistant shall submit with a the renewal application one of the following:

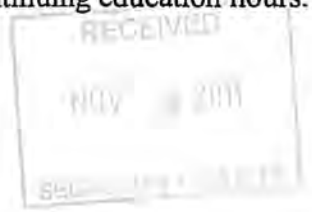
(1) Evidence of satisfactory completion of ~~a minimum of~~ at least 50 continuing education credit hours during the preceding year. ~~A minimum of~~ At least 20 continuing education credit hours shall be acquired from category I if 50 hours are submitted with the renewal application; ~~or~~

(2) evidence of satisfactory completion of at least 100 continuing education credit hours during the preceding two-year period. A minimum of At least 40 continuing education credit hours shall be acquired from category I if 100 continuing education credit hours are submitted with the renewal application; or

(3) evidence verifying satisfactory completion of continuing education credit hours equivalent, in number and category, to those hours required by paragraph (a)(1) or (2), issued by a national, state, or local organization with continuing education standards that are at least as stringent as the board's standards.

(b) A continuing education credit hour shall be 50 minutes of instruction or its equivalent. Meals and exhibit breaks shall not be included in the calculation of continuing education credit hours.

(c) Any applicant that does not meet the requirements for license renewal in subsection (a) may request an extension from the board. The request shall include a plan for completion of the continuing education requirements within the requested extension period. An extension of up to six months may be granted by the board if documented circumstances make it impossible or extremely difficult for the individual to reasonably obtain the required continuing education hours.



ATTORNEY GENERAL
OCT 28 2011
APPROVED BY

DEPT. OF ADMINISTRATION
JUN 23 2011
APPROVED

(d) ~~Any~~ Each physician assistant initially licensed within one year of a renewal registration date shall be exempt from the continuing education required by subsection (a) for that first renewal period.

(e) The categories of continuing education credit shall be the following:

(1) Category I: attendance at an educational presentation approved by the board. Courses accepted by the American academy of physician assistants shall be approved by the board; and

(2) category II: participating in or attending an educational activity that does not meet the criterion specified in paragraph (e)(1) but that is approved by the board. Category II continuing education may include self-study or group activities.

(f) Evidence of satisfactory completion of continuing education shall be submitted to the board as follows:

(1) Documented evidence of attendance at or participation in category I and II activities; and

(2) verification, on a form provided by the board, of self-study from reading professional literature or other self-study activities. (Authorized by K.S.A. ~~2000~~ 2010 Supp. 65-28a03; implementing K.S.A. ~~2000~~ Supp. 65-28a04; effective, T-100-2-13-01, Feb. 13, 2001; effective June 1, 2001; amended P-_____.)



ATTORNEY GENERAL

DEPT. OF ADMINISTRATION

OCT 28 2011

JUN 23 2011

APPROVED BY

APPROVED

A handwritten signature in black ink, appearing to be a stylized name, written over the "APPROVED BY" text.

KANSAS STATE BOARD OF HEALING ARTS

Proposed

**ECONOMIC IMPACT STATEMENT
K.A.R. 100-28a-5**

I. Summary of Proposed Regulation, Including Its Purpose.

K.A.R. 100-28a-5 is an amended regulation that provides physician assistant licensees the ability to complete continuing education hours through a national, state or local organization as long as the organization has standards for continuing education which are at least as stringent as the Board's standards for continuing education.

II. Reason or Reasons the Proposed Regulation is Required, Including Whether or Not the Regulation is Mandated by Federal Law.

The amendment to K.A.R. 100-28a-5 is necessary because it allows physician assistants to use National Commission on Certification of Physician Assistants certifications in place of continuing education credits. The amendment provides for greater ease in obtaining essential knowledge, while still being held to the stringent standards of the Board. This regulation is not mandated by federal law.

III. Anticipated Economic Impact upon the Kansas State Board of Healing Arts.

There is no foreseeable cost to the Board.

IV. Anticipated Financial Impact upon Other Governmental Agencies and upon Private Business or Individuals.

There is no foreseeable cost to any other governmental agency or the public to implement the regulation.

V. Less Costly or Intrusive Methods That Were Considered, but Rejected, and the Reason for Rejection.

No other methods were considered.

