



MEMORANDUM

TO: Sallie Debolt, State Medical Board of Ohio

FROM: Sophia Papadimos, Regulatory Policy Advocate

DATE: March 25, 2016

RE: CSI Review – Physician Assistant Delegation (OAC 4730-1-08)

On behalf of Lt. Governor Mary Taylor, and pursuant to the authority granted to the Common Sense Initiative (CSI) Office under Ohio Revised Code (ORC) section 107.54, the CSI Office has reviewed the abovementioned administrative rule package and associated Business Impact Analysis (BIA). This memo represents the CSI Office's comments to the Agency as provided for in ORC 107.54.

Analysis

This rule package consists of two rules being proposed by the State Medical Board of Ohio. The rule package was submitted to the CSI Office on February 4, 2016 and the comment period was held open through February 22, 2016. No comments were received during this time.

Currently, Ohio Administrative Code (OAC) 4730-1-08 sets the standards and procedures for approval of a special services plan for physician assistants in office-based settings. As of October 2015, the rule is no longer necessary due to statutory changes. Therefore, the rule is being proposed for rescission by the Board. The Board is proposing new rule OAC 4730-1-08, which will set standards for the delegation of medical tasks and the administration of drugs for physician assistants.

The Board explained in the BIA that the affected community includes physician assistants, supervising physicians, and medical practice entities. The Board described in detail the adverse impacts such as the requirement of licensure as a physician assistant and the time to perform certain tasks that cannot be delegated. The proposed rescinded rule and new rule were approved by the Physician Assistant Policy Committee. Additionally, early stakeholder outreach included the involvement of the Ohio Association of Physician Assistants, the Ohio State Medical Association, the Ohio Academy of Family Physicians, the Academy of Medicine of Cleveland and Northern Ohio, the Ohio Osteopathic Association, and medical societies across Ohio.

Upon review of proposed rules and associated BIA, the CSI Office has determined that the purpose of the rules is justified.

Recommendation

For the reasons explained above, this office does not have any recommendations regarding this rule package.

Conclusion

Based on the above comments, the CSI Office concludes that the State Medical Board should proceed with the formal filing of this rule package with the Joint Committee on Agency Rule Review.