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GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF HEALTH PROFESSIONS
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**NOTICE OF PUBLIC HEARING
BOARD OF MEDICINE – GENERAL RULES
BOARD OF OSTEOPATHIC MEDICINE AND SURGERY – GENERAL RULES
OCTOBER 3, 2012
9:00 A.M.
RULE SETS # 2012-035 LR AND #2012-036 LR**

The Department of Licensing and Regulatory Affairs will hold a public hearing on Wednesday, October 3, 2012, starting at 9:00 a.m. at the Department of Licensing and Regulatory Affairs, Ottawa Building, 611 West Ottawa, Conference Room 3, Upper Level, Lansing, Michigan.

The public hearing is being held to receive comments on proposed amendments to the Board of Medicine and Board of Osteopathic Medicine and Surgery administrative rules. Public Act 210 of 2011, which took effect on November 8, 2011, amended provisions in the Public Health Code regarding allopathic physicians and osteopathic physicians' delegation to physician assistants. According to the House Fiscal Agency's legislative analysis of the Act, the purpose of several of these amendments is to eliminate the current restrictions on physicians' authority to delegate the prescribing of Schedule 2 controlled substances to physician assistants. As a result, the rules are being revised to eliminate the provisions that restrict allopathic physicians and osteopathic physicians' authority to delegate the prescribing of Schedule 2 controlled substances to physician assistants. Also, the rules are being revised to clarify and reduce the requirements for the written authorization that allopathic physicians and osteopathic physicians use to delegate the performance of medical care services and the prescription of controlled substances to physician assistants.

These rules are being promulgated under the authority of sections 16145, 17001, and 17501 of 1978 PA 368, MCL 333.16145, MCL 333.17001, and MCL 333.17501 et seq. and Executive Reorganization Order Nos. 1996-1, 1996-2, 2003-1, and 2011-4, MCL 330.3101, MCL 445.2001, MCL 445.2011, and MCL 445.2030. The rules will take effect immediately upon filing with the Secretary of State, unless specified otherwise in the rules.

Comments on the proposed rules may be presented in person at the public hearing. Written comments may be submitted at the time of presentation and will also be accepted until 5:00 p.m. on October 3, 2012, at the following address or e-mail address:

Department of Licensing and Regulatory Affairs
Bureau of Health Professions – Medicine and Osteopathic Medicine and Surgery Public Hearing
P.O. Box 30670, Lansing, MI 48909-8170
Attention: Desmond Mitchell, Policy Analyst
E-mail address: mitchelld6@michigan.gov

A copy of the proposed rules may be obtained by contacting Desmond Mitchell at (517) 373-0042 or at mitchelld6@michigan.gov. Electronic copies also may be obtained at the following link: <http://www7.dleg.state.mi.us/orr/Rules.aspx?type=dept&id=LR>.

All hearings are conducted in compliance with the 1990 Americans with Disabilities Act. Hearings are held in buildings that accommodate individuals with disabilities and accessible parking is available. An individual who requires accommodations in order to participate in a hearing should call Christine Hanson at (517) 335-1341 to make the necessary arrangements. To ensure availability of the accommodation, please call at least 1 week in advance of the public hearing.