



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

MICHIGAN TASK FORCE ON PHYSICIAN'S ASSISTANTS MEETING

APRIL 20, 2021

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Task Force on Physician's Assistants met in regular session on April 20, 2021. The meeting was held via Zoom, pursuant to MCL 15.263, MCL 15.263a, and Ingham County Resolution #21-138.

CALL TO ORDER

Lara Davis, PA-C, Chairperson, called the meeting to order at 9:00 a.m.

ROLL CALL

Members Present: Lara Davis, PA-C, Chairperson

Attended remotely from the city of Holly, Oakland County, Michigan.

CaShawnda Range, PA-C, Vice Chairperson

Attended remotely from the city of Belleville, Wayne County, Michigan.

Michael Coraci, PA-C

Attended remotely from the city of West Bloomfield, Oakland County, Michigan.

Jill Hasen, PA-C

Attended remotely from the city of Ann Arbor, Washtenaw County, Michigan.

Christina Hopps, PA-C

Attended remotely from the city of Grand Rapids, Kent County, Michigan.

Susan Laham, PA-C

Attended remotely from the city of Grand Rapids, Kent County, Michigan.

Michael Nauss, Public Member

Attended remotely from the city of East Lansing, Clinton County, Michigan.

Danielle Richards, PA-C

Attended remotely from the city of Lansing, Eaton County, Michigan.

Melissa Usiak, Public Member

Attended remotely from the city of Okemos, Ingham County, Michigan.

Members Absent: Adam Carlson, Public Member
Bryan Little, MD
Ali Safiedine, DPM

Staff Present: Laury Brown, Senior Analyst, Compliance Section
Weston MacIntosh, Senior Policy Analyst, Boards and Committees Section
Kerry Przybylo, Manager, Boards and Committees Section
Stephanie Wysack, Board Support, Boards and Committees Section

APPROVAL OF AGENDA

MOTION by Hasen, seconded by Coraci, to approve the agenda as presented.

A roll call vote was taken: Yeas: Coraci, Hasen, Hopps, Laham, Nauss,
Richards, Usiak, Range, Davis
Nays: None

MOTION PREVAILED

APPROVAL OF MINUTES

MOTION by Hopps, seconded by Carlson, to approve the minutes of the January 19, 2021, as written.

A roll call vote was taken: Yeas: Coraci, Hasen, Hopps, Laham, Nauss,
Richards, Usiak, Range, Davis
Nays: None

MOTION PREVAILED

REGULATORY CONSIDERATIONS

None

OLD BUSINESS

None

NEW BUSINESS

Rules Discussion

MacIntosh stated that the Board had voted to open the rules recently and that the Rules Committee Work Group had met. He provided an overview of the draft rules (Attachment #1), including a review of proposed revised language related to updated educational standards, licensure by endorsement, and licensure verification requirements.

MOTION by Hasen, seconded by Laham to approve the draft rules as presented.

A roll call vote was taken: Yeas: Coraci, Hasen, Hopps, Laham, Nauss,
 Richards, Usiak, Range, Davis
Nays: None

MOTION PREVAILED

Chair Report

None

DEPARTMENT UPDATE

MacIntosh stated that the Bureau will hold the next new Task Force Member Training on July 13, 2021. All Task Force members are welcome to attend.

Wysack reminded the Task Force Members to check their state email address regularly as it is now the source of communication with the Department.

PUBLIC COMMENT

None

ANNOUNCEMENTS

The next regularly scheduled meeting will be held July 27, 2021, at 9:00 a.m. at 611 West Ottawa Street, Upper - Level Conference Center Room 4, Lansing, Michigan 48933.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

DIRECTOR'S OFFICE

~~TASK FORCE ON~~ PHYSICIAN'S ASSISTANTS – GENERAL RULES

Filed with the secretary of state on

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

(By authority conferred on the director of the department of licensing and regulatory affairs by sections 16145, 16148, 17060, and 17068 of 1978 PA 368, MCL 333.16145, 333.16148, 333.17060, and 333.17068, and Executive Reorganization Order Nos. 1991-9, 1996-2, 2003-1, and 2011-4, MCL 338.3501, 445.2001, 445.2011, and 445.2030)

R 338.6101, R 338.6103, R 338.6201, R 338.6301, R 338.6305, R 338.6308, and R 338.6311 of the Michigan Administrative Code are amended, as follows:

PART 1. GENERAL PROVISIONS

R 338.6101 Definitions.

Rule 101. (1) As used in these rules:

(a) "Code" means ~~the public health code, 1978 PA 368, MCL 333.1101 to 333.25211.~~
333.25211, known as the public health code.

(b) "Department" means the department of licensing and regulatory affairs.

(c) "Task force" means the Michigan task force on physician's assistants created under section 17025 of the code, MCL 333.17025.

(2) ~~The terms~~ **A term** defined in the code ~~have~~ **has** the same meaning when used in these rules.

R 338.6103 Training standards for identifying victims of human trafficking; requirements.

Rule 103. (1) ~~Pursuant to~~ **Under** section 17060 of the code, MCL 333.17060, an individual seeking licensure or licensed shall complete training in identifying victims of human trafficking that ~~meets~~ **satisfies** the following standards:

(a) Training content shall cover all ~~of~~ the following:

(i) Understanding the types and venues of human trafficking in Michigan or the United States.

(ii) Identifying victims of human trafficking in health care settings.

- (iii) Identifying the warning signs of human trafficking in health care settings for adults and minors.
- (iv) Resources for reporting the suspected victims of human trafficking.
- (b) Acceptable providers or methods of training include any of the following:
 - (i) Training offered by a nationally recognized or state-recognized, health-related organization.
 - (ii) Training offered by, or in conjunction with, a state or federal agency.
 - (iii) Training obtained in an educational program ~~that has been approved by the task force~~ for initial licensure, or by a college or university.
 - (iv) Reading an article related to the identification of victims of human trafficking that ~~meets~~ **satisfies** the requirements of subdivision (1)(a) of this subrule and is published in a peer review journal, health care journal, or professional or scientific journal.
- (c) Acceptable modalities of training may include any of the following:
 - (i) Teleconference or ~~webinar~~ **online seminar**.
 - (ii) Online presentation.
 - (iii) Live presentation.
 - (iv) Printed or electronic media.
- (2) The department may select and audit a sample of individuals and request documentation of proof of completion of training. If audited by the department, an individual shall provide an acceptable proof of completion of training, including either of the following:
 - (a) Proof of completion certificate issued by the training provider that includes the date, provider name, name of training, and individual's name.
 - (b) A self-certification statement by an individual. The certification statement shall include the individual's name and either of the following:
 - (i) For training completed ~~pursuant to~~ **under** subrule (1)(b)(i) to (iii) of this rule, the date, training provider name, and name of training.
 - (ii) For training completed ~~pursuant to~~ **under** subrule (1)(b)(iv) of this rule, the title of article, author, publication name of peer review journal, health care journal, or professional or scientific journal, and date, volume, and issue of publication, as applicable.
- (3) ~~Pursuant to~~ **Under** section 16148 of the code, MCL 333.16148, the requirements specified in subrule (1) of this rule apply for license renewals beginning with the 2016 renewal cycle and for initial licenses issued after April 22, 2021.

PART 2. ~~PHYSICIANS'~~ **PHYSICIAN'S ASSISTANT PROGRAM APPROVAL**

R 338.6201 Educational program standards; adoption by reference.

Rule 201. (1) The standards for accrediting educational programs for physician's assistants approved by the ~~accreditation review commission on education for the physician assistant~~ **Accreditation Review Commission on Education for the Physician Assistant (ARC-PA)** in the document entitled "Accreditation Standards for Physician Assistant Education, 4th **Fifth Edition**," effective September 1, 2010, ~~updated March 8, 2018, 2020~~, are adopted by reference in these rules. The standards are available at no

cost on the commission's website at <http://www.arc-pa.org>. Copies of the standards are also available for inspection and distribution at a cost of **10 cents per page** from the Michigan Task Force on Physician's Assistants, Bureau of Professional Licensing, Department of Licensing and Regulatory Affairs, P.O. Box 30670, Lansing, MI 48909.

(2) Only educational programs for physician's assistants ~~that are~~ accredited by the ARC-PA are approved physician's assistant educational programs.

PART 3. PHYSICIAN'S ASSISTANT LICENSE

R 338.6301 Application for physician's assistant license; requirements.

Rule 301. An applicant for a physician's assistant license shall ~~submit~~ **provide** the required fee and a completed application on a form provided by the department. In addition to ~~meeting~~ **satisfying** the requirements of the code and these rules, an applicant shall ~~meet~~ **satisfy** both of the following requirements:

(a) Have graduated from an accredited educational program for physician's assistants that ~~meets~~ **satisfies** the standards in R 338.6201.

(b) Have passed the certifying examination conducted and scored by the ~~national commission on certification of physician assistants~~ **National Commission on Certification of Physician Assistants (NCCPA)**.

R 338.6305 Licensure by endorsement; requirements.

Rule 305. (1) An applicant for a physician's assistant license by ~~endorsement, in addition to meeting~~ **endorsement who satisfies** the requirements of the code and ~~these rules, shall submit the required fee and a completed application on a form provided by the department. An applicant who satisfies the requirements of the code and this rule, is presumed to meet~~ **this rule satisfies** the requirements of section ~~16186, 16186 of the code, MCL 333.16186, of the code. MCL 333.16186. The department shall issue a~~ **physician's assistant license to an applicant who satisfies all the following requirements:**

(a) **Provides the required fee and a completed application on a form provided by the department.**

(b) **Holds a current physician's assistant license in another state or in a province of Canada.**

(c) **Completed the educational requirements for a physician's assistant license in a province of Canada or another state to obtain licensure as a physician's assistant in a province of Canada or another state.**

(d) **Received a passing score on either of the following examinations for a physician's assistant license in a province of Canada or another state to obtain licensure as a physician's assistant in a province of Canada or another state:**

(i) **The certifying examination conducted and scored by the NCCPA.**

(ii) **The Physician Assistant Entry to Practice Certification Exam.**

(2) ~~If the applicant was first licensed, certified, or registered to practice as a physician's assistant in another state before July 7, 1986, then the applicant shall submit evidence of~~

having passed the certifying examination conducted and scored by the NCCPA. An applicant who is or has been licensed, registered, or certified in a health profession or specialty by any other state, the United States military, the federal government, or another country shall disclose that fact on the application form. The applicant shall satisfy the requirements of section 16174(2) of the code, MCL 333.16174, which includes verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application. If licensure is granted and it is determined that sanctions have been imposed, the disciplinary subcommittee may impose appropriate sanctions under section 16174(5) of the code, MCL 333.16174.

(3) If the applicant was first licensed, certified, or registered to practice as a physician's assistant in another state on or after July 7, 1986, the applicant shall meet both of the following requirements:

(a) Have graduated from an accredited educational program for physician's assistants that meets the standards in R 338.6201.

(b) Have passed the certifying examination conducted and scored by the NCCPA.

(4) An applicant shall have his or her license, certification, or registration verified by the licensing agency of any state of the United States in which the applicant holds a current license, certification, or registration or ever held a license, certification, or registration as a physician's assistant. If applicable, verification shall include the record of any disciplinary action taken or pending against the applicant.

R 338.6308 Requirements for relicensure.

Rule 308. (1) An applicant for relicensure whose license has been lapsed for less than 3 years preceding the date of application may be relicensed **within 3 years after the expiration date of the license** under section 16201(3) of the code, MCL 333.16201(3), if the applicant satisfies all of the following requirements:

(a) **Submits Provides** the required fee and a completed application on a form provided by the department.

(b) Establishes that he or she is of good moral character.

(c) Has his or her license, certification, or registration verified, on a form provided by the department, by the licensing agency of any state of the United States in which the applicant holds a current license, certification, or registration or ever held a license, certification, or registration as a physician's assistant. Verification includes, but is not limited to, showing proof of any disciplinary action taken or pending against the applicant.

(2) An applicant for relicensure whose license has been lapsed for 3 years or more preceding the date of application may be relicensed **more than 3 years after the expiration date of the license** under section 16201(4) of the code, MCL 333.16201(4), if the applicant satisfies all of the following requirements:

(a) **Submits Provides** the required fee and a completed application on a form provided by the department.

(b) Establishes that he or she is of good moral character.

(c) **Submits Provides** fingerprints as set forth in **required under** section 16174(3) of the code, MCL 333.16174(3).

(d) Does either of the following:

(i) Presents ~~evidence~~ **proof** to the department ~~that he or she was licensed of licensure~~ as a physician's assistant in **a province of Canada or** another state ~~of the United States~~ during the 3-year period immediately preceding the date of the application for relicensure.

(ii) Establishes ~~that he or she passed~~ **a passing score on** either the certifying or recertifying examination conducted and scored by the NCCPA during the 10-year period immediately preceding the date of the application for relicensure.

~~(e) Has his or her license, certification, or registration verified, on a form provided by the department, by the licensing agency of any state of the United States in which the applicant holds a current license, certification, or registration or ever held a license, certification, or registration as a physician's assistant. Verification includes, but is not limited to, showing proof of any disciplinary action taken or pending against the applicant.~~

(3) An applicant who is or has been licensed, registered, or certified in a health profession or specialty by any other state, the United States military, the federal government, or another country shall disclose that fact on the application form. The applicant shall satisfy the requirements of section 16174(2) of the code, MCL 333.16174, which includes verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application. If licensure is granted and it is determined that sanctions have been imposed, the disciplinary subcommittee may impose appropriate sanctions under section 16174(5) of the code, MCL 333.16174.

R 338.6311 License renewal; requirements.

Rule 311. An applicant for license renewal who has been licensed for the 2-year period immediately preceding the application for renewal shall ~~submit~~ **provide** the required fee and a completed application on a form provided by the department.

~~PART 4. ADMINISTRATIVE HEARINGS~~