

**RULE IMPACT STATEMENT
PROPOSED PERMANENT RULE**

**TITLE 435. STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION
CHAPTER 15. PHYSICIAN ASSISTANTS**

PROPOSED RULES:

Subchapter 1. General Provisions

435:15-1-1.1. Definitions [AMENDED]

Subchapter 3. Licensure of Physician Assistants

435:15-3-1. Qualification; application [AMENDED]

435:15-3-13. ~~Supervising Delegating~~ physician; ~~alternatives~~ [AMENDED]

435:15-3-17. Continuing education for renewal [AMENDED]

435:15-3-19. Locum tenens [REVOKED]

Subchapter 5. Regulation of Practice

435:15-5-10. Prescriptions [AMENDED]

435:15-5-11. Discipline [AMENDED]

Subchapter 11. Prescriptive Guidelines and Drug Formulary

435:15-11-1. Prescriptive and dispensing authority [AMENDED]

435:15-11-2. Drug formulary [AMENDED]

PURPOSE OF PROPOSED RULE:

The proposed rule amendments add a definition for “Delegating physician” and expand the definition for “On-site.” The proposed amendments allow a physician to serve as the delegating physician for an unlimited number of PAs if the delegating physician physically practices at least 50% of the time in the state of Oklahoma during a calendar year. However, it restricts a physician from serving as the delegating physician for more than a total of six physician assistants at any one time who are delegated outpatient schedule II prescribing authority. The proposed revisions also make amendments to the PA prescription authority by, including but not limited to, allowing PAs to prescribe Schedule II drugs while removing the limitation of writing prescriptions only “on site” and authorizing prescriptions for non-controlled medications to be written for up to a 100-day supply with three refills. Additionally, the rules propose amended application and practice agreement requirements, and revoke the requirements for practicing locum tenens in Oklahoma in harmony with current law. The rules also eliminate the requirement for an inclusive formulary relating to the prescribing ability of PAs.

CLASSES AFFECTED:

The classes of persons most likely to be affected by the proposed amendments are Physicians, Physician Assistants and those members of the public receiving care provided from a Physician Assistant. No information on cost impact has been received by the agency from private or public entities to date.

PERSONS BENEFITTED:

The classes of persons most likely to benefit from the proposed amendments are Physician Assistants and those members of the public receiving care provided from a Physician Assistant.

PROBABLE ECONOMIC IMPACT:

1. On affected classes: There will be little or no impact due to the proposed changes in these rules.
2. On political subdivision: There will be little or no impact due to the proposed changes in these rules.

3. Fees: There will be little or no impact due to the proposed changes in these rules.

PROBABLE COST TO THE AGENCY:

Minimal administrative only. No additional personnel or budget expenses are anticipated.

WILL THE RULE IMPACT POLITICAL SUBDIVISIONS:

No economic impact, or a need for cooperation from political subdivisions, is anticipated.

SMALL BUSINESS IMPACT:

There is no anticipated adverse impact on small business, with reference to Sections 303 (A) (4) and 304 (b) (6) of the APA.

ALTERNATIVE METHODS AND COSTS OF COMPLIANCE:

There are no apparent alternative methods for compliance. The Agency does not anticipate any additional costs of administration due to implementation of these rule changes.

PUBLIC HEALTH/ SAFETY CONCERNS:

There will be no adverse impact or concerns with public safety or environment that will result for this proposed rule change.

Prepared: 01.12.2024