

CHAPTER 422**(SB 128)**

AN ACT relating to medical treatment of mentally ill persons.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 202A.161 is amended to read as follows:

Any person admitted to a hospital pursuant to the provisions of this chapter shall be initially examined by an authorized staff physician of the hospital *or, with permission of the facility's governing body and in accordance with the applicable provisions of the facility's medical staff bylaws, policies, and procedures, a physician assistant as defined in KRS 311.550, or an advanced registered nurse practitioner licensed under KRS Chapter 314* as soon as practicable but not later than thirty-six (36) hours (excluding weekends and holidays) and a report entered into the medical record not later than forty-eight (48) hours (excluding weekends and holidays) after his admission.

SECTION 2. A NEW SECTION OF KRS CHAPTER 216B IS CREATED TO READ AS FOLLOWS:

- (1) *A physician assistant, credentialed under KRS Chapter 311, when those duties and responsibilities are within the scope of training received in an approved program and within the scope of the supervising physician's practice, or an advanced registered nurse practitioner licensed under KRS Chapter 314, may:*
 - (a) *Perform a history and physical examination for a patient admitted to an acute care or psychiatric hospital licensed under this chapter; and*
 - (b) *Order and review continuation of restraints and seclusion as a health care practitioner in accordance with 42 C.F.R. 482.13.*
- (2) *A history and physical examination shall be performed no more than seven (7) days before or twenty-four (24) hours after a patient is admitted to an acute care or psychiatric hospital licensed under this chapter.*
- (3) *The history and physical examination that has been performed in compliance with subsection (2) of this section is transferable to another licensed level of care within the same hospital.*
- (4) *The Cabinet for Health Services shall promulgate administrative regulations in accordance with KRS Chapter 13A to establish the content of the history and physical examination required by subsection (2) of this section performed in an acute or psychiatric hospital that shall be used by the licensing entity. Approved April 21, 2000*

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