

### **311.856 Duties of supervising physician -- Definitions.**

A supervising physician shall:

- (1) Restrict the services of a physician assistant to services within the physician assistant's scope of practice and to the provisions of KRS 311.840 to 311.862;
- (2) Prohibit a physician assistant from dispensing controlled substances;
- (3) Prohibit a physician assistant from prescribing or administering controlled substances, except as provided in KRS 311.858(5);
- (4) Inform all patients in contact with a physician assistant of the status of the physician assistant;
- (5) Post a notice stating that a physician assistant practices medicine or osteopathy in all locations where the physician assistant may practice;
- (6) Require a physician assistant to wear identification that clearly states that he or she is a physician assistant;
- (7) Prohibit a physician assistant from independently billing any patient or other payor for services rendered by the physician assistant;
- (8) If necessary, participate with the governing body of any hospital or other licensed health care facility in a credentialing process established by the facility;
- (9) Not require a physician assistant to perform services or other acts that the physician assistant feels incapable of carrying out safely and properly;
- (10) Maintain adequate, active, and continuous supervision of a physician assistant's activities to assure that the physician assistant is performing as directed and complying with the requirements of KRS 311.840 to 311.862 and all related administrative regulations;
- (11) Review and countersign a sufficient number of overall medical notes written by the physician assistant to ensure quality of care provided by the physician assistant and outline the specific parameters for review of countersignatures in the application required by KRS 311.854. Countersignature requirements shall be determined by the supervising physician, practice, or institution. As used in this subsection:
  - (a) "Practice" means a medical practice composed of two (2) or more physicians organized to provide patient care services, regardless of its legal form or ownership; and
  - (b) "Institution" means all or part of any public or private facility, place, building, or agency, whether organized for profit or not, that is used, operated, or designed to provide medical diagnosis, treatment, nursing, rehabilitative, or preventive care;
- (12)
  - (a) Reevaluate the reliability, accountability, and professional knowledge of a physician assistant two (2) years after the physician assistant's original licensure in this Commonwealth and every two (2) years thereafter; and
  - (b) Based on the reevaluation, recommend approval or disapproval of licensure or renewal to the board; and
- (13) Notify the board within three (3) business days if the supervising physician:

- (a) Ceases to supervise or employ the physician assistant; or
- (b) Believes in good faith that a physician assistant violated any disciplinary rule of KRS 311.840 to 311.862 or related administrative regulations.

**Effective:** July 15, 2020

**History:** Amended 2020 Ky. Acts ch. 39, sec. 4, effective July 15, 2020. -- Amended 2016 Ky. Acts ch. 88, sec. 2, effective July 15, 2016. -- Amended 2014 Ky. Acts ch. 41, sec. 1, effective July 15, 2014. -- Amended 2006 Ky. Acts ch. 78, sec. 9, effective July 12, 2006. -- Created 2002 Ky. Acts ch. 130, sec. 31, effective July 15, 2002.

**Legislative Research Commission Note (7/12/2006).** 2006 Ky. Acts ch. 78, sec. 11, provides: "A physician assistant who is certified in Kentucky and in good standing on the effective date of this Act [July 12, 2006] shall automatically be licensed under Sections 1 to 10 of this Act [KRS 311.840, 311.842, 311.844, 311.845, 311.846, 311.848, 311.850, 311.852, 311.856, and 311.862] and shall be issued a physician assistant license upon annual renewal."

**Legislative Research Commission Note (7/15/2002).** Although 2002 Ky. Acts ch. 130, sec. 31, subsection (1), has a reference to "Sections 32 to 34 of this Act" (which sections were codified as KRS 311.858 and 311.862) that reference has been codified as KRS 311.840 to 311.862" as the reference to "Sections 32..." was a manifest clerical or typographical error that should have read "Sections 23..." and has been corrected in codification under KRS 7.136(1)(h).