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22.01.04 - RULES FOR REGISTRATION OF SUPERVISING PHYSICIANS

000. LEGAL AUTHORITY.

Pursuant to Idaho Code, Section 54-1807(1)(2), and Section 54-1814(17) the Idaho State Board of Medicine is authorized to promulgate rules to govern the activities of physicians and osteopathic physicians licensed in Idaho, who supervise the practice of physician's assistants, nurse practitioners, interns, externs and residents. (7-1-93)

001. TITLE AND SCOPE.

The rules shall be cited as IDAPA 22.01.04, "Rules of the Board of Medicine for Registration of Supervising Physicians." (7-1-93)

002. -- 009. (RESERVED).

010. DEFINITIONS.

01. Board. The Idaho State Board of Medicine. (7-1-93)
02. Physician's Assistant. Any person duly registered with the Board as a physician's assistant pursuant to the applicable Idaho statutes and the applicable rules promulgated by the Board. (7-1-93)
03. Nurse Practitioner. Any person duly licensed as a nurse practitioner pursuant to the applicable Idaho statutes and the applicable rules jointly promulgated by the Board and the Idaho State Board of Nursing. (7-1-93)
04. Supervising Physician. Any person who is duly licensed to practice medicine in Idaho, and who has responsibility for the medical acts of a physician's assistant or nurse practitioner. "Supervising physician" also includes an alternate or substitute supervising physician. (7-1-93)

011. -- 019. (RESERVED).

020. DUTIES OF SUPERVISING PHYSICIANS.

01. Responsibilities. The supervising physician shall be responsible for the medical acts of physician's assistants and nurse practitioners and for the supervision of such acts. (7-1-93)
02. Written Protocols. The Supervising Physician, in collaboration with the supervised nurse practitioner or physician's assistant, shall be responsible for the creation of written protocols for the management of stable chronic illnesses and the prescribing of medications. Such protocols shall be within the scope of practice of the nurse practitioner or physician's assistant. (7-1-93)
03. Adherence to Protocols. The supervising physician shall, on at least a monthly basis, conduct an on-site visit and personally observe the quality of care provided and the adherence to protocols. However if exceptional circumstances exist in an individual case, the supervising physician can apply to the Board for a waiver or modification of this requirement. There shall be an annual review and update of protocols. (7-1-93)
04. Patient Complaints. The supervising physician shall report to either the Board of Medicine or the Board of Nursing any and all patient complaints received against the physician's assistant or nurse practitioner which relate to the quality and nature of medical care. (7-1-93)
05. Pre-signed Prescriptions. The supervising physician shall not utilize or authorize the physician's assistant or nurse practitioner to use any pre-signed prescription. (7-1-93)
06. Supervisory Responsibility. The responsibilities and duties of a supervising physician may not be transferred to a professional corporation or partnership, nor may they be assigned to another physician without Board

approval. (7-1-93)

07. Available Supervision. Except as set forth in the individual protocols of each physician's assistant or nurse practitioner, the supervising physician must always be available either in person or by telephone to supervise, direct and counsel the nurse practitioner or physician's assistant. (7-1-93)

08. Disclosure: It shall be the responsibility of each supervising physician to insure that each patient who receives the services of a physician's assistant or nurse practitioner is aware of the fact that said person is not a licensed physician. This disclosure requirement can be fulfilled by the use of name tags, correspondence, oral statements, office signs or such other procedures that under the involved circumstances adequately advised the patient of the education and training of the person rendering medical services. (7-1-93)

021. -- 029. (RESERVED).

030. REGISTRATION BY SUPERVISING PHYSICIANS.

01. Registration and Renewal. Each supervising physician must register with the Board and such registration shall be renewed annually. (7-1-93)

02. Notification. The supervising physician must notify the Board of any change in the status of any physician's assistant or nurse practitioner for whom he is responsible, including, but not limited to, changes in location, duties, responsibilities, or supervision, or termination of employment. (7-1-93)

03. Agreed Protocols. Prior to the initial registration and on all renewals, all supervising physicians shall provide the Board with a copy of a detailed agreement from the physician's assistant or nurse practitioner which establishes the specific protocol of the physician's assistant or nurse practitioner and the supervising physician shall be responsible for determining that the protocol does not authorize duties and responsibilities beyond those allowed by the applicable rules. (7-1-93)

031. DISCIPLINARY ACTION.

Every person registered as a supervising physician in this state is subject to discipline by the Board pursuant to the procedures and powers set forth in Idaho Code, Section 54-1806A for violation of these rules or upon any of the grounds set forth in Idaho Code, Section 54-1814. (7-1-93)

032. -- 039. (RESERVED).

040. FEES.

The fee for supervising physician registration will be fifty dollars (\$50) and the annual renewal fee will be twenty-five dollars (\$25); provided however, alternate or substitute supervising physicians shall not be required to pay an annual renewal fee. (7-1-93)

041. EFFECTIVE DATE.

Amendments to these rules shall be effective March 30, 1992. These rules were first effective March 15, 1978 and thereafter were amended effective July 30, 1987 and March 30, 1992. (7-1-93)

042. -- 999. (RESERVED).