



SENATE BILL No. 1214

September 13, 1994, Introduced by Senator PRIDNIA and
referred to the Committee on Health Policy and Senior
Citizens

A bill to amend sections 17048, 17076, and 17548 of Act
No 368 of the Public Acts of 1978, entitled as amended
"Public health code,"
as amended by Act No 247 of the Public Acts of 1990, being
sections 333 17048, 333 17076, and 333 17548 of the Michigan
Compiled Laws

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Sections 17048, 17076, and 17548 of Act No 368
2 of the Public Acts of 1978, as amended by Act No 247 of the
3 Public Acts of 1990, being sections 333 17048, 333 17076, and
4 333 17548 of the Michigan Compiled Laws, are amended to read as
5 follows

6 Sec 17048 (1) Except as otherwise provided in this
7 subsection and section 17049(5), a physician who is a sole
8 practitioner or who practices in a group of physicians and treats

1 patients on an outpatient basis shall not supervise more than 4
2 physician's assistants If a physician described in this subsec-
3 tion supervises physician's assistants at more than 1 practice
4 site, the physician shall not supervise more than 2 physician's
5 assistants by a method other than the physician's actual physical
6 presence at the practice site

7 (2) A physician who is employed by, under contract or sub-
8 contract to, or has privileges at a health facility or agency
9 licensed under article 17 or a state correctional facility may
10 supervise more than 4 physician's assistants at the health facil-
11 ity or agency or STATE correctional facility

12 (3) To the extent that a particular selected medical care
13 service requires extensive medical training, education, or abil-
14 ity or pose serious risks to the health and safety of patients,
15 the board may prohibit or otherwise restrict the delegation of
16 that medical care service or may require higher levels of
17 supervision

18 (4) A physician shall not delegate ultimate responsibility
19 for the quality of medical care services, even if the MEDICAL
20 CARE services are provided by a physician's assistant

21 (5) The board may promulgate rules for the delegation by a
22 supervising physician to a physician's assistant of the function
23 of prescription of drugs The rules may define the drugs or
24 classes of drugs THE PRESCRIPTION OF which ~~may~~ SHALL not be
25 delegated and other procedures and protocols necessary to promote
26 consistency with federal and state drug control and enforcement
27 laws Until the rules are promulgated, a supervising physician

1 may delegate the prescription of drugs other than controlled
2 substances as defined by article 7 or federal law When dele-
3 gated prescription occurs, both the physician's assistant's name
4 and the supervising physician's name shall be used, recorded, or
5 otherwise indicated in connection with each individual
6 prescription

7 (6) A SUPERVISING PHYSICIAN MAY DELEGATE IN WRITING TO A
8 PHYSICIAN'S ASSISTANT THE ORDERING, RECEIPT, AND DISPENSING OF
9 COMPLIMENTARY STARTER DOSE DRUGS OTHER THAN CONTROLLED SUBSTANCES
10 AS DEFINED BY ARTICLE 7 OR FEDERAL LAW WHEN THE DELEGATED
11 ORDERING, RECEIPT, OR DISPENSING OF COMPLIMENTARY STARTER DOSE
12 DRUGS OCCURS, BOTH THE PHYSICIAN'S ASSISTANT'S NAME AND THE
13 SUPERVISING PHYSICIAN'S NAME SHALL BE USED, RECORDED, OR OTHER-
14 WISE INDICATED IN CONNECTION WITH EACH ORDER, RECEIPT, OR
15 DISPENSING AS USED IN THIS SUBSECTION, "COMPLIMENTARY STARTER
16 DOSE" MEANS THAT TERM AS DEFINED IN SECTION 17745

17 Sec 17076 (1) Except in an emergency situation, a
18 physician's assistant shall provide medical care services only
19 under the supervision of a physician or properly designated
20 alternative physician, and only if those medical care services
21 are within the scope of practice of the supervising physician and
22 are delegated by the supervising physician

23 (2) A physician's assistant shall provide medical care serv-
24 ices only in a medical care setting where the supervising physi-
25 cian regularly sees patients However, a physician's assistant
26 may make calls or go on rounds UNDER THE SUPERVISION OF A
27 PHYSICIAN in private homes, public institutions, emergency

1 vehicles, ambulatory care clinics, hospitals, intermediate or
2 extended care facilities, health maintenance organizations, nurs-
3 ing homes, or other health care facilities to the extent permit-
4 ted by the bylaws, rules, or regulations of the ~~facilities or~~
5 ~~organizations under the supervision of a physician~~ GOVERNING
6 FACILITY OR ORGANIZATION, IF ANY

7 (3) A physician's assistant may prescribe drugs as a dele-
8 gated act of a supervising physician, but shall do so only in
9 accordance with procedures and protocol for the prescription
10 established by ~~the boards in~~ rule OF THE APPROPRIATE BOARD
11 Until the rules are promulgated, a physician's assistant may pre-
12 scribe a drug other than a controlled substance as defined by
13 article 7 or federal law, as a delegated act of the supervising
14 physician When delegated prescription occurs, the supervising
15 physician's name shall be used, recorded, or otherwise indicated
16 in connection with each individual prescription so that the indi-
17 vidual who dispenses or administers the prescription knows under
18 whose delegated authority the physician's assistant is
19 prescribing

20 (4) A PHYSICIAN'S ASSISTANT MAY ORDER, RECEIVE, AND DISPENSE
21 COMPLIMENTARY STARTER DOSE DRUGS OTHER THAN CONTROLLED SUBSTANCES
22 AS DEFINED BY ARTICLE 7 OR FEDERAL LAW AS A DELEGATED ACT OF A
23 SUPERVISING PHYSICIAN WHEN THE DELEGATED ORDERING, RECEIPT, OR
24 DISPENSING OF COMPLIMENTARY STARTER DOSE DRUGS OCCURS, THE SUPER-
25 VISING PHYSICIAN'S NAME SHALL BE USED, RECORDED, OR OTHERWISE
26 INDICATED IN CONNECTION WITH EACH ORDER, RECEIPT, OR DISPENSING
27 SO THAT THE INDIVIDUAL WHO PROCESSES THE ORDER FOR OR DELIVERS

1 THE COMPLIMENTARY STARTER DOSE DRUGS OR TO WHOM THE COMPLIMENTARY
2 STARTER DOSE DRUGS ARE DISPENSED KNOWS UNDER WHOSE DELEGATED
3 AUTHORITY THE PHYSICIAN'S ASSISTANT IS ORDERING, RECEIVING, OR
4 DISPENSING AS USED IN THIS SUBSECTION, "COMPLIMENTARY STARTER
5 DOSE" MEANS THAT TERM AS DEFINED IN SECTION 17745

6 Sec 17548 (1) Except as otherwise provided in this sub-
7 section and section 17549(5), a physician who is a sole practi-
8 tioner or who practices in a group of physicians and treats
9 patients on an outpatient basis shall not supervise more than 4
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11 tion supervises physician's assistants at more than 1 practice
12 site, the physician shall not supervise more than 2 physician's
13 assistants by a method other than the physician's actual physical
14 presence at the practice site

15 (2) A physician who is employed by or under contract or sub-
16 contract to or has privileges at a health facility licensed under
17 article 17 or a state correctional facility may supervise more
18 than 4 physician's assistants at the health facility or agency or
19 STATE correctional facility

20 (3) To the extent that a particular selected medical care
21 service requires extensive medical training, education, or abil-
22 ity or pose serious risks to the health and safety of patients,
23 the board may prohibit or otherwise restrict the delegation of
24 that medical care service or may require higher levels of
25 supervision

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9 consistency with federal and state drug control and enforcement
10 laws Until the rules are promulgated, a supervising physician
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