

REQUEST FOR TECHNICAL CHANGE

AGENCY: Medical Board

RULE CITATION: 21 NCAC 32R .0101

**DEADLINE FOR RECEIPT: Wednesday, March 11, 2020**

***PLEASE NOTE: This request may extend to several pages. Please be sure you have reached the end of the document.***

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends that the following technical changes be made:

*On the Submission for Permanent Rule Form, please correct the publication date of the Notice of text to November 1, 2019.*

*In (a), line 8, please change "their" to "his or her" to match "a physician"*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Amber May  
Commission Counsel  
Date submitted to agency: Wednesday, February 26, 2020

1 21 NCAC 32R .0101 is amended as published in 34:09 NCR 765 as follows:

2  
3 **21 NCAC 32R .0101 CONTINUING MEDICAL EDUCATION (CME) REQUIRED**

4 (a) Continuing Medical Education (CME) is defined as education, training, and activities to increase knowledge and  
5 skills generally recognized and accepted by the profession as within the basic medical sciences, the discipline of  
6 clinical medicine, and the provision of healthcare to the public. The purpose of CME is to maintain, develop, or  
7 improve the physician's knowledge, skills, professional performance, and relationships ~~that a physicians use~~ physician  
8 uses to provide services for their ~~patients, patients their~~ and practice, the public, or ~~the~~ profession.

9 (b) ~~Each person~~ A physician licensed to practice medicine in the State of North Carolina, except those physicians  
10 holding a residency training license, shall complete at least 60 hours of Category 1 CME relevant to the physician's  
11 current or intended specialty or area of practice every ~~three~~ 3 years. ~~Beginning on July 1, 2017, every~~ Every physician  
12 who prescribes controlled substances, except those physicians holding a residency training license, shall complete at  
13 least ~~three~~ 3 hours of ~~CME, CME~~ from the required 60 hours of Category 1 ~~CME, that is CME~~ designed specifically  
14 to address controlled substance prescribing practices. The controlled substance prescribing CME shall include  
15 instruction on controlled substance prescribing ~~practices, recognizing signs of the abuse or misuse of controlled~~  
16 ~~substances,~~ practices and controlled substance prescribing for chronic pain management. CME that includes  
17 recognizing signs of the abuse or misuse of controlled substances, or non-opioid treatment options shall qualify for  
18 the purposes of this Rule.

19 (c) The ~~three-year~~ three-year period described in Paragraph (b) of this Rule begins on the physician's ~~first~~  
20 following the ~~initial licensure.~~ issuance of his or her license.

21  
22 *History Note: Authority G.S. 90-5.1(a)(3); 90-5.1(a)(10); 90-14(a)(15); S.L. 2015-241, 12F.16(b) and 12F.16(c);*  
23 *Eff. January 1, 2000;*  
24 *Amended Eff. August 1, 2012; January 1, 2001;*  
25 *Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1,*  
26 *2016;*  
27 *Amended Eff. April 1, 2020; Amended Eff. September 1, 2016.*  
28

REQUEST FOR TECHNICAL CHANGE

AGENCY: Medical Board

RULE CITATION: 21 NCAC 32S .0216

**DEADLINE FOR RECEIPT: Wednesday, March 11, 2020**

***PLEASE NOTE: This request may extend to several pages. Please be sure you have reached the end of the document.***

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends that the following technical changes be made:

*On the Submission for Permanent Rule Form, please correct the publication date of the Notice of text to November 1, 2019.*

*In (c), please change "their" on line 17 in "they are currently" and "they possess" to "he or she is currently" and "he or she possesses" to match "a physician assistant" on line 16.*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Amber May  
Commission Counsel  
Date submitted to agency: Wednesday, February 26, 2020

1 21 NCAC 32S .0216 is amended as published in 34:09 NCR 765-766 as follows:

2  
3 **21 NCAC 32S .0216 CONTINUING MEDICAL EDUCATION**

4 (a) A physician assistant shall complete at least 50 hours of ~~continuing medical education~~ Continuing Medical  
5 Education (CME) every two years. The CME shall be recognized by the National Commission on Certification of  
6 Physician Assistants (NCCPA) as Category I CME. ~~A~~ The physician assistant shall provide CME documentation for  
7 inspection by the ~~board~~ Board or its agent upon request. The ~~two-year~~ two-year period shall begin on the physician  
8 assistant's ~~first~~ initial licensure ~~the issuance of his or her license~~.

9 (b) ~~Beginning on July 1, 2017, a~~ A physician assistant who prescribes controlled substances shall complete at least  
10 two hours of CME, from the required 50 hours, designed specifically to address controlled substance prescribing  
11 practices. The controlled substance prescribing CME shall include instruction on controlled substance prescribing  
12 ~~practices, recognizing signs of the abuse or misuse of controlled substances,~~ practices and controlled substance  
13 prescribing for chronic pain management. CME that includes recognizing signs of the abuse or misuse of controlled  
14 substances, or non-opioid treatment options shall qualify for purposes of this Rule.

15 (c) A physician assistant who possesses a current certification with the NCCPA shall be deemed in compliance with  
16 the requirement of Paragraph (a) of this Rule. The physician assistant shall attest on his or her annual renewal ~~that he~~  
17 ~~or she is~~ they are currently certified by the NCCPA. Physician assistants who attest ~~that~~ they possess a current  
18 certificate with the NCCPA shall not be exempt from the controlled substance prescribing CME requirement of  
19 Paragraph (b) of this Rule. ~~A Physician Assistants~~ physician assistant shall complete the required two hours of  
20 controlled substance CME unless ~~such~~ the CME is a component part of their certification activity.

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22 *History Note: Authority G.S. 90-5.1(a)(3); 90-5.1(a)(10); 90-18.1; S.L. 2015-241, 12F.16(b) a 12F.16(c);*

23 *Eff. September 1, 2009;*

24 *Amended Eff. May 1, 2015; November 1, 2010;*

25 *Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1,*  
26 *2016;*

27 *Amended Eff. April 1, 2020; September 1, 2016.*