

## **METHOD OF INDICATING CHANGES**

This Accessible PDF version of the proposed regulation text includes the phrase [begin underline] at the beginning of each addition, [end underline] at the end of each addition, [begin strikeout] at the beginning of each deletion, and [end strikeout] at the end of each deletion.

A standard PDF version of this proposed regulation text is also available on the Department's Office of Regulations Internet site.

(1) Amend Section 51240 as follows:

Section 51240. Utilization of Nonphysician Medical Practitioners.

(a) – no change

(b) The number of nonphysician medical practitioners who may be supervised by a single primary care physician shall be in accordance with applicable professional licensing statutes and regulations. ~~limited to the full-time equivalent of one of the following:~~

~~(1) Four nurse practitioners.~~

~~(2) Three nurse midwives.~~

~~(3) Two physician's assistants.~~

~~(4) Four of the above individuals in any combination which does not exceed the limit stated in either subparagraph (2) or (3).~~ [end strikeout]

(c) through (d) – no changes

~~(e) Each nurse practitioner shall have completed a clinical and didactic educational program of at least six months duration, which shall be:~~

~~(1) Of a length of time and focus appropriate to the scope and functions of the area of practice.~~

~~(2) Offered in one of the following:~~

~~(A) A college or university that offers a baccalaureate or higher degree.~~

~~(B) A health care agency that has an academic affiliation with a college or university as specified in (A).~~ [end strikeout]

NOTE: Authority cited: Sections 10725, 14043.15 ~~[begin~~ ~~strikeout]14053[end~~ ~~strikeout]~~, 14105 ~~[begin~~ ~~underline]and[end~~ ~~underline]~~ 14124.5 ~~[begin~~ ~~strikeout]and 14132[end~~ ~~strikeout]~~, Welfare and Institutions Code ~~[begin~~ ~~underline]~~; and Section 20, Health and Safety Code ~~[end~~ ~~underline]~~. Reference: ~~[begin~~ ~~strikeout] Article 12.5 of Chapter 5, Articles 2 and 2.5 of Chapter 6, and Chapter 7.7,~~ ~~Business and Professions Code. [end~~ ~~strikeout]~~ ~~[begin~~ ~~underline]Sections 14043,~~ ~~14043.1, 14043.2, 14043.47, 14132.4, 14132.41, and 14132.966, Welfare and~~ ~~Institutions Code. [end~~ ~~underline]~~

(2) Amend Section 51305 as follows:

Section 51305. Physician Services.

(a) – (j) – no changes

(k) Primary care physician services rendered by nonphysician medical practitioners are covered as physician's services to the extent permitted by applicable professional licensing statutes and regulations, and as set forth in the Physician-Practitioner Interface as described in Section 51240.

(1) Services and entries in the patient's health record by ~~non-physician~~ nonphysician medical practitioners shall be reviewed by the primary care physician ~~within seven calendar days of the date of service~~ to the extent required by the applicable professional licensing statutes and regulations.

(k)(2) through (k)(5) – no changes

(l) through (m) – no changes

NOTE: Authority cited: Sections 10725~~, 14059.5,~~ and 14124.5~~and 14132.6~~, Welfare and Institutions Code~~; and Section 20, Health and Safety Code~~. Reference: Sections 14043.47, 14053, 14059, 14059.5, 14060, 14132, 14132.41, 14132.42, 14133(a) and (b), 14132.6, ~~14132.42,~~ 14133.25 and 14133.3, Welfare and Institutions Code; ~~Section 690, Business and Professions Code;~~ and ~~Section 433.123, Section 433.123, Title 42, Code of Federal Regulations~~ Title 42, Code of Federal Regulations, Sections 483.40(e) and 485.631(b)(iv).

(3) Amend Section 51476 as follows:

Section 51476. Keeping and Availability of Records.

(a) Each provider shall keep, maintain, and have readily retrievable, such records as are necessary to fully disclose the type and extent of services provided to a Medi-Cal beneficiary. Required records shall be made at or near the time at which the service is rendered. Such records shall include, but not be limited to the following:

(1) through (6) – no changes

(7) Identification of the person rendering services. Records of each service rendered by nonphysician medical practitioners (as defined in Title 22, CCR, Section 51170) shall include the signature of the nonphysician medical practitioner and the countersignature of the supervising physician to the extent required by the applicable professional licensing statutes and regulations.

(b) – (g) – no changes

NOTE: Authority cited: Section 20, Health and Safety Code; and Sections 10725, 14105~~[begin strikeout], 14105.35, 14105.47~~[end strikeout] and 14124.5, Welfare and Institutions Code. Reference: Sections 14043.341, 14105.35, 14107, 14124.1, 14124.2, 14133, 14133.3 and 14170, Welfare and Institutions Code~~[begin underline];~~ and Title 42, Code of Federal Regulations, Sections 483.40(e) and 485.631(b)(iv) [end underline].