

1. "State" ~~shall mean and include~~ means any state, territory, or possession of the United States ~~and~~, the District of Columbia, the Commonwealth of Puerto Rico, and any foreign jurisdiction in which this or a similar reciprocal law is in effect.

Approved February 8, 1982

CHAPTER 1005

BOARD OF MEDICAL EXAMINER'S AUTHORITY

H.F. 783

AN ACT relating to the licensing and examining boards, including the board of medical examiners, and providing a penalty.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 147A.4, subsection 2, Code 1981, is amended to read as follows:

2. The board, with the advice and assistance of the council, shall promulgate rules required or authorized by this chapter pertaining to the examination and certification of advanced EMTs and paramedics. These rules shall include, but need not be limited to, requirements concerning prerequisites, training, and experience for advanced EMTs and paramedics and procedures for determining when individuals have met these requirements.

Sec. 2. Section 147A.4, Code 1981, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. The board shall establish the fee for the examination of the advanced EMTs and paramedics to cover the administrative costs of the examination program.

Sec. 3. Section 147A.6, Code 1981, is amended to read as follows:

147A.6 ADVANCED EMT AND PARAMEDIC CERTIFICATES — RENEWAL.

1. The board shall, upon application and receipt of the prescribed fee, shall issue a certificate attesting to the qualifications of ~~any an~~ individual who has met all of the requirements for a specific advanced EMT and paramedic category which are established by the rules promulgated under section 147A.4, subsection 2.

2. An advanced EMT or paramedic certificate shall be valid for the multi-year period determined by the board, unless sooner suspended or revoked. ~~Such a~~ The certificate shall be renewed upon application of the holder and receipt of the prescribed fee if he or she the holder has satisfactorily completed ongoing educational continuing medical education programs established or approved by the ~~department with the concurrence~~ of the board.

Sec. 4. Section 148.3, subsection 1, paragraph b, Code 1981, is amended by striking the paragraph.

Sec. 5. Section 148C.3, Code 1981, is amended by striking the section and inserting in lieu thereof the following:

148C.3 APPLICATION AND CERTIFICATION.

1. The board shall formulate guidelines for the consideration of applications by licensed physicians to supervise physician's assistants.

2. A licensed physician may seek regular approval to supervise a physician's assistant by filing an application with the board. The application shall include:

- a. The fee prescribed by the board.
- b. The professional background and specialty of the physician.
- c. The qualifications of the physician's assistant including:

(1) The academic qualifications of the physician's assistant or evidence of graduation from an approved program.

(2) The examination grades and certification by the national commission on certification of physician's assistants or any other standardized examination which the board of medical examiners approves.

- (3) The related work experience of the physician's assistant.

d. A description by the physician of the physician's practice, and a description of how the physician's assistant is to be used.

3. A licensed physician may seek temporary approval to supervise a physician's assistant, who is a graduate of an approved program, by filing an application for temporary approval with the board. The temporary approval may be issued for one year and, at the discretion of the board may be renewed for one additional year. The application for temporary approval shall include:

- a. The fee prescribed by the board.
- b. The professional background and specialty of the physician.
- c. Evidence that the physician's assistant is a graduate of an approved program.
- d. The related work experience of the physician's assistant.

e. A description by the physician of the physician's practice and a description of how the physician's assistant is to be used.

4. A physician's assistant working under temporary approval shall function in the same facility as the supervising physician.

5. The board shall not approve an application by a physician to supervise more than two physician's assistants at one time.

The board may modify the proposed use of a physician's assistant as detailed in an application and then approve the application as modified. A physician's assistant shall perform only those services for which the physician's assistant is qualified by training, and shall not perform a service that is not permitted by the board. Approval of an application to supervise a physician's assistant may be revoked or suspended upon the grounds and pursuant to the procedure the board establishes by rule.

Sec. 6. Section 148C.6, Code 1981, is amended by striking the section and inserting in lieu thereof the following:

148C.6 FEES AND RENEWALS. The board shall establish by rule the fees for the following:

1. An application by a physician to supervise a physician's assistant.
2. Approval of the application by a physician to supervise a physician's assistant.
3. A renewal of an approved application.
4. An application seeking program approval by the board.

An approval shall be valid for the multi-year period determined by the board, unless sooner suspended or revoked. The approval shall be renewed upon application of the physician and physician's assistant and receipt of the prescribed fee if the holder has satisfactorily completed continuing medical education programs established or approved by the board.

Sec. 7. Chapter 148C, Code 1981, is amended by adding the following new section:

NEW SECTION. PROHIBITIONS. A person not certified as required by this chapter who practices as a physician's assistant without having obtained the appropriate approval under

this chapter, is guilty of a serious misdemeanor.

Sec. 8. Section 258A.6, subsection 4, unnumbered paragraph 1, Code 1981, is amended to read as follows:

In order to assure a free flow of information for accomplishing the purposes of this section, and notwithstanding section 622.10, all complaint files, and investigation files, and all other investigation reports, and other investigative information in the possession of a licensing board or peer review committee acting under the authority of a licensing board or its employees or agents which relates to licensee discipline shall be are privileged and confidential, and shall are not be subject to discovery, subpoena, or other means of legal compulsion for their release to any a person other than the licensee and the boards, their employees and agents involved in licensee discipline, ~~or be and are~~ not admissible in evidence in any a judicial or administrative proceeding other than the proceeding involving licensee discipline. However, investigative information in the possession of a licensing board or its employees or agents which relates to licensee discipline may be disclosed to the appropriate licensing authority in another state, the District of Columbia, or a territory or country in which the licensee is licensed or has applied for a license. If the investigative information in the possession of a licensing board or its employees or agents indicates a crime has been committed, the information shall be reported to the proper law enforcement agency. However, a final written decision and finding of fact of a licensing board in a disciplinary proceeding, including a decision referred to in section 258A.3, subsection 4, shall be is a public record.

Sec. 9.* Section 147.81, Code 1981, is repealed.

Sec. 10.* An individual who has failed an initial examination before the effective date of this Act may take a second examination without further fee within fourteen months after the first examination.

Approved February 8, 1982

See also 81 Acts, ch 5,§10

CHAPTER 1006

GIFTED AND TALENTED CHILDREN'S PROGRAMS

S.F. 522

AN ACT to require that the department of public instruction and the area education agencies encourage schools to offer programs for gifted and talented children.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 273.2, unnumbered paragraph 4, Code 1981, is amended to read as follows:

The area education agency board shall provide for special education services and media services for the local school districts in the area and shall encourage and assist school districts in the area to establish programs for gifted and talented children.

Sec. 2. Section 273.2, subsection 6, Code 1981, is amended by striking the subsection.

Sec. 3. Section 442.31, unnumbered paragraph 1, Code 1981, is amended to read as follows: