

## MEDICINE BOARD[653]

### Notice of Intended Action

**Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”**

**Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.**

Pursuant to the authority of Iowa Code sections 147.76 and 272C.2, the Board of Medicine hereby proposes to amend Chapter 11, “Continuing Education and Training Requirements,” Iowa Administrative Code.

The purpose of Chapter 11 is to establish continuing medical education and training requirements for renewal or reinstatement of a permanent physician license or renewal of a special physician license. The proposed amendments update language throughout the chapter and grant continuing medical education credits to active physician members and active alternate physician members of the Board, active physician members of the Iowa Physician Health Committee, and physicians who complete peer reviews for the Board.

The Board approved this Notice of Intended Action during a regularly scheduled meeting on March 1, 2012.

Any interested person may present written comments on the proposed amendments not later than 4:30 p.m. on May 8, 2012. Such written materials should be sent to Mark Bowden, Executive Director, Board of Medicine, 400 S.W. Eighth Street, Suite C, Des Moines, Iowa 50309-4686; or sent by E-mail to [mark.bowden@iowa.gov](mailto:mark.bowden@iowa.gov).

There will be a public hearing on May 8, 2012, at 2 p.m. in the Board office, at which time persons may present their views either orally or in writing. The Board office is located at 400 S.W. Eighth Street, Suite C, Des Moines, Iowa.

After analysis and review of this rule making, no adverse impact on jobs has been found.

These amendments are intended to implement Iowa Code chapter 272C.

The following amendments are proposed.

ITEM 1. Adopt the following new definitions of “Training for chronic pain management” and “Training for end-of-life care” in rule **653—11.1(272C)**:

“*Training for chronic pain management*” means required training on chronic pain management identified in 653—Chapter 11.

“*Training for end-of-life care*” means required training on end-of-life care identified in 653—Chapter 11.

ITEM 2. Amend rule **653—11.1(272C)**, definitions of “Accredited provider,” “Approved program or activity,” “Carryover,” “Category 1 activity,” “Committee” and “Hour of continuing education,” as follows:

“*Accredited provider*” means an organization approved as a provider of category 1 activity credit by one of the following board-approved accrediting bodies: Accreditation Council for Continuing Medical Education, Iowa Medical Society, or the Council on Continuing Medical Education of the AOA.

“*Approved program or activity credit*” means any category 1 activity credit offered by an accredited provider or any other program or activity credit meeting the standards set forth in these rules.

“*Carryover*” means hours of category 1 activity credit earned in excess of the required hours in a license period that may be applied to the continuing education requirement in the subsequent license period; carryover may not exceed 20 hours of category 1 activity credit per renewal cycle.

“*Category 1 activity credit*” means any formal education program which is sponsored or jointly sponsored by an organization accredited for continuing medical education by the Accreditation Council for Continuing Medical Education, the Iowa Medical Society, or the Council on Continuing Medical

Education of the AOA that is of sufficient scope and depth of coverage of a subject area or theme to form an educational unit and is planned, administered and evaluated in terms of educational objectives that define a level of knowledge or a specific performance skill to be attained by the physician completing the program. Activities Credits designated as formal cognates by the American College of Obstetricians and Gynecologists or as prescribed ~~credit~~ credits by the American Academy of Family Physicians are accepted as equivalent to category 1 activities credits.

“Committee” means the licensure ~~and examination~~ committee of the board.

“Hour of continuing education” means a clock hour spent by a licensee in actual attendance at or completion of an approved category 1 activity credit.

ITEM 3. Amend rule 653—11.2(272C) as follows:

**653—11.2(272C) Continuing education credit and alternatives.**

**11.2(1)** Continuing education credit may be obtained by attending category 1 activities credits as defined in this chapter.

**11.2(2)** The board shall accept the following as equivalent to 50 hours of category 1 activity credit: participation in an approved resident training program or board certification or recertification by an ABMS or AOA specialty board within the licensing period.

**11.2(3)** The board shall in January of each year award 10 hours of category 1 credits to physicians who actively served as members or alternate members of the Iowa board of medicine during the previous year; to physicians who actively served as members of the Iowa physician health committee during the previous year; and to physicians who performed peer reviews for the Iowa board of medicine during the previous year. The physicians receiving these category 1 credits will be notified by U.S. mail in January by the executive director of the board.

ITEM 4. Amend rule 653—11.3(272C) as follows:

**653—11.3(272C) Accreditation of providers.** The board approves the Accreditation Council for Continuing Medical Education, the Iowa Medical Society, and the Council on Continuing Medical Education of the AOA as organizations acceptable to accredit providers of category 1 activity credits.

ITEM 5. Amend rule 653—11.4(272C) as follows:

**653—11.4(272C) Continuing education and training requirements for renewal or reinstatement.** A licensee shall meet the requirements in this rule to qualify for renewal of a permanent or special license or reinstatement of a permanent license.

**11.4(1) Continuing education and training requirements.**

*a. Continuing education for permanent license renewal.* Except as provided in these rules, a total of 40 hours of category 1 activity credit or board-approved equivalent shall be required for biennial renewal of a permanent license. This may include up to 20 hours of credit carried over from the previous license period and category 1 activity credit acquired within the current license period.

(1) To facilitate license renewal according to birth month, a licensee’s first license may be issued for less than 24 months. The number of hours of category 1 activity credit required of a licensee whose license has been issued for less than 24 months shall be reduced on a pro-rata basis.

(2) A licensee desiring to obtain credit for carryover hours shall report the carryover, not to exceed 20 hours of category 1 activity credit, on the renewal application.

~~(3) Category 1 CME activity. A licensee shall complete the training as part of a category 1 CME activity or an approved training program. A licensee may apply the category 1 CME activity credit received for the training during the license period in which the training occurred toward the 40 hours of continuing education required for biennial renewal.~~

*b. Continuing education for special license renewal.* A total of 20 hours of category 1 activity credit shall be required for annual renewal of a special license. No carryover hours are allowed.

*c. Training for identifying and reporting child and dependent adult abuse for permanent or special license renewal.* The licensee in Iowa shall complete the training for identifying and reporting child and

dependent adult abuse as part of a category 1 credit or an approved training program. The licensee may utilize category 1 credit received for this training during the license period in which the training occurred to meet continuing education requirements in paragraph 11.4(1) "a."

(1) Training to identify child abuse. A licensee who resides in Iowa or regularly provides primary health care to children in Iowa must complete at least two hours of training in child abuse identification and reporting every five years. "A licensee who regularly provides primary health care to children" means all emergency physicians, family physicians, general practice physicians, pediatricians, and psychiatrists, and any other physician who regularly provides primary health care to children.

(2) Training to identify dependent adult abuse. A licensee who resides in Iowa or regularly provides primary health care to adults in Iowa must complete at least two hours of training in dependent adult abuse identification and reporting every five years. "A licensee who regularly provides primary health care to adults" means all emergency physicians, family physicians, general practice physicians, internists, obstetricians, gynecologists, and psychiatrists, and any other physician who regularly provides primary health care to adults.

(3) Combined training to identify child and dependent adult abuse. A licensee who resides in Iowa or regularly provides primary health care to adults and children in Iowa must complete at least two hours of training in the identification and reporting of abuse in dependent adults and children every five years. The training may be completed through separate courses as identified in subparagraphs 11.4(1) "c" (1) and (2) or in one combined two-hour course that includes curricula for identifying and reporting child abuse and dependent adult abuse. "A licensee who regularly provides primary health care to children and adults" means all emergency physicians, family physicians, general practice physicians, internists, and psychiatrists, and any other physician who regularly provides primary health care to children and adults.

*d. Training for chronic pain management for permanent or special license renewal.* The licensee shall complete the training for chronic pain management as part of a category 1 credit. The licensee may utilize category 1 credit received for this training during the license period in which the training occurred to meet continuing education requirements in paragraph 11.4(1) "a."

(1) A licensee who resides in Iowa or regularly provides primary health care to patients in Iowa must complete at least two hours of ~~training~~ category 1 credit for chronic pain management every five years. "A licensee who regularly provides primary health care to patients" means all emergency physicians, family physicians, general practice physicians, internists, neurologists, pain medicine specialists, psychiatrists, and any other physician who regularly provides primary health care to patients.

(2) A licensee who had a permanent license on August 17, 2011, has until August 17, 2016, to complete the chronic pain management training, and shall then complete the training once every five years thereafter.

*e. Training for end-of-life care for permanent or special license renewal.* The licensee shall complete the training for end-of-life care as part of a category 1 credit. The licensee may utilize category 1 credit received for this training during the license period in which the training occurred to meet continuing education requirements in paragraph 11.4(1) "a."

(1) A licensee who resides in Iowa or regularly provides primary health care to patients in Iowa must complete at least two hours of ~~training~~ category 1 credit for end-of-life care every five years. "A licensee who regularly provides primary health care to patients" means all emergency physicians, family physicians, general practice physicians, internists, neurologists, pain medicine specialists, psychiatrists, and any other physician who regularly provides primary health care to patients.

(2) A licensee who had a permanent license on August 17, 2011, has until August 17, 2016, to complete the end-of-life care training, and shall then complete the training once every five years thereafter.

**11.4(2) Exemptions from renewal requirements.**

*a.* No change.

*b.* The requirements for training on identifying and reporting abuse, chronic pain management and end-of-life care for license renewal shall be suspended for a licensee who provides evidence for:

(1) Periods described in ~~paragraph 11.4(2) “a,” subparagraph (1), (2), (3), or (4) subparagraph 11.4(2) “a”~~(1), (2), (3), or (4); or

(2) Periods that the licensee resided outside of Iowa and did not practice in Iowa.

**11.4(3)** No change.

**11.4(4)** *Reinstatement requirement.* An applicant for license reinstatement whose license has been inactive for one year or more shall provide proof of successful completion of 80 hours of category 1 activity credit completed within 24 months prior to submission of the application for reinstatement or proof of successful completion of SPEX or COMVEX-USA within one year immediately prior to the submission of the application for reinstatement.

**11.4(5) to 11.4(8)** No change.

ITEM 6. Amend paragraph **11.5(1)“c”** as follows:

c. The committee shall consider the staff’s recommendation for denial of credit for continuing education or training for identifying and reporting abuse, chronic pain management, and end-of-life care.

(1) If the committee approves the credit, it shall authorize the staff to inform the licensee or applicant that the matter is resolved.

(2) If the committee disapproves the credit, it shall refer the matter to the board with a recommendation for resolution.