

CHAPTER 329
DISCIPLINE FOR PHYSICIAN ASSISTANTS
[Prior to 8/7/02, see 645—325.11(148C,272C)]

645—329.1(148C) Definitions.

“*Board*” means the board of physician assistants.

“*Discipline*” means any sanction the board may impose upon licensees.

“*Licensee*” means a person licensed to practice as a physician assistant in Iowa.

[ARC 8040C, IAB 5/29/24, effective 7/3/24]

645—329.2(147,272C) Grounds for discipline. The board may impose any of the disciplinary sanctions provided in Iowa Code section 272C.3 when the board determines that the licensee is guilty of any of the following acts or offenses or those listed in 645—Chapter 13:

329.2(1) Professional incompetency. Professional incompetency includes but is not limited to:

a. A substantial lack of knowledge or ability to discharge professional obligations within the scope of practice.

b. A substantial deviation from the standards of learning or skill ordinarily possessed and applied by other physician assistants in the state of Iowa acting in the same or similar circumstances.

c. A failure to exercise the degree of care that is ordinarily exercised by the average physician assistant acting in the same or similar circumstances.

d. Failure to conform to the minimal standard of acceptable and prevailing practice of a physician assistant in this state.

e. Inability to practice with reasonable skill and safety by reason of illness, drunkenness, excessive use of drugs, narcotics, chemicals, or other type of material or as a result of a mental or physical condition.

f. Being adjudged mentally incompetent by a court of competent jurisdiction.

329.2(2) Knowingly making misleading, deceptive, untrue or fraudulent representations in the practice of the profession or engaging in unethical conduct or practice harmful or detrimental to the public. Proof of actual injury need not be established.

329.2(3) Use of untruthful or improbable statements in advertisements. Use of untruthful or improbable statements in advertisements includes but is not limited to an action by a licensee in making information or intention known to the public that is false, deceptive, misleading or promoted through fraud or misrepresentation.

329.2(4) Representing oneself as a physician assistant when one’s license has been suspended or revoked, or when one’s license is on inactive status, except as provided by rule 645—326.15(148C,88GA,ch1020).

329.2(5) Failure to comply with universal precautions for preventing transmission of infectious diseases as issued by the Centers for Disease Control and Prevention of the United States Department of Health and Human Services.

329.2(6) The performance of a medical function without approved supervision, if supervision is required pursuant to rules 645—326.7(148C) and 645—326.8(148C), except in cases requiring performance of evaluation and treatment procedures essential to providing an appropriate response to an emergency situation.

329.2(7) Prescribing opioids in dosage amounts that exceed what would be prescribed by a reasonably prudent licensee.

[ARC 8040C, IAB 5/29/24, effective 7/3/24]

These rules are intended to implement Iowa Code chapters 147, 148C and 272C.

[Filed 7/19/02, Notice 4/3/02—published 8/7/02, effective 9/11/02]

[Filed 4/22/04, Notice 2/18/04—published 5/12/04, effective 6/16/04]

[Filed 7/21/05, Notice 5/11/05—published 8/17/05, effective 9/21/05]

[Filed 1/20/06, Notice 11/9/05—published 2/15/06, effective 3/22/06]

[Filed 4/20/06, Notice 2/15/06—published 5/10/06, effective 6/14/06]

[Filed 10/19/07, Notice 8/15/07—published 11/7/07, effective 12/12/07]

[Filed 7/17/08, Notice 5/7/08—published 8/13/08, effective 9/17/08]

[Filed ARC 8588B (Notice ARC 8282B, IAB 11/18/09), IAB 3/10/10, effective 4/14/10]
[Filed ARC 9666B (Notice ARC 9548B, IAB 6/1/11), IAB 8/10/11, effective 9/14/11]
[Filed ARC 4299C (Notice ARC 4128C, IAB 11/21/18), IAB 2/13/19, effective 3/20/19]
[Filed ARC 5177C (Notice ARC 5043C, IAB 6/3/20), IAB 9/9/20, effective 10/14/20]
[Filed ARC 5752C (Notice ARC 5368C, IAB 12/30/20), IAB 7/14/21, effective 8/18/21]
[Filed ARC 8040C (Notice ARC 7530C, IAB 1/24/24), IAB 5/29/24, effective 7/3/24]