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Kansas State Board of Healing Arts  
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Kathleen Selzler Lippert  
Executive Director

Sam Brownback, Governor

November 4, 2011

David Springe, Consumer Counsel  
Citizens Regulatory Review Board  
1500 SW Arrowhead Road  
Topeka, KS 66604

**RE: Notice of Hearing for K.A.R. 100-28a-10**

Dear Mr. Springe:

I am writing to inform you that a Notice of Public Hearing for K.A.R. 100-28a-10 will be published in the November 17, 2011 edition of the Kansas Register. The Public Hearing for this regulation will be held on January 20, 2012, at the Kansas State Board of Healing Arts. Pursuant to Governor Brownback's Executive Order 11-02, I am enclosing a copy of the Notice of Public Hearing.

This is an amended regulation provides the physician and the physician assistant discretion in determining the proper method for interaction and communication on patient matters. The amendment will provide for a method of review that offers adequate supervision and also allows for the physician and the physician's assistant to more efficiently utilize their time.

Should you have any questions, comments or concerns in regard to the above, please feel free to contact me. Thank you.

Sincerely,

Kelli J. Stevens  
General Counsel

Enclosure

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**STATE OF KANSAS  
BOARD OF HEALING ARTS**

**Notice of Public Hearing on Proposed Administrative Regulation**

November 4, 2011

A public hearing will be conducted on Friday, January 20, 2012 at 10:00 a.m. at the Kansas State Board of Healing Arts, 800 SW Jackson, Lower Level – Suite A, Topeka, Kansas to consider the amendment of one proposed rule and regulation (K.A.R. 100-28a-10) concerning physician assistant chart co-signature requirements.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the above-referenced rule and regulation. All interested parties may submit comments prior to the hearing to the Board of Healing Arts at the address above, or via e-mail to [healingarts@ink.org](mailto:healingarts@ink.org). All interested parties will be given a reasonable opportunity to present their views, orally or in writing, concerning the amendment of the proposed regulation during the public hearing. In order to provide all parties an opportunity to present their views, it may be necessary to request each participant limit any oral presentations to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation being considered and the economic impact statement in an accessible format. Requests for accommodation to participate in the hearing should be made at least five working days in advance of the hearing by contacting Barbara Montgomery at (785) 296-8558 or at [bmontgomery@ksbha.ks.gov](mailto:bmontgomery@ksbha.ks.gov). Handicapped parking is located on 8<sup>th</sup> Street and in the building's parking garage. From the street, the west entrance to the building on Jackson Street is accessible.

A summary of the proposed regulation and its economic impact follow. (Note: Statements indicating that a regulation is “not anticipated to have any economic impact” are intended to indicate that no economic impact on the Department of Administration, other state agencies, state employees, or the general public has been identified.)

Copies of the proposed regulations and the Economic Impact Statement for the proposed regulation may be obtained from the Kansas State Board of Healing Arts, 800 SW Jackson, Lower Level – Suite A, Topeka, Kansas 66612; by visiting our website at <http://www.ksbha.org/public.html>, by calling Cathy Brown at (785) 296-3680, or by e-mailing us at [healingarts@ink.org](mailto:healingarts@ink.org).

The amendment of one proposed rule and regulation concerning physician assistant chart co-signature requirements to be considered at the hearing and the respective economic impact are as follows:

**K.A.R. 100-28a-10. Supervision and Direction; adequacy.** An amendment to this regulation gives the physician and the physician assistant discretion in determining the proper method for interaction and communication on patient matters. The proposed amendment of this regulation offers a method of adequate supervision which better utilizes both the physician and the physician assistant's time, while providing equality between physician assistants and other healthcare professionals, and putting the physician assistant in a more competitive position.

This regulation is not mandated by any federal law.

There is no foreseen cost to the Board, other state agencies, state employees, or the general public to implement this regulation.

No other methods were considered.