**02-383**

**BOARD OF OSTEOPATHIC LICENSURE**

2014/2015 Regulatory Agenda

August 4, 2014

AGENCY UMBRELLA-UNIT NUMBER: **02-383**

AGENCY NAME: **Board of Osteopathic Licensure** (*Affiliated with the* Department of Professional & Financial Regulation)

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**EMERGENCY RULES ADOPTED SINCE LAST REGULA TORY AGENDA**: None

**EXPECTED 2014/2015 RULE-MAKING ACTIVITY:**

NEW RULE **CHAPTER 1**: Definitions

STATUTORY AUTHORITY: 32 M.R.S. §§ 2562 & 2581

PURPOSE: To identify the meanings of certain words used throughout the Board rules.

ANTICIPATED SCHEDULE: Summer/Fa1l 2014

AFFECTED PARTIES: Citizens and licensees of the State of Maine

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

REPEAL RULE **CHAPTER 2**: Physician Assistants

STATUTORY AUTHORITY: 32 M.R.S. §§ 2562 & 2581

PURPOSE: Will be rewritten as joint rule with Board of Licensure in Medicine.

ANTICIPATED SCHEDULE: Fall/Winter 2014/2015

AFFECTED PARTIES: Citizens and licensees of the State of Maine

CONSENSUS-BASED RULE DEVELOPMENT: N/A

REPEAL RULE **CHAPTER 3**: Physician Supervision of Physician Extenders

STATUTORY AUTHORITY: 32 M.R.S.A. §§ 2562 & 2581

PURPOSE: Will be rewritten as joint rule with Board of Licensure in Medicine.

ANTICIPATED SCHEDULE: Fall/Winter 2014/2015

AFFECTED PARTIES: Citizens and licensees of the State of Maine

CONSENSUS-BASED RULE DEVELOPMENT: N/A

NEW RULE **CHAPTER 5**: Physician Assistants (*joint w/*Board of Licensure in Medicine)

STATUTORY AUTHORITY: 32 M.R.S.A. §§ 2562 & 2581

PURPOSE: To create a rule for a common license and clarify the requirements for licensure, education, fees, etc.

ANTICIPATED SCHEDULE: Fall/Winter 2014/2015

AFFECTED PARTIES: Citizens and licensees of the State of Maine

CONSENSUS-BASED RULE DEVELOPMENT: contemplated

NEW RULE **CHAPTER 6**: Physician / Physician Assistant and General Fees

PURPOSE: To clarify fees charged by the Board

ANTICIPATED SCHEDULE: Fall/Winter 2014/2015

AFFECTED PARTIES: Citizens and licensees of the State of Maine

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

NEW RULE **CHAPTER 7**: Complaints, Investigations, Ethics & Unprofessional Conduct

PURPOSE: To protect the citizens of Maine, this rule will describe the procedure the Board uses for processing complaints and or initiating its own complaints & investigations and define those acts and/or omissions that constitute unprofessional conduct and unethical behavior.

ANTICIPATED SCHEDULE: Fall/Winter 2014/2015

AFFECTED PARTIES: Citizens and licensees of the State of Maine

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

NEW RULE **CHAPTER 8**: Rules/Regulations for Licensure of Osteopathic Physicians

PURPOSE: To protect the citizens of Maine, this chapter will clarify the statute for licensure and will describe the requirements established by the Board for the licensing and renewal of osteopathic physicians.

ANTICIPATED SCHEDULE: Fall/Winter 2014/2015

AFFECTED PARTIES: Citizens and licensees of the State of Maine

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

NEW RULE **CHAPTER 9**: Citations/Costs/Fines

STATUTORY AUTHORITY: 32 M.R.S.A. §§ 2562 & 2581

PURPOSE: This chapter lists the violations for which the Board may issue a citation and administrative fine, describes the licensee's right to request a hearing and describes the time and manner in which the fine must be paid.

ANTICIPATED SCHEDULE: Fall/Winter 2014/2015

AFFECTED PARTIES: Citizens and licensees of the State of Maine

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

AMEND RULE **CHAPTER 10**: Sexual Misconduct (*joint w/* Board of Licensure in Medicine)

STATUTORY AUTHORITY: 32 M.R.S.A. §§ 2562 & 2581

PURPOSE: To clarify rules regarding sexual misconduct by physicians and physician assistants to protect the citizens of Maine.

ANTICIPATED SCHEDULE: Fall/Winter 2014/2015

AFFECTED PARTIES: Citizens and licensees of the State of Maine

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

NEW RULE **CHAPTER 11**: Offer, Sale, Rental or Lease of Health-Related or Non-Health Related Goods

STATUTORY AUTHORITY: 32 M.R.S.A. §§ 2562 & 2581

PURPOSE: To establish policy and guidelines regarding the offer, sale, rental or lease of health-related or non-health related goods by a physician or physician assistant.

ANTICIPATED SCHEDULE: Winter/Spring 2015

AFFECTED PARTIES: Citizens and licensees of the State of Maine.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

NEW RULE **CHAPTER 12**: Alternative Therapies

STATUTORY AUTHORITY: 32 M.R.S.A. §§ 2562 & 2581

PURPOSE: To clarify the professional responsibilities of those osteopathic physicians who utilize alternative therapies in their treatment of patients.

ANTICIPATED SCHEDULE: Winter/Spring 2015

AFFECTED PARTIES: Citizens and licensees of the State of Maine.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

NEW RULE **CHAPTER 13**: Disruptive Conduct

STATUTORY AUTHORITY: 32 M.R.S.A. §§ 2562 & 2581

PURPOSE: To protect the citizens of the State of Maine

ANTICIPATED SCHEDULE: Winter/Spring 2015

AFFECTED PARTIES: Citizens and licensees of the State of Maine.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

AMEND RULE **CHAPTER 14**: Continuing Medical Education (amend existing rule)

STATUTORY AUTHORITY: 32 M.R.S.A. §§ 2562 & 2581

PURPOSE: To update and clarify the continuing medical education requirements for osteopathic physicians.

ANTICIPATED SCHEDULE: Winter/Spring 2015

AFFECTED PARTIES: Citizens and licensees of the State of Maine.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

REPEAL RULE **CHAPTER 20**: Medical Liability Demonstration Project - Anesthesiology Specialty Practice / Risk Protocol

STATUTORY AUTHORITY: 32 M.R.S.A. §§ 2562 & 2581

PURPOSE: No longer applicable - this project ended some time ago.

ANTICIPATED SCHEDULE: Fall/Winter 2014/2015

AFFECTED PARTIES: Citizens and licensees of the State of Maine.

CONSENSUS-BASED RULE DEVELOPMENT: N/A

REPEAL RULE **CHAPTER 22**: Medical Liability Demonstration Project - Emergency Medicine Specialty Practice / Risk Protocol

STATUTORY AUTHORITY: 32 M.R.S.A. §§ 2562 & 2581

PURPOSE: No longer applicable - this project ended some time ago

ANTICIPATED SCHEDULE: Fall/Winter 2014/2015

AFFECTED PARTIES: Citizens and licensees of the State of Maine.

CONSENSUS-BASED RULE DEVELOPMENT: N/A

REPEAL RULE **CHAPTER 24**: Medical Liability Demonstration Project - Ob/Gyn Specialty Practice / Risk Protocol

STATUTORY AUTHORITY: 32 M.R.S.A. §§ 2562 & 2581

PURPOSE: No longer applicable - this project ended some time ago

ANTICIPATED SCHEDULE: Fall/Winter 2014/2015

AFFECTED PARTIES: Citizens and licensees of the State of Maine.

CONSENSUS-BASED RULE DEVELOPMENT: N/A

REPEAL RULE **CHAPTER 26**: Medical Liability Demonstration Project - Radiology Specialty Practice / Risk Protocol

STATUTORY AUTHORITY: 32 M.R.S.A. §§ 2562 & 2581

PURPOSE: No longer applicable - this project ended some time ago

ANTICIPATED SCHEDULE: Fall/Winter 2014/2015

AFFECTED PARTIES: Citizens and licensees of the State of Maine.

CONSENSUS-BASED RULE DEVELOPMENT: N/A