

AMENDMENT TO THE REGULATIONS OF THE COMMISSIONER OF EDUCATION

Pursuant to sections 207, 6501, 6504, 6507, 6540, 6541, 6544, 6546, 6547, 6548 and 6549-b of the Education Law and Chapter 48 of the Laws of 2012.

1. Section 60.8 of the Regulations of the Commissioner of Education is amended, effective August 5, 2015, to read as follows:

§60.8 [Registration] Licensure of physician assistants [or specialist assistants].

(a) General requirements. An applicant for [registration] licensure as a physician assistant [or specialist assistant] shall submit the required application form to the department and shall have met the requirements of section 6541 of the Education Law.

(b) Professional study.

(1) An applicant who has completed a program for the training of physician assistants [or specialist assistants], which has been approved by the department, shall be eligible for [registration] licensure.

(2) An applicant who has completed a program for the training of physician assistants [or specialist assistants] outside New York State shall be eligible for [registration] licensure if the applicant meets the requirements of section 6541 of the Education Law and the program is determined by the department to be substantially equivalent to programs registered in New York State.

(3) Equivalent education and training. In lieu of all or part of a registered program for the training of physician assistants [or specialist assistants], the commissioner may accept evidence of an extensive health oriented education and of appropriate experience and training. The commissioner may require such an applicant to pass an examination acceptable to the department as set forth in subdivision (c) of this section and to make up any deficiencies in education or experience prior to [registration] licensure.

(c) An applicant for [registration] licensure as a physician assistant shall provide evidence of having obtained a passing score on an examination acceptable to the department. [The examination requirement shall apply to all applicants for initial registration whose applications are received on or after January 1, 1991 and shall also apply to any applicant whose acceptable educational program was completed after January 1, 1991 regardless of the applicant's date of application.] The department shall accept passing grades on an examination that adequately assesses entry level skills for the profession of physician assistant and does not unreasonably restrict access to the profession.

(d) Permits limited as to eligibility, practice and duration, shall be issued by the department to eligible applicants as follows:

(1) A person who fulfills all requirements for [registration] licensure as a physician assistant except that relating to the examination shall be eligible for a limited permit.

(2) A permittee shall be authorized to practice as a physician assistant only under the direct supervision of a licensed physician.

(3) A limited permit shall expire one year from the date of issuance or upon notice to the permittee by the department that the application for [registration] licensure has been denied. A limited permit shall be extended upon application for one additional year in accordance with the requirements of section [6548(3)] 6546(3) of the Education Law. If the permittee is awaiting the results of a licensing examination at the time such limited permit expires, such permit shall continue to be valid until ten days after notification to the permittee of the result of such examination.

[(e) Registration designations. Registration as a specialist assistant shall be for a particular field of practice as defined by the Commissioner of Health pursuant to section 3701 of the Public Health Law.]

2. Section 60.11 of the Regulations of the Commissioner of Education is added, effective August 5, 2015, to read as follows:

§60.11 Registration of specialist assistants.

(a) General requirements. An applicant for registration as a special assistant shall submit the required application form to the department and shall have met the requirements of section 6548 of the Education Law.

(b) Professional study.

(1) An applicant who has completed a program for the training of specialist assistants, which has been approved by the department, shall be eligible for registration.

(2) An applicant who has completed a program for the training of specialist assistants outside New York State shall be eligible for registration if the applicant meets the requirements of section 6548 of the Education Law and the program is determined by the department to be substantially equivalent to programs registered in New York State.

(3) Equivalent education and training. In lieu of all or part of a registered program for the training of specialist assistants, the commissioner may accept evidence of an extensive health oriented education and of appropriate experience and training. The commissioner may require such an applicant to make up any deficiencies in education or experience prior to registration.

(c) Registration designations. Registration as a specialist assistant shall be for a particular field of practice as defined by the Commissioner of Health pursuant to section 3711 of the Public Health Law.