

## **Rule Changes Effective September 28, 2014**

**Click on the link below for access to the rule text in the Texas Administrative Code:**

[http://info.sos.state.tx.us/pls/pub/readtac\\$ext.ViewTAC?tac\\_view=3&ti=22&pt=9](http://info.sos.state.tx.us/pls/pub/readtac$ext.ViewTAC?tac_view=3&ti=22&pt=9)

### **CHAPTER 163. LICENSURE**

#### **§163.6, Examinations Accepted for Licensure**

The amendment to rule 163.6, related to Examinations Accepted for Licensure, eliminates an incorrect reference in (f) to another part of the rule.

### **CHAPTER 182. USE OF EXPERTS**

#### **§182.8, Expert Physician Reviewers**

The amendments to rule 182.8, related to Expert Physician Reviewers, adds language to subsection (c), relating to Expert Reviewers' Report, in the form of a new paragraph (3), requiring that an expert report must include notice to the respondent stating that the report is investigative information and is privileged and confidential under §164.007(c) of the Medical Practice Act, preventing its use or dissemination outside the informal settlement conference process and making the report inadmissible in civil, judicial, or administrative proceedings, and that release of the report to the respondent shall not constitute a waiver of the privileged and confidential status of the report, in accordance with §§164.003 and 164.007 of the Medical Practice Act and Board Rule 179. The amendments also add new subsection (d), providing that such reports are investigative information and privileged and confidential, in accordance with §164.007(c), Texas Occupations Code; and investigative reports by a consulting expert as defined by Texas Rules of Civil Procedure 192.7(d).

### **CHAPTER 185. PHYSICIAN ASSISTANTS**

#### **§185.7, Temporary License**

The amendments to rule 185.7, related to Temporary License, adds language requiring that in order to be eligible for a temporary license, an applicant must be supervised by a physician who holds an active, unrestricted license as a physician in Texas; has not been the subject of a disciplinary order, unless the order was administrative in nature; and is not a relative or family member of the applicant. The amendment further requires that the applicant present written verification from the supervising physician that the physician will supervise the physician assistant according to rules adopted by the board; and retain professional and legal responsibility for the care rendered by the physician assistant.

### **§185.28, Retired License**

The amendments to rule 185.28, related to Retired License, adds language providing an emeritus status for retired physician assistants who meet specific criteria.

## **CHAPTER 187. PROCEDURAL RULES**

### **§187.5, National Practitioner Databank**

The amendment to rule 187.5, related to National Practitioner Databank, deletes language specifying the types of actions that are reportable and adds language that provides that the board will report according to NPDB guidelines and applicable federal law.

## **CHAPTER 195. PAIN MANAGEMENT CLINICS**

### **§195.2, Certification of Pain Management Clinics**

The amendment to rule 195.2, related to Certification of Pain Management Clinics, corrects the citation to provisions under the Texas Occupations Code related to the regulation of pain management clinics.