

Chapter 40. State Medical Board.

(Words in **boldface and underlined** indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted. Complete new sections are not in boldface or underlined.)

12 AAC 40.010(b)(1) is amended by adding a new subparagraph to read:

(H) verification of the applicant’s completion of at least two hours of education in pain management and opioid use and addiction

(i) education must be earned in a Category I continuing medical education program accredited by the American Medical Association, or earned in a Category I or II continuing medical education program accredited by the American Osteopathic Association, or earned in a continuing medical education program from a provider that is approved by the Council on Podiatric Medical Education;

(ii) if the applicant does not currently hold a valid federal Drug Enforcement Administration registration number, the verification may be waived until the applicant applies for a valid registration number.

(Eff. 12/30/70, Register 36; am 5/18/85, Register 94; am 8/2/86, Register 99; am 4/10/88, Register 106; am 5/1/94, Register 130; am 6/28/97, Register 142; am 8/17/97, Register 143; am 11/7/98, Register 148; am 8/9/2000, Register 155; am 6/15/2001, Register 158; am 4/2/2004, Register 169; am 10/14/2006, Register 180; am 3/4/2007, Register 181; am 12/21/2007, Register 184; am 5/8/2013, Register 206; am ____/____/_____, Register _____)

Authority:	AS 08.64.100	AS 08.64.210	AS 08.64.250
	AS 08.64.200	AS 08.64.225	AS 08.64.255
	AS 08.64.205	AS 08.64.240	

12 AAC 40.015(b)(1) is amended by adding a new subparagraph to read:

(H) verification of the applicant’s completion of at least two hours of education in pain management and opioid use and addiction;

(i) education must be earned in a Category I continuing medical education program accredited by the American Medical Association, or earned in a Category I or II continuing medical education program accredited by the American Osteopathic Association, or earned in a continuing medical education program from a provider that is approved by the Council on Podiatric Medical Education;

(ii) if the applicant does not currently hold a valid federal Drug Enforcement Administration registration number, the verification may be waived until the applicant applies for a valid registration number.

(Eff. 7/29/83, Register 87; am 3/30/84, Register 89; am 4/10/88, Register 106; am 6/28/97, Register 142; am 8/17/97, Register 143; am 6/15/2001, Register 158; am 4/2/2004, Register 169; am 3/4/2007, Register 181; am 12/21/2007, Register 184; am ____/____/_____, Register _____)

Authority:	AS 08.64.100	AS 08.64.205	AS 08.64.225
	AS 08.64.180	AS 08.64.209	AS 08.64.240
	AS 08.64.190	AS 08.64.210	AS 08.64.255

12 AAC 40.023 is amended to read:

12 AAC 40.023. Training [RESIDENCY TRAINING] requirements for podiatry applicant. (a) In addition to meeting the application requirements in AS 08.64.209, an applicant

for a license to practice podiatry shall submit to the board a certified true copy of a certificate verifying the applicant's successful completion of at least one year of surgical residency training in a hospital accredited by the American Podiatric Medical Association Council on Podiatric Medical Education or the American Board of Podiatric Surgery.

(b) Verification of the applicant's completions of at least two hours of education in opioid use and addiction;

(1) education must be earned in a continuing medical education program from a provider that is approved by the Council on Podiatric Medical Education;

(2) in accord with AS 08.64.380, the practice of podiatry does not include pain management, therefore the board will accept only verification of the applicant's education in opioid use and addiction;

(3) if the applicant does not currently hold a valid federal Drug Enforcement Administration registration number, the verification may be waived until the applicant applies for a valid registration number. (Eff. 8/9/95, Register 135; am ____/____/____, Register _____)

Authority: AS 08.64.100 AS 08.64.190 AS 08.64.209

Editor's note: Information on accredited hospitals described in 12 AAC 40.023 may be obtained by contacting the American Podiatric Medical Association Council on Podiatric Medical Education, 9312 Old Georgetown Road, Bethesda, Maryland 20814-1621 or the American Board of Podiatric Surgery, 1601 Dolores Street, San Francisco, California 94110-4906.

12 AAC 40.058(b) is amended to read:

(b) The form titled *Alaska State Medical Board Checklist - Temporary Permit*, dated **February 2018** [JULY 2012], is adopted by reference. This form is established by the board for the use by the executive secretary or another employee of the division in completing the application processing for a temporary permit under AS 08.64.270.

12 AAC 40.058(c) is amended to read:

(c) The form titled *Alaska State Medical Board Checklist - Resident Permit*, dated **February 2018** [JULY 2012], is adopted by reference. This form is established by the board for the use by the executive secretary or another employee of the division in completing the application processing for a residency permit under AS 08.64.272.

12 AAC 40.058(d) is amended to read:

(d) The form titled *Alaska State Medical Board Courtesy License Checklist*, dated **February 2018** [JULY 2012], is adopted by reference. This form is established by the board for the use by the executive secretary or another employee of the division in completing the application processing for a courtesy license under AS 08.01.062 and 12 AAC 40.045. (Eff. 4/10/88, Register 106; am 8/17/97, Register 143; am 6/15/2001, Register 158; am 9/5/2002, Register 163; am 3/27/2003, Register 165; am 10/14/2006, Register 180; am 3/4/2007, Register 181; am 5/8/2013, Register 206; am ____/____/_____, Register _____)

Authority:	AS 08.01.062	AS 08.64.205	AS 08.64.270
	AS 08.64.075	AS 08.64.209	AS 08.64.272
	AS 08.64.100	AS 08.64.255	AS 08.64.279
	AS 08.64.200		

Editor's note: The application checklist forms listed in 12 AAC 40.058 are available at the Department of Commerce, Community, and Economic Development, Division of Corporations, Business and Professional Licensing offices in Anchorage and Juneau.

12 AAC 40.200(a) is amended to read:

(a) A physician, **osteopath, or podiatrist** seeking renewal of a license shall obtain

(1) an average of 25 credit hours of continuing medical education during each year of the previous license period; **and**

(2) at least two of these hours must be education in pain management and opioid use and addiction, unless the licensee provides a certification under 12 AAC 40.220 that the licensee does not currently hold a valid federal Drug Enforcement Administration registration number.

(Eff. 10/8/81, Register 80; am 1/16/99, Register 149; am 8/9/2000, Register 155; am 3/27/2003, Register 165; am 10/14/2006, Register 180; am ____/____/_____, Register _____)

Authority: AS 08.01.100 AS 08.64.100 AS 08.64.312
AS 08.64.075

12 AAC 40.210 is amended to read:

12 AAC 40.210. Credit hours. (a) Except as provided in (b) of this section, a licensee may meet the continuing medical education requirements set out in 12 AAC 40.200(a) only by obtaining

(1) credit hours in a Category I continuing medical education program accredited by the American Medical Association; [OR]

(2) Category I or II continuing medical education hours accredited by the American Osteopathic Association; **or**

(3) continuing medical education hours earned from providers that are approved by the Council on Podiatric Medical Education.

(b) The board will accept the following as the equivalent of the credit hours required under **12 AAC 40.200(a)(1)** [12 AAC 40.200(a)]:

(1) a current physician's recognition award from the American Medical Association, American Podiatry Association, American Osteopathic Association, or a recognized subspecialty board; or

(2) initial certification or recertification during the concluding licensing period by a specialty board recognized by the American Medical Association or the American Osteopathic Association; or

(3) participation in a residency program during the concluding licensing period. (Eff. 10/8/81, Register 80; am 5/1/94, Register 130; am 3/27/2003, Register 165; am 10/14/2006, Register 180; am ____/____/_____, Register _____)

Authority: AS 08.64.100 AS 08.64.312

12 AAC 40.310(a) is amended by adding a new paragraph to read:

(9) submit verification of the applicant's completion of at least two hours of education in pain management and opioid use and addiction; education must be earned in a continuing medical education program approved by the National Registry of Emergency Medical Technicians, or offered by a paramedic training program approved by the board, or must be Category I accredited by the American Medical Association, or Category I or II accredited by the

American Osteopathic Association.

The introductory language of 12 AAC 40.310(b) is amended to read:

(b) An applicant for licensure as a mobile intensive care paramedic who is currently licensed in another state must fulfill the requirements of (a)(1) - (4) and (6) – **9** [(8)] of this section and

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(Eff. 1/13/80, Register 73; am 5/11/85, Register 94; am 8/20/87, Register 103; am 4/10/88, Register 106; am 8/24/90, Register 115; am 6/15/2001, Register 158; am ____/____/____, Register _____)

Authority: AS 08.64.100 AS 08.64.107 AS 08.64.240

12 AAC 40.350(a)(2) is amended to read:

(2) satisfactory evidence of completion of continuing medical education consisting of not less than 60 classroom or clinical hours, or combination of classroom and clinical hours, for each complete 12-month period the applicant has held a mobile intensive care paramedic license during the concluding license period; not more than **one-third** [ONE-QUARTER] of the total hours of continuing medical education required under this paragraph may be awarded for completion of a formal correspondence or other individual study program; at least six hours of the total hours of continuing medical education required under this paragraph must be specific to pediatrics emergency education;

(Eff. 1/13/80, Register 73; am 8/20/87, Register 103; am 8/24/90, Register 115; am 6/15/2001,

Register 158; am 4/2/2004, Register 169; am 10/14/2006, Register 180; am 7/25/2008, Register 187; am 5/8/2013, Register 206; am ____/____/_____, Register _____)

Authority: AS 08.01.100 AS 08.64.100 AS 08.64.107

12 AAC 40.400(b)(7) is amended to read:

(b) The application must contain documented evidence of

(1) graduation from a physician assistant program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or, before 2001, by its predecessor accrediting agencies the American Medical Association's Committee on Allied Health Education and Accreditation or the Commission on Accreditation of Allied Health Education Programs;

(2) a passing score on the certifying examination administered by the National Commission on Certification of Physician Assistants;

(3) verification of current certification issued by the National Commission on Certification of Physician Assistants (NCCPA);

(4) compliance with continuing medical education standards established by the National Commission on Certification of Physician Assistants;

(5) verification of registration or licensure in all other states where the applicant is or has been registered or licensed as a physician assistant or any other health care professional;

(6) verification of successful completion of a physician assistant program that meets the requirements of (1) of this subsection; that verification must be sent directly from the program to the board;

(7) **verification of the applicant's completion of at least two hours of**

education in pain management and opioid use and addiction:

(A) education must be earned in a continuing medical education program approved by the National Commission on Certification of Physician assistants (NCCPA), or a Category I continuing medical education program accredited by the American Medical Association, or a Category I or II continuing medical education program accredited by the American Osteopathic Association;

(B) if the applicant does not currently hold a valid federal Drug Enforcement Administration registration number, the verification may be waived until the applicant applies for a valid registration number;

(8) clearance from the Board Action Data Bank maintained by the Federation of State Medical Boards; and

(9) [(8)] clearance from the federal Drug Enforcement Administration (DEA). (Eff. 1/13/80, Register 73; am 7/4/84, Register 90; am 5/18/85, Register 94; am 8/20/87, Register 103; am 3/12/89, Register 109; am 5/1/94, Register 130; am 6/28/97, Register 142; am 8/9/2000, Register 155; am 6/15/2001, Register 158; am 9/1/2007, Register 183; am 5/8/2013, Register 206; am ____/____/_____, Register _____)

Authority: AS 08.64.100 AS 08.64.107

12 AAC 40.405(e) is amended to read:

(e) An applicant who meets the requirements on the checklist established in this section has demonstrated the necessary qualifications for the temporary permit applied for and will be approved by the board or the board's designee for issuance of that permit. An applicant who does not meet the requirements on the checklist established in this section for that permit will not be

issued a temporary permit unless the board further reviews the application and determines that the applicant meets the qualifications in AS 08.64 and this chapter for that permit. The form titled *Alaska State Medical Board - Checklist, Temporary Permit for Physician Assistant*, dated **February 2018** [JULY 2012], is adopted by reference. This form is established by the board for the use by the executive secretary or another employee of the division in completing the application processing for a temporary permit under this section. (Eff. 9/19/80, Register 76; am 7/4/84, Register 90; am 3/12/89, Register 109; am 6/28/97, Register 142; am 7/25/2008, Register 187; am 5/8/2013, Register 206; am ____/____/_____, Register _____)

Authority: AS 08.64.100 AS 08.64.107

Editor's note: The application checklist form listed in 12 AAC 40.405 is available at the Department of Commerce, Community, and Economic Development, Division of Corporations, Business and Professional Licensing offices in Anchorage and Juneau.

12 AAC 40.975 is amended to read:

12 AAC 40.975. Prescribing controlled substances. When prescribing a drug that is a controlled substance, an individual licensed under this chapter shall

(1) create and maintain a complete, clear, and legible written record of care that includes

(A) [(1)] a patient history and evaluation sufficient to support a diagnosis;

(B) [(2)] a diagnosis and treatment plan for the diagnosis;

(C) [(3)] a plan for monitoring the patient for the primary condition that necessitates the drug, side effects of the drug, and results of the drug, as appropriate;

(D) [(4)] a record of each drug prescribed, administered, or dispensed,

including the type of drug, dose, and any authorized refills;

(2) review the information from the controlled substance prescription database under AS 17.30.200 before initially dispensing, prescribing, or administering a controlled substance designated schedule II or III under federal law to the patient, and at least once every 30 days for up to 90 days, and at least once every three months if a course of treatment continues for more than 90 days; this requirement shall not apply if the licensee is not required under AS 17.30.200 to review the information in the controlled substance prescription database before dispensing, prescribing, or administering the controlled substance to the patient;

(3) comply with the maximum dosage for opioid prescriptions under AS 08.64.363; the maximum daily dosage for an initial opioid prescription issued under AS 08.64.363(a) may not exceed 50 morphine milligram equivalents;

(4) practice pain management with sufficient knowledge, skills, and training, and in accordance with specialty board practice standards, with the Federation of State Medical Boards (FSMB) Guidelines for the Chronic Use of Opioid Analgesics, dated April 2017, and the Centers for Disease Control (CDC) Guidelines for Prescribing Opioids for Chronic Pain, dated March 2016, which are adopted by reference as the standards of practice for prescribing controlled substances for pain management; or refer patients to a pain management physician. (Eff. 6/28/97, Register 142; am 10/8/2017, Register 224; am ___/___/_____, Register _____)

Authority: AS 08.64.100 **AS 08.64.326** AS 08.64.380
AS 08.64.107 **AS 08.64.363** **AS 17.30.200**

Editor's note: A copy of the Guidelines for the Chronic Use of Opioid Analgesics

adopted as policy by the Federation of State Medical Boards (FSMB), dated April 2017, adopted by reference in 12 AAC 40.975, may be obtained from the Federation of State Medical Boards, 400 Fuller Wiser Road, Euless, TX 76039, or website at <https://www.fsmb.org/policy/advocacy-policy/policy-documents>. A copy of the *CDC Guidelines for Prescribing Opioids for Chronic Pain*, dated March 2016, adopted by reference in 12 AAC 40.975, may be obtained from the Centers for Disease Control and Prevention, 1600 Clifton Road, Atlanta, GA 30329, or website at <https://www.cdc.gov/drugoverdose/prescribing/guideline.html>.