

## **R156. Commerce, Professional Licensing**

### **R156-70b. Anesthesiologist Assistant Practice Act Rule.**

#### **R156-70b-101. Title – Authority – Organization and Relationship to Rule R156-1.**

- (1) This rule is known as the “Anesthesiologist Assistant Practice Act Rule.”
- (2) This rule is adopted by the Division under the authority of Subsections 58-1-106(1)(a) and 58-70b-102 to enable the Division to administer Title 58, Chapter 70b, Anesthesiologist Assistant Practice Act.
- (3) The organization of this rule and its relationship to Rule R156-1, General Rule of the Division of Occupational and Professional Licensing, is as described in Section R156-1-107.

#### **R156-70b-102. Definitions.**

The following definitions supplement the definitions in Title 58 Chapter 1, Division of Professional Licensing Act, Title 58 Chapter 67 Medical Practice Act, and Title 58, Chapter 70b, Anesthesiologist Assistant Practice Act:

- (1) “Acceptable medical practice” under Subsection 58-70b-101(4) and Section 58-70b-402 includes complying with the ASA Ethical Guidelines and the ASA PS.
- (2) “ASA Ethical Guidelines” means the American Society of Anesthesiologists Guidelines for the Ethical Practice of Anesthesiology last amended December 13, 2020, which is incorporated by reference.
- (3) “ASA PS” means the American Society of Anesthesiologists Physical Status Classification System last amended December 13, 2020, which is incorporated by reference.
- (4) “CAA” means an NCCAA Certified Anesthesiologist Assistant.
- (5) “CAAHEP” means the Commission on Accreditation of Allied Health Education Programs.
- (6) “Care team” under Subsection 58-70b-101(4), “anesthesia care team,” or “ACT” means the anesthesia care team that is led by a physician anesthesiologist, includes physicians and non-physicians, and may include a certified registered nurse anesthetist, a certified anesthesiologist assistant, an anesthesiology fellow physician, or an anesthesiology resident physician.
- (7) “CDQ” means the Continued Demonstration of Qualifications exam administered by the NCCAA or its successor organization.
- (8) “NCCAA” means the National Commission for Certification of Anesthesiologist Assistants.

#### **R156-70b-103. Supervision Standards.**

- (1) Under Subsections 58-70b-101(5) and 58-70b-301(1)(b), an anesthesiologist assistant shall be supervised by an anesthesiologist who is licensed in good standing, in accordance with the supervision standards in this section.
- (2) An anesthesiologist may supervise up to four anesthesiologist assistants at any one time.
- (3) A supervising anesthesiologist shall:
  - (a) be qualified in the medical areas in which the anesthesiologist assistant performs;
  - (b) remain physically present in the same facility as the anesthesiologist assistant and be immediately available if needed; and
  - (c) perform the required physician activities under CMS Manual System 100-04 and CMS 482.52, meaning that at minimum the supervising anesthesiologist:

- (i) prescribes the anesthesia plan,
  - (ii) personally participates in the most demanding procedures in the anesthesia plan, including induction and emergence;
  - (iii) monitors the course of the anesthesia administration at frequent intervals; and
  - (iv) remains physically present and available for immediate diagnosis and treatment of emergencies.
- (4) A supervising anesthesiologist is professionally responsible for the performance of the anesthesiologist assistant.

**R156-70b-302. Qualifications for Licensure – Application – Education – Exam.**

(1) Under Subsections 58-70b-102 and 58-70b-302(1), the application form established by the Division shall require the applicant to submit a National Practitioner Data Bank self-query report.

(2) Under Subsection 58-70b-302(3), to provide satisfactory documentation of having graduated from a program certified by the Commission on Accreditation of Allied Health Education Programs (CAAHEP) or its successor organization, an applicant shall cause an official transcript to be submitted to the Division from a CAAHEP-accredited institution verifying completion of at least a master's level anesthesiology assistant program.

(3) Under Subsection 58-70b-302(4), the NCCAA certification exam requirement for licensure is a passing score on:

- (1) the NCCAA Certifying Examination for Anesthesiologist Assistants (CERT); or
- (2) the NCCAA Continued Demonstration of Qualifications exam (CDQ).

**R156-70b-303a. Renewal Cycle - Procedures.**

(1) Under Subsections 58-1-308(1) and 58-70b-303(1), the renewal date for the two-year renewal cycle for licensees under Title 58, Chapter 70b, Anesthesiologist Assistant Licensing Act is established in Section R156-1-308a.

(2) Renewal and reinstatement procedures shall be in accordance with Sections R156-1-308a through R156-1-308l.

**R156-70b-303b. Continuing Education.**

(1) Under 58-70b-303(2), the continuing education requirements for renewal or reinstatement of an anesthesiologist assistant license are completion of the NCCAA continuing medical education (CME) and interval exam (CDQ) requirements for ongoing certification, as evidenced by current NCCAA certification.

(2) A licensee shall maintain documentation sufficient to prove compliance with this section for two years after the end of the renewal cycle for which the continuing education is due.

(3) The Division may not defer or waive continuing education requirements under this section, as under Subsection 58-70b-302(5) a licensee is required to maintain NCCAA certification throughout the term of their license.

**R156-70b-402. Unprofessional Conduct.**

Under Sections 58-70b-102 and 58-70b-402 and Subsection R156-70b-102(1), an anesthesiologist assistant commits unprofessional conduct by:

- (1) failing to comply with the ASA Ethical Guidelines; or

(2) failing to comply with the ASA PS in evaluating a patient for the administration of anesthesia.

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