147A.18 DELEGATED AUTHORITY TO PRESCRIBE, DISPENSE, AND ADMINISTER DRUGS
AND MEDICAL DEVICES.

Subdivision 1. Delegation. (a) A supervising physician may delegate to a physician assistant who is
licensed by the board, certified by the National Commission on Certification of Physician Assistants or
successor agency approved by the board, and who is under the supervising physician's supervision, the
authority to prescribe, dispense, and administer legend drugs, controlled substances, and medical devices
subject to the requirements in this section. The authority to dispense includes, but is not limited to, the
authority to request, receive, and dispense sample drugs. This authority to dispense extends only to those
drugs described in the written agreement developed under paragraph (b).

(b) The delegation agreement between the physician assistant and supervising physician must include
a statement by the supervising physician regarding delegation or nondelegation of the functions of prescribing,
dispensing, and administering legend drugs, controlled substances, and medical devices to the physician
assistant. The statement must include categories of drugs for which the supervising physician delegates
prescriptive and dispensing authority, including controlled substances when applicable. The delegation must
be appropriate to the physician assistant's practice and within the scope of the physician assistant's training.
Physician assistants who have been delegated the authority to prescribe, dispense, and administer legend
drugs, controlled substances, and medical devices shall provide evidence of current certification by the
National Commission on Certification of Physician Assistants or its successor agency when applying for
licensure or license renewal as physician assistants. Physician assistants who have been delegated the
authority to prescribe controlled substances must also hold a valid DEA registration. Supervising physicians
shall retrospectively review the prescribing, dispensing, and administering of legend drugs, controlled
substances, and medical devices by physician assistants, when this authority has been delegated to the
physician assistant as part of the physician-physician assistant delegation agreement. The process and
schedule for the review must be outlined in the physician-physician assistant delegation agreement.

(c) The board may establish by rule:

(1) a system of identifying physician assistants eligible to prescribe, administer, and dispense legend
drugs and medical devices;

(2) a system of identifying physician assistants eligible to prescribe, administer, and dispense controlled
substances;

(3) a method of determining the categories of legend drugs, controlled substances, and medical devices
that each physician assistant is allowed to prescribe, administer, and dispense; and

(4) a system of transmitting to pharmacies a listing of physician assistants eligible to prescribe legend
drugs, controlled substances, and medical devices.

Subd. 2. Termination and reinstatement of prescribing authority. The authority of a physician
assistant to prescribe, dispense, and administer legend drugs, controlled substances, and medical devices
shall end immediately when:

(1) the physician-physician assistant delegation agreement is terminated;

(2) the authority to prescribe, dispense, and administer is terminated or withdrawn by the supervising
physician;

(3) the physician assistant's license is placed on inactive status;
(4) the physician assistant loses National Commission on Certification of Physician Assistants or successor agency certification; or
(5) the physician assistant loses or terminates licensure status.

Subd. 3. Other requirements and restrictions. (a) Each prescription initiated by a physician assistant shall indicate the following:
(1) the date of issue;
(2) the name and address of the patient;
(3) the name and quantity of the drug prescribed;
(4) directions for use; and
(5) the name and address of the prescribing physician assistant.
(b) In prescribing, dispensing, and administering legend drugs, controlled substances, and medical devices, a physician assistant must conform with the agreement, chapter 151, and this chapter.

Subd. 4. [Repealed by amendment, 2009 c 159 s 26]
Subd. 5. [Repealed by amendment, 2009 c 159 s 26]

History: 1995 c 205 art 1 s 17; 2001 c 49 s 1; 2005 c 147 art 6 s 1,2; 2009 c 159 s 26