

This is an amendment to 16.10.19 NMAC, Sections 5, 7, 10, 13, 14 and 15, effective September 21, 2009.

16.10.19.5 EFFECTIVE DATE: 8/11/01, unless a [~~different~~] later date is cited at the end of a section.
[16.10.19.5 NMAC - N, 8/11/01; A, 9/21/09]

16.10.19.7 DEFINITIONS:

~~A. "Supervising Anesthesiologist" means an anesthesiologist currently and actively licensed in the State of New Mexico who meets the requirements of the Act, who will function as the supervisor of the anesthesiologist assistant, and whose application to do so is accepted by the Board.~~

~~B. Reserved]~~

A. "Lapsed" means a license that has not been renewed by September 30 of the expiration year and has been suspended for non-renewal. A license that has lapsed is not valid for practice in New Mexico.

B. "Suspended for non-renewal" means a license that has not been renewed by September 30 of the expiration year, and has at the discretion of the board, been lapsed.

C. "Supervising anesthesiologist" means an anesthesiologist currently and actively licensed in the state of New Mexico who meets the requirements of the act, who will function as the supervisor of the anesthesiologist assistant, and whose application to do so is accepted by the board.

[16.10.19.7 NMAC - N, 8/11/01; A, 9/21/09]

16.10.19.10 SUPERVISION REQUIREMENTS:

A. Pursuant to Session Laws of 2001, Ch. 311, Section 9, an anesthesiologist may not supervise more than three (3) anesthesiologist assistants, except in emergency cases. An anesthesiologist shall not supervise, except in emergency cases, more than four anesthesia providers if at least one is an anesthesiologist assistant.

B. The supervising anesthesiologist shall submit written notice of intent to supervise an anesthesiologist assistant on forms prescribed by the board. These forms [~~must~~] must be submitted and approved before the anesthesiologist assistant begins work. Supervising anesthesiologists who are notifying the board of their intent to supervise an anesthesiologist assistant with less than one year of experience will include a plan for providing enhanced supervision during the first year of practice.

C. An anesthesiologist assistant shall only work under the supervision of an anesthesiologist approved by the board.

D. Failure of the supervising anesthesiologist to comply with the Medical Practice Act and the rules may result in denial of approval for current or future anesthesiologist assistant supervision.

E. Except in cases of emergency, the supervising anesthesiologist must be present in the operating room during induction of a general or regional anesthetic and during emergence from a general anesthetic, and the presence of the supervising anesthesiologist must be documented in the patient record.

F. The supervising anesthesiologist must be present within the operating suite and immediately available to the operating room when an anesthesiologist assistant is performing anesthesia procedures.

G. The supervising anesthesiologist shall ensure that all activities, functions, services and treatment measures are properly documented in writing and that all anesthesia records are reviewed, countersigned and dated.

[16.10.19.10 NMAC - N, 8/11/01; A, 1/20/03; A, 10/5/03; A, 9/21/09]

16.10.19.13 LICENSE EXPIRATION AND RENEWAL:

A. Anesthesiologist assistant licenses expire on July 1 of each odd-numbered year. A New Mexico anesthesiologist assistant license that has not been renewed by July 1 of the renewal year will remain temporarily active with respect to medical practice until September 30 of the renewal year at which time, at the discretion of the board, the license may be suspended for non-renewal and the status changed to lapsed. Primary supervising anesthesiologist will be notified.

B. A completed renewal application, post-marked on or before July 1 of the renewal year, shall include the required fees as defined in Subsection B of 16.10.9.10 NMAC and certification of required continuing education.

C. The board assumes no responsibility for renewal applications not received by the licensee for any reason. It is the licensee's responsibility to make timely request for the renewal application if one has not been received.

D. Renewal applications postmarked or hand-delivered after July 1 will be subject to late penalties as defined in Subsection D of 16.10.9.10 NMAC.

E. ~~[Unless a complete renewal application is received by the Board office, or post marked, by October 1, the license shall be suspended.]~~ The board may suspend for non-renewal and change the status to lapsed, on October 1 of the renewal year, the license of any anesthesiologist assistant who has failed within ninety days after the license renewal date either to renew their license, or to change the license status, or to pay all required fees, or to comply with NCCAA certification requirements, or to provide required documentation.

[16.10.19.13 NMAC - N, 8/11/01; A, 9/21/09]

16.10.19.14 INACTIVE STATUS AND REINSTATEMENT:

A. Upon request an anesthesiologist assistant may place the license on inactive status. Licensing or renewal fees already paid to the board will not be refunded, regardless of the date of the status change. A license placed in inactive status does not require payment of renewal fees.

B. An anesthesiologist assistant with a license in inactive status may not practice as an anesthesiologist assistant.

C. Re-instatement within two years. ~~[An inactive or suspended]~~ An inactive, lapsed, voluntarily lapsed or suspended license may be placed on active status upon completion of a renewal application in which the applicant has supplied all required fees and proof of current competence.

D. Re-instatement after two years. ~~[An inactive or suspended]~~ An inactive, lapsed, voluntarily lapsed or suspended license may be placed on active status upon completion of a re-instatement application for which the applicant has supplied all required fees, information and correspondence requested by the board on forms and in a manner acceptable to the board. Applicants may be required to personally appear before the board or the board's designee for an interview.

[16.10.19.14 NMAC - N, 8/11/01; A, 9/21/09]

16.10.19.15 CONTINUING EDUCATION:

A. Proof of forty hours of continuing education ~~[are]~~ is required for each bi-annual renewal.

B. Current certification in advanced cardiac life support is also required for license renewal and the hours spent in refresher courses count as part of the required education hours.

C. Required continuing education will be prorated during the initial licensing period. Individuals licensed less than one year will require no continuing education for the initial renewal. Individuals licensed more than one year, but less than two years must submit proof of twenty hours of continuing education, including ACLS certification.

[16.10.19.15 NMAC - N, 8/11/01; A, 9/21/09]