

The New Scope of Practice and You

New York State Board for Podiatry

- Laws of 2012, Chapter 438
- ***Effective February 17, 2014***
- No change in scope of practice until law is effective

What does it mean for you as a
Podiatrist in New York State?

Current Scope of Practice

- Diagnosing, treating, operating and prescribing for any disease, injury, deformity or other condition of the foot.
- May include performing physical evaluations in conjunction with the provision of podiatric treatment.
- Treatment of traumatic open wound foot fractures only in hospitals.

New Scope of Practice For All Licensed Podiatrists

- All Current Scope, plus
- Wound care:
 - Treatment of wounds if they are near **and** related to a wound on the foot.
 - Wound care shall not, however, extend beyond the level ending at the distal tibial tuberosity.
- No other changes in scope for those who do not obtain one of the ankle surgery privileges.
- ***Effective February 17, 2014.***

New Scope of Practice for Podiatrists Holding an Ankle Surgery Privilege

- Everything on preceding slide, plus:
 - Diagnosing, treating, operating and prescribing for any disease, injury, deformity or other condition of the ankle and soft tissue of the leg below the tibial tuberosity.
- ***Effective February 17, 2014.***
- ***Podiatrist must submit application to the State Education Department to obtain a privilege.***

Standard Ankle Surgery Privilege

- Surgery on the ankle which may include soft tissue and osseous procedures, except procedures reserved for those holding the advanced ankle surgery privilege (see next slide).

Additional Procedures for Those Holding the Advanced Ankle Surgery Privilege

- Surgery on the ankle which may include:
 - ankle fracture fixation,
 - ankle fusion,
 - ankle arthroscopy,
 - insertion or removal of external fixation pins into or from the tibial diaphysis at or below the level of the myotendinous junction of the triceps surae, and
 - insertion and removal of retrograde tibiototalcanneal intramedullary rods and locking screws up to the level of the myotendinous junction of the triceps surae,
 - **but does not include** the surgical treatment of complications within the tibial diaphysis related to the use of such external fixation pins.
- ***The practice of podiatry does not include partial or total ankle replacements or the treatment of pilon fractures.***

Requirements for Obtaining an Ankle Surgery Privilege

- File an application with the Department.
- Be licensed as a podiatrist in New York.
- Meet training and certification requirements for:
 - **Standard ankle surgery (3 options), or**
 - **Advanced ankle surgery (2 options).**
- Pay fee (\$220 for license + \$210 for initial registration).

Training and Experience for Standard Ankle Surgery - Option 1

- Graduation, on or after June 1, 2006, from a 3-year residency program in podiatric medicine and surgery accredited by an acceptable accrediting agency, and
- Certification in reconstructive rearfoot and ankle surgery by a national certifying board having certification standards acceptable to the Department.

Training and Certification for Standard Ankle Surgery - Option 2

- Graduation, on or after June 1, 2006, from a 3-year residency program in podiatric medicine and surgery accredited by an acceptable accrediting agency,
- Board qualification (but not certification) in reconstructive rearfoot and ankle surgery by a national certifying board having certification standards acceptable to the Department, and
- Documentation of acceptable training and experience in standard or advanced midfoot, rearfoot and ankle procedures that has been approved by the Department.

Standard Ankle Surgery - Option 2 Additional Training and Experience

- not less than 10 ankle procedures in the preceding 5 years, provided that:
 - not less than 5 procedures shall be osseous procedures, and
 - not less than 5 procedures shall be soft tissue procedures.

Training and Certification for Standard Ankle Surgery - Option 3

- Graduation, before June 1, 2006, from a 2-year residency program in podiatric medicine and surgery accredited by an acceptable accrediting agency,
- Certification in reconstructive rearfoot and ankle surgery by a national certifying board having certification standards acceptable to the Department, and
- Documentation of acceptable training and experience in standard or advanced midfoot, rearfoot and ankle procedures that has been approved by the Department.

Standard Ankle Surgery - Option 3 Additional Training and Experience

- not less than 20 ankle procedures in the preceding 5 years, provided that:
 - not less than 10 procedures shall be osseous procedures, and
 - not less than 10 procedures shall be soft tissue procedures.

Training and Certification for Advanced Ankle Surgery - Option 1

- Graduation, on or after June 1, 2006, from a 3-year residency program in podiatric medicine and surgery that was accredited by an acceptable accrediting agency,
- Certification in reconstructive rearfoot and ankle surgery by a national certifying board having certification standards acceptable to the Department, and
- Documentation of acceptable training and experience in advanced midfoot, rearfoot and ankle procedures that has been approved by the Department.

Advanced Ankle Surgery - Option 1

Additional Training and Experience

- not less than 10 ankle procedures in the preceding 5 years, provided that:
 - not less than 5 procedures shall be osseous procedures, and
 - not less than 5 procedures shall be soft tissue procedures, and
- not less than 15 procedures in the preceding 10 years, in the following categories which shall include:
 - not less than 3 ankle fracture fixation procedures,
 - not less than 3 ankle fusion procedures, and
 - not less than 1 ankle arthroscopy.

Training and Certification for Advanced Ankle Surgery - Option 2

- Graduation, before June 1, 2006, from a 2-year residency program in podiatric medicine and surgery that was accredited by an acceptable accrediting agency,
- Certification in reconstructive rearfoot and ankle surgery by a national certifying board having certification standards acceptable to the Department, and
- Documentation of acceptable training and experience in advanced midfoot, rearfoot and ankle procedures that has been approved by the Department.

Advanced Ankle Surgery - Option 2

Additional Training and Experience

- not less than 20 ankle procedures in the preceding 5 years, provided that:
 - not less than 10 procedures shall be osseous procedures, and
 - not less than 10 procedures shall be soft tissue procedures, and
- not less than 15 procedures in the preceding 10 years, in the following categories which shall include:
 - not less than 3 ankle fracture fixation procedures,
 - not less than 3 ankle fusion procedures, and
 - not less than 1 ankle arthroscopy.

Additional Training and Experience

- For both standard and advanced privileges, may count procedures performed in residency, if they meet the applicable time limitation.
- For advanced privilege only, may use same procedure to satisfy both the osseous/soft tissue requirement and the specific category requirements, if they meet the applicable time limitation.

Duration and Registration of Privileges

- Valid for the life of the holder, unless revoked, annulled, or suspended by the Board of Regents.
- Registration period for privilege is the same as the registration period for license.
- Triennial registration fee for privilege is \$210.

Ankle Surgery Limited Permits

- To enable podiatrists to obtain the training and experience required for one of the privileges.
- Separate permits for standard and advanced ankle surgery.
- To obtain a permit, a podiatrist must:
 - be a NYS licensed podiatrist,
 - **meet residency and board qualification/certification requirements for privilege**, and
 - pay fee of \$105.
- Valid for 1 year and may be renewed up to 4 times.
 - Renewal fee is \$50.

Practice Under Ankle Surgery Limited Permits

- Permit authorizes the performance of standard or advanced ankle surgery under the ***direct personal supervision*** of a podiatrist holding an appropriate ankle surgery privilege or of a physician licensed and certified in orthopedic surgery.
- Surgery under permit must be performed in a hospital or health facility licensed under Public Health Law Article 28 and authorized to provide such surgery.

Direct Personal Supervision

- Supervising podiatrist or physician:
 - Gives instructions directly to the permittee,
 - Remains in immediate area,
 - Authorizes the procedure, and
 - Evaluates the procedure.

The Short Answer to Eligibility for a Privilege

- Must be licensed as a podiatrist in NYS.
- Must have Board qualification or certification in reconstructive rearfoot and ankle surgery.
- Must have at least 2 years of residency in podiatric medicine and surgery.
- May need additional training and experience.

Effective Date

February 17, 2014

I-STOP Legislation

- Internet System for Tracking OverPrescribing
- Prescription Monitoring Program (PMP)
 - Prescribers of controlled substances must check PMP Registry before prescribing.
- Effective August 27, 2013
- For more information:
 - http://www.health.ny.gov/professionals/narcotic/prescription_monitoring/