

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 SENATE BILL 712

By: Garrison

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5
6 AS INTRODUCED

7 An Act relating to the practice of medicine; amending
8 59 O.S. 2011, Section 493.3, which relates to
9 licensure by endorsement; permitting State Board of
10 Medical Licensure and Supervision to issue certain
11 license; permitting certain agreement in certain
12 facilities; providing definitions; directing
13 promulgation of rules; and providing an effective
14 date.

15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

16 SECTION 1. AMENDATORY 59 O.S. 2011, Section 493.3, is
17 amended to read as follows:

18 Section 493.3. A. Endorsement of licensed applicants: The
19 State Board of Medical Licensure and Supervision may issue a license
20 by endorsement to an applicant who:

21 1. Has complied with all current medical licensure requirements
22 except those for examination; and

23 2. Has passed a medical licensure examination given in English
24 in another state, the District of Columbia, a territory or
possession of the United States, or Canada, or has passed the
National Boards Examination administered by the National Board of

1 Medical Examiners, provided the Board determines that such
2 examination was equivalent to the Board's examination used at the
3 time of application.

4 B. Notwithstanding any other provision of the Oklahoma
5 Allopathic Medical and Surgical Licensure and Supervision Act, the
6 Board may require applicants for full and unrestricted medical
7 licensure by endorsement, who have not been formally tested by
8 another state or territory of the United States or any Canadian
9 medical licensure jurisdiction, a Board-approved medical
10 certification agency, or a Board-approved medical specialty board
11 within a specific period of time before application to pass a
12 written and/or oral medical examination approved by the Board.

13 C. The Board may authorize the secretary to issue a temporary
14 medical license for the intervals between Board meetings. A
15 temporary license shall be granted only when the secretary is
16 satisfied as to the qualifications of the applicant to be licensed
17 under the Oklahoma Allopathic Medical and Surgical Licensure and
18 Supervision Act but where such qualifications have not been verified
19 to the Board. A temporary license shall:

20 1. Be granted only to an applicant demonstrably qualified for a
21 full and unrestricted medical license under the requirements set by
22 the Oklahoma Allopathic Medical and Surgical Licensure and
23 Supervision Act and the rules of the Board; and

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1 2. Automatically terminate on the date of the next Board
2 meeting at which the applicant may be considered for a full and
3 unrestricted medical license.

4 D. The Board may establish rules authorizing the issuance of
5 conditional, restricted, or otherwise circumscribed licenses, or
6 issuance of licenses under terms of agreement, for all licenses
7 under its legislative jurisdiction as are necessary for the public
8 health, safety, and welfare.

9 E. The Board may issue a temporary license to any of the
10 professions under the jurisdiction of the Board based on defined
11 qualifications set by each advisory committee of the profession.

12 F. The Board may issue a training license to any person under
13 the jurisdiction of the Board based on the requirements of this
14 section.

15 G. 1. A training physician collaborative agreement working in
16 a rural health clinic, as designated by the Rural Health Clinic
17 Services Act, P.L. 95-210, shall qualify an assistant physician as a
18 physician for purposes of regulations of the Centers for Medicare
19 and Medicaid Services, and no additional supervision requirements in
20 addition to those provided by federal law shall be required.

21 2. For the purposes of this section:

22 a. "training physician" means any medical school graduate
23 who:

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- 1 (1) is a resident and citizen of the United States or
2 is a legal resident alien,
- 3 (2) has successfully completed Steps 1 and 2 of the
4 United States Medical Licensing Examination or
5 the equivalent of such steps of any other
6 licensing examination approved by the State Board
7 of Medical Licensure and Supervision within the
8 two-year period immediately preceding application
9 for licensure as an assistant physician, but in
10 no event more than three (3) years after
11 graduation from a Board-approved medical school,
- 12 (3) has not completed an approved postgraduate
13 residency and has successfully completed Step 2
14 of the United States Medical Licensing
15 Examination or the equivalent of such step of any
16 other Board-approved medical licensing
17 examination within the immediately preceding two-
18 year period unless when such two-year anniversary
19 occurred, he or she was serving as a resident
20 physician in an accredited residency in the
21 United States and continued to do so within
22 thirty (30) days prior to application for
23 licensure as an assistant physician, and
- 24 (4) has proficiency in the English language;

1 b. "training physician collaborative practice
2 arrangement" means an agreement between a physician
3 and an assistant physician that meets the requirements
4 of this act; and

5 c. "medical school graduate" means any person who has
6 graduated from a Board-approved medical school.

7 H. The Board shall promulgate rules to implement the provisions
8 of this act.

9 SECTION 2. This act shall become effective November 1, 2015.

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