

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1285

(Reference to Senate engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Title 32, chapter 13, article 2, Arizona Revised
3 Statutes, is amended by adding section 32-1440, to read:

4 32-1440. International medical graduates; provisional
5 licensure; disciplinary actions; revocation;
6 definitions

7 A. NOTWITHSTANDING ANY OTHER LAW, THE BOARD SHALL GRANT A
8 PROVISIONAL LICENSE TO ENGAGE IN THE PRACTICE OF MEDICINE IN THIS STATE TO
9 ANY INTERNATIONAL MEDICAL GRADUATE WHO HAS AN OFFER FOR EMPLOYMENT AS A
10 PHYSICIAN AT ANY HEALTH CARE PROVIDER THAT OPERATES IN THIS STATE AND WHO
11 MEETS THE REQUIREMENTS FOR LICENSURE PRESCRIBED IN SECTION 32-1422 AND
12 SECTION 32-1423, PARAGRAPHS 1 AND 2.

13 B. THE BOARD MAY DISCIPLINE A LICENSEE OR REVOKE A PROVISIONAL
14 LICENSE GRANTED PURSUANT TO THIS SECTION BASED ON CLEAR AND COMPELLING
15 EVIDENCE AFTER AN INVESTIGATION CONDUCTED PURSUANT TO SECTION 32-1451. A
16 PROVISIONAL LICENSEE MAY APPEAL THE REVOCATION OF THE PROVISIONAL LICENSE
17 TO THE SUPERIOR COURT IN MARICOPA COUNTY PURSUANT TO TITLE 12, CHAPTER 7,
18 ARTICLE 6 WITHIN ONE HUNDRED TWENTY DAYS AFTER THE DECISION OF THE BOARD
19 REVOKING THE PROVISIONAL LICENSE. THE COURT SHALL REINSTATE THE
20 PROVISIONAL LICENSE IF THE COURT FINDS THAT THE BOARD'S ACTIONS DID NOT
21 MEET THE STANDARDS PRESCRIBED IN THIS SUBSECTION.

22 C. A PROVISIONAL LICENSE SHALL AUTOMATICALLY BE CONVERTED INTO A
23 FULL LICENSE TO PRACTICE MEDICINE IN THIS STATE AFTER THREE YEARS UNLESS

1 THE BOARD DISCIPLINES THE LICENSEE IN THAT THREE-YEAR PERIOD OF THE
2 PROVISIONAL LICENSE.

3 D. THIS SECTION DOES NOT REQUIRE THE BOARD TO LICENSE AN
4 INTERNATIONAL MEDICAL GRADUATE WHO DOES NOT PROVIDE ALL OF THE FOLLOWING:

5 1. EVIDENCE OF SUBSTANTIALLY SIMILAR MEDICAL TRAINING AS THAT
6 REQUIRED BY THIS STATE.

7 2. EVIDENCE OF SATISFACTORY PASSAGE OF EXAMS.

8 3. A COMPLETE LICENSE APPLICATION.

9 4. PAYMENT OF ALL REQUIRED LICENSING FEES.

10 E. THE BOARD MAY REQUIRE AN APPLICANT INTERNATIONAL MEDICAL GRADUATE
11 TO SUBMIT ANY NECESSARY SUPPORTING APPLICATION MATERIALS SO THAT THE BOARD
12 MAY PROPERLY EVALUATE THE APPLICANT FOR LICENSURE.

13 F. THE BOARD MAY REQUIRE AN APPLICANT INTERNATIONAL MEDICAL
14 GRADUATE, AT THE APPLICANT'S EXPENSE, TO SUBMIT MEDICAL EDUCATION
15 INFORMATION THROUGH THE EDUCATIONAL COMMISSION FOR FOREIGN MEDICAL
16 GRADUATES OR ANOTHER THIRD-PARTY RECORDS SERVICE.

17 G. FOR THE PURPOSES OF THIS SECTION:

18 1. "HEALTH CARE PROVIDER":

19 (a) MEANS AN INDIVIDUAL, ENTITY, CORPORATION, PERSON OR
20 ORGANIZATION, WHETHER FOR-PROFIT OR NONPROFIT, THAT FURNISHES, BILLS FOR OR
21 IS PAID FOR HEALTH CARE PROCEDURES OR SERVICE DELIVERY IN THE NORMAL COURSE
22 OF BUSINESS.

23 (b) INCLUDES HEALTH SYSTEMS, HOSPITALS, HOSPITAL-BASED FACILITIES,
24 FREESTANDING EMERGENCY FACILITIES AND URGENT CARE CLINICS.

25 2. "INTERNATIONAL MEDICAL GRADUATE" MEANS AN INDIVIDUAL WHO MEETS
26 ALL OF THE FOLLOWING REQUIREMENTS:

27 (a) IS A CITIZEN OF THE UNITED STATES.

28 (b) HAS BEEN GRANTED A MEDICAL DOCTORATE OR A SUBSTANTIALLY SIMILAR
29 DEGREE BY AN INTERNATIONAL MEDICAL PROGRAM OF GOOD STANDING.

30 (c) HAS COMPLETED A RESIDENCY OR SUBSTANTIALLY SIMILAR POSTGRADUATE
31 MEDICAL TRAINING IN THE COUNTRY WHERE THE INDIVIDUAL WAS GRANTED A MEDICAL

1 DOCTORATE OR A SUBSTANTIALLY SIMILAR DEGREE BY AN INTERNATIONAL MEDICAL
2 PROGRAM IN GOOD STANDING.

3 (d) POSSESSES BASIC FLUENCY IN THE ENGLISH LANGUAGE.

4 3. "INTERNATIONAL MEDICAL PROGRAM" MEANS ANY MEDICAL SCHOOL,
5 RESIDENCY PROGRAM, MEDICAL INTERNSHIP PROGRAM OR ENTITY THAT PROVIDES
6 PHYSICIANS WITH A MEDICAL EDUCATION OR TRAINING OUTSIDE OF THE UNITED
7 STATES AND THAT IS SUBSTANTIALLY SIMILAR TO THAT REQUIRED TO PRACTICE AS A
8 PHYSICIAN IN THIS STATE.

9 4. "PHYSICIAN" MEANS AN INDIVIDUAL WHO HAS OBTAINED A MEDICAL
10 DOCTORATE OR A SUBSTANTIALLY SIMILAR DEGREE AND WHO HAS COMPLETED A
11 RESIDENCY PROGRAM OR SUBSTANTIALLY SIMILAR POSTGRADUATE MEDICAL TRAINING.

12 Sec. 2. Effective date

13 Section 32-1440, Arizona Revised Statutes, as added by this act, is
14 effective from and after December 31, 2023."

15 Amend title to conform

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03/30/2023
03:30 PM
C: MH