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Date: (Filing No. H-)

HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
130TH LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1212, L.D. 1629, “An Act Regarding the Qualifications for Licensure as a Physician or Surgeon”

Amend the bill by inserting after the title and before the enacting clause the following:

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the sole reliance on completing 36 months of postgraduate training has created unnecessary barriers for otherwise qualified applicants who have completed certain oral and maxillofacial surgery training to obtain licensure in medicine; and

Whereas, immediate enactment of this legislation is necessary to give the Board of Licensure in Medicine statutory authority to consider on a case-by-case basis an applicant's postgraduate training equivalency in meeting the postgraduate training qualifications for licensure; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,'

Amend the bill by striking out everything after the enacting clause and inserting the following:

Sec. 1. 32 MRSA §3271, sub-§2, as amended by PL 2017, c. 189, §2, is further amended to read:

2. Postgraduate training. Each applicant who has graduated from an accredited medical school on or after January 1, 1970 but before July 1, 2004 must have satisfactorily completed at least 24 months in a graduate educational program accredited by the Accreditation Council on Graduate Medical Education, the Canadian Medical Association or the Royal College of Physicians and Surgeons of Canada. Notwithstanding other requirements of postgraduate training, an applicant is eligible for licensure when the candidate has satisfactorily graduated from a combined postgraduate training program in

COMMITTEE AMENDMENT

1 which each of the contributing programs is accredited by the Accreditation Council on
2 Graduate Medical Education and the applicant is eligible for accreditation by the American
3 Board of Medical Specialties in both specialties. Each applicant who has graduated from
4 an accredited medical school prior to January 1, 1970 must have satisfactorily completed
5 at least 12 months in a graduate educational program accredited by the Accreditation
6 Council on Graduate Medical Education, the Canadian Medical Association or the Royal
7 College of Physicians and Surgeons of Canada. Each applicant who has graduated from
8 an accredited medical school on or after July 1, 2004 or an unaccredited medical school
9 must have satisfactorily completed at least 36 months in a graduate educational program
10 accredited by the Accreditation Council on Graduate Medical Education, the Canadian
11 Medical Association, the Royal College of Physicians and Surgeons of Canada or the Royal
12 Colleges of England, Ireland or Scotland. An applicant who has completed 24 months of
13 postgraduate training and has received an unrestricted endorsement from the director of an
14 accredited graduate education program in the State is considered to have satisfied the
15 postgraduate training requirements of this subsection if the applicant continues in that
16 program and completes 36 months of postgraduate training. Notwithstanding this
17 subsection, an applicant who is board certified by the American Board of Medical
18 Specialties is deemed to meet the postgraduate training requirements of this subsection.
19 Notwithstanding this subsection, in the case of subspecialty or clinical fellowship
20 programs, the board may accept in fulfillment of the requirements of this subsection
21 postgraduate training at a hospital in which the subspecialty clinical program, such as a
22 training program accredited by the American Dental Association Commission on Dental
23 Accreditation or its successor organization, is not accredited but the parent specialty
24 program is accredited by the Accreditation Council on Graduate Medical Education,
25 including training that occurs following graduation from a dental school accredited by the
26 American Dental Association Commission on Dental Accreditation or its successor
27 organization, but before graduation from a medical school accredited by the Liaison
28 Committee on Medical Education or its successor organization.

29 The board may not require an applicant for initial licensure or license renewal as a
30 physician under this chapter to obtain certification from a specialty medical board or to
31 obtain a maintenance of certification as a condition of licensure. For the purposes of this
32 subsection, "maintenance of certification" means a program that requires a physician to
33 engage in periodic examination, self-assessment, peer evaluation or other activities to
34 maintain certification from a specialty medical board.'

35 Amend the bill by adding before the summary the following:

36 '**Emergency clause.** In view of the emergency cited in the preamble, this legislation
37 takes effect when approved.'

38 Amend the bill by relettering or renumbering any nonconsecutive Part letter or section
39 number to read consecutively.

40 SUMMARY

41 This amendment replaces the bill. The amendment specifies that the Board of
42 Licensure in Medicine may accept in fulfillment of the requirements for licensure
43 postgraduate training of an applicant that occurs following graduation from a dental school
44 accredited by the American Dental Association Commission on Dental Accreditation or its

1 successor organization, but before graduation from a medical school accredited by the
2 Liaison Committee on Medical Education or its successor organization.

3 The amendment also adds an emergency preamble and emergency clause.