

**SB**

**71**



**FAX**  
**MESSENGER**

**Valley  
Medical  
Care, PC**

**ATTENTION:** Sharon Clarke

**FROM:** Sarah Isth

**DATE:** 5/13

**PAGES:** 3 **TO FAX #** 465-3803  
(Including cover sheet)

Urgent  For Your Review  Reply ASAP  Please Comment

**REMARKS:** \_\_\_\_\_

Here is a summary on SB 71

what the bill does

Section by Section list

I'm sorry I did not have time to do this sooner +

realize it may be arriving too late to be useful to you but

you are welcome to any part of it.

**FAX RETURN: 1-907-586-2448**

**VOICE TELE. # 1-907-586-2434**

*See you at 8am. tomorrow*

*Sarah*

**3220 HOSPITAL DRIVE, SUITE 100, JUNEAU, AK 99801**

FAXMASTR.WIL

## CSSB 71 (RLS) am

**Background:** Housekeeping bill for the Medical Board. Changes requested discussed by the board in meetings over the past year. Board has been in contact with Alaska State Medical Association, Alaska Osteopathic Association and Alaska Family Practice Residency and rural hospital administrators. Board newsletter requested and received feedback from licensees on postgraduate training issues.

### **What the bill does:**

Accelerates license renewals by designating staff actions which can be taken in the interim between board meetings.

Allows the board to consider applicant's and licensee's felony convictions and several disciplinary actions by other medical boards which are not included in present statute.

Requires new applicants (medical doctors or osteopathic doctors) who are recent graduates (after 1994) of US and Canadian medical schools to have two years of post graduate training, conforming to present standards of medical education and national recommendations. *(Applicants who graduated prior to 1995 would continue to be required to have one year of post-graduate training; their applications would also contain information from other boards who had licensed them and hospitals they had worked at since completing post-graduate training.)*

Allows the board to renew permits for resident doctors-in-training in programs such as the Alaska Family Practice residency. Residency programs are typically three years; current statute limits permits to one year. *(Residents in training who are US graduates need a permit for 2 years; foreign graduates would need a permit for 3 years before applying for an active license.)*

## CS For SB No. 71(RLS) am

**Section 1.** Requires new applicants who are recent graduates (after 1994) of US and Canadian medical school to have two years of post graduate training. *(This is the current standard for completion of osteopathic and Canadian family practice post-graduate training. All other programs require 3 or more years, so this is a minimum current standard expectation of medical school graduates.)*

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**Section 3.** Allows the board to renew permits for resident doctors-in-training in programs such as the Alaska Family Practice residency. Residency programs are typically three years; current statute limits permits to one year. *(New residents in training who are US or Canadian graduates will need a permit for at least 2 years before applying for an active license.)*

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**Section 5 and 6.** Accelerates license renewals by allowing the board to designate a staff member in the interim between board meetings to set up agreements with licensees who are late in completing continuing education requirements. *(Current statute requires full board action on each renewal in which the licensee is late in presenting continuing education credits.)*

**Section 7.** Allows the board to consider applicants' and licensees' felony convictions when granting licenses and disciplining physicians. It also allows the board to consider several disciplinary actions taken by other state medical boards which are not included in present statute. *(Currently no felony conviction may be considered in evaluating a licensee or an applicant unless the felony was substantially related to the qualifications, functions or duties of the licensee. This bill allows Class A and unclassified felonies to be considered even if they were committed while the physician was not practicing medicine.) (Current statute allows the board to act if a medical board in another state suspended or revoked a license, but is silent on other common board actions which are added in this bill.)*

**Section 8.** Applicability statements.

# FISCAL NOTE

STATE OF ALASKA  
1999 LEGISLATIVE SESSION

No. 1  
Bill Version: CSSB 71 (HES)  
(S) Publish Date: 4-28-99

Revision Date/Time (Note if correction) \_\_\_\_\_ Dept. Affected Commerce & Econ Dev.  
Title An act relating to the licensure by the BRU Occupational Licensing  
State Medical Board. Component Occupational Licensing  
Sponsor Senate HESS  
Requester Senate Labor and Commerce Component Serial No. 2360

**Expenditures/Revenues** (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2000	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>						
-----------------------------	--	--	--	--	--	--

<b>CHANGE IN REVENUES ( )</b>						
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**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY99) cost: 0.0

**POSITIONS**

Full-time						
Part-time						
Temporary						

**ANALYSIS:** (Attach a separate page if necessary)

CSSB 71 (HES) increases the requirements for medical licensure. New funds are not required to implement this bill.

Prepared by Jennifer Strickler, Administrative Manager Phone 465-2144  
Division Occupational Licensing Date/Time 4/26/99 4:52 PM  
Approved by Commissioner Deborah B. Sedwick Date 4/26/99  
Agency Commerce & Economic Development

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(7)

**HOUSE COMMITTEE REPORT**

Date Referred to Committee: May 7, 1999

FURTHER REFERRALS: Labor and Commerce

Date of Committee Action: \_\_\_\_\_

The HEALTH, EDUCATION AND SOCIAL SERVICES Committee considered:

CSSB 71(RLS) am

CS FOR SENATE BILL NO. 71(RLS) am

PHYSICIAN LICENSURE CHANGES

"An Act relating to licensure by the State Medical Board."

recommends it be replaced with the following committee substitute CS  the same title  a new title

additional referral to \_\_\_\_\_ Committee  
 attached amendment(s)

ADOPTS: \_\_\_\_\_ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) \_\_\_\_\_

APPROVES PREVIOUS: (Dept/Date) \_\_\_\_\_

fiscal note(s) \_\_\_\_\_

fiscal note(s) \_\_\_\_\_

zero fiscal note(s) \_\_\_\_\_

zero fiscal note(s) CEID

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>[Signature]</i>	✓			
<i>[Signature]</i>	✓			
<i>[Signature]</i>	✓			
<i>[Signature]</i>	✓			
<i>[Signature]</i>	✓			

CHAIR'S SIGNATURE *[Signature]* *[Signature]*



ALASKA STATE LEGISLATIVE COMMITTEE

LONG-TERM CARE  
POSITION PAPER  
1999

**AARP POSITION:**

Advocate for a state long-term care plan which provides quality home and community-based care that promotes independence in the least restrictive setting necessary.

**DISCUSSION:**

State statistics show that older Alaskans constitute the fastest growing segment of the Alaskan population. As a result of the passage of SCR 11 during the 1998 Legislative Session, the State Long-Term Care Task Force must plan for the extraordinary acceleration in the number of older Alaskans over the age of 65. The same planning efforts include disabled Alaskans of any age.

State Law should be established which addresses accessibility, quality, affordability and safety. The State long-term care system should:

- Respond quickly to Alaskans in need of home and community-based services;
- Maintain and expand affordable home and community-based services as needed;
- Preserve the integrity, independence and safety of individuals and their families;
- Explore public/private options for affordable long-term care insurance;
- Protect Alaskans from fraud and abuse in the long-term care delivery system;
- Promote a transportation system which supports independence and access to community-based services;
- Strengthen and expand the State Long-Term Care Ombudsman Program.

(Over, please)

**For further information please contact:**

**Dan Keck, Chair**  
State Legislative Committee  
PO Box 938  
Sitka, AK 99835-0938  
(907) 747-3908  
(907) 747-3908 FAX

**Robert Venhaus, Chair**  
Long-Term Care Subcommittee  
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Anchorage, AK 99504-1129  
(907) 333-8352

**Peggy Mulligan**  
CCTF Coordinator  
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**West Region Office**  
9750 Third Avenue NE, Suite 400  
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Adopted: 9/23/98



**Peggy Mulligan**  
*Capital City Task Force Member*

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American Association of Retired Persons



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MESSENGER**

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Medical  
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**Section 8.** Applicability statements.

# Alaska State Legislature



Senator Mike Miller, Chairman  
Senator Pete Kelly, Vice Chairman  
Senator Drue Pearce  
Senator Gary Wilken  
Senator Kim Elton

State Capitol, Rm 119  
Juneau, Alaska 99801-1182  
(907) 465-3762

## Senate Committee on Health, Education and Social Services

### SB 71

### An Act relating to licensure by State Medical Board

#### SPONSOR STATEMENT

SB 71 was requested for introduction by the Hess committee from the State Medical Board who fully support the bill. This bill resolves licensure problems for the board, updates Alaska statutes in relation to other states and corrects unintended problems within the current law.

The members of the Alaska State Medical Board conveyed their appreciation to the House Hess committee members for scheduling this bill.

We would ask your consideration and support of SB 71.

## **CSSB 29 (RLS): Licensure of Physicians**

### **Section 1:**

**Deletes the requirement that an applicant be a citizen or permanent resident.**

(The federal government has created categories of visa, which allow doctors to work, but are not permanent residence permits. No other state requires citizenship and the Alaska law prevents legal, qualified foreign citizens such as an Anchorage VA cardiologist from working)

*CSSB 29 (L&C) amended the citizenship requirement instead of deleting it.*

### **Section 2.**

**Makes a conforming amendment to the to qualifications for licensing osteopathic physicians, by eliminating reference to the citizenship requirement deleted in section 1.**

### **Section 3**

**Increases from 1 to 3 years the length of the postgraduate residency program required of applicants who graduated from a foreign medical school (not US or Canadian)**

(There is no way for the board to judge the quality of foreign medical schools. A three-year US residency allows the board to assess the competence of the applicant. 43 other states require foreign graduates to complete 3-year residencies)

*CSSB 29 (L&C) also increased the residency for foreign graduates, but it mandated that all three years be completed at a single hospital and gave the option of completion of a program accredited by the American Board of Medical Specialists.*

### **Section 4**

**Increases the length of a residency permit from 1 year to 18 months and allows renewal of the permit.**

(This section will allow foreign graduates to complete the three-year residency required in section 3. Residency permits are the licenses doctors use while in residency.)

**Section 5**

Makes a conforming amendment to the qualifications for a temporary Alaska license, referencing the three-year residency requirement for foreign graduates.

**Section 6**

Makes the changes in SB 29 apply only to applications received after the effective date.

**Section 7**

Immediate effective date.

## **CSSB 71 (RLS): Licensure by the State Medical Board**

### **Section 1:**

**Increases from 1 to 2 years the length of the postgraduate residency program required of applicants who graduated from an accredited US or Canadian medical school after January 1, 1995.**

(2-year, or longer, residencies are now standard. Residents dismissed after one year do not have full post-graduate training. Individuals who graduated before 1995 have a work history the board can judge)

### **Section 2.**

**Makes the change in section 1 (2-year residency) apply to osteopathic physicians.**

### **Section 3**

**Increases the length of a residency permit from 1 year to 18 months and allows renewal of the permit.**

(Residency permits are the licenses doctors use while in training. The increase in the length of residencies necessitates this change.)

### **Section 4**

**Allows the board to delegate to staff the extension of a temporary medical license, for efficiency.**

### **Section 5 and Section 6**

**Allow the board to delegate to staff the processing of continuing education documents and the grant of exemptions or extensions of time to complete continuing education.**

### **Section 7**

**Allows the board to consider disciplining existing doctors or denying licenses to applicants who have committed any Class A or unclassified felony, as well as Class B and C felonies connected to the practice of medicine. The section also allows denial or discipline of Alaska doctors who have their licenses disciplined in any manner in other states.**

(Examples of problems this section will solve are:

- 1) The board was not able to take into account an applicant's murder conviction because the murder occurred at home.

- 2) The board can not easily act against doctors whose licenses are on probation or conditioned in other states.)

**Section 8**

**Makes the longer residency requirements apply only to applications received on or after the effective date of the act, and makes the criminal and disciplinary history requirements apply only to new applicants and new crimes/discipline of existing Alaska doctors.**