

28 (ii) a medical school or college located outside of the United States or its jurisdictions
29 which at the time of the applicant's graduation, met criteria for LCME accreditation;

30 (e) hold a current certification by the Educational Commission for Foreign Medical
31 Graduates or any successor organization approved by the division in collaboration with the board,
32 if the applicant graduated from a medical school or college located outside of the United States or
33 its jurisdictions;

34 (f) satisfy the division and board that the applicant:

35 (i) has successfully completed 24 months of progressive resident training in a program
36 approved by the ACGME, the Royal College of Physicians and Surgeons, the College of Family
37 Physicians of Canada, or any similar body in the United States or Canada approved by the division
38 in collaboration with the board after receiving a degree of doctor of medicine required under
39 Subsection (1)(d), except as provided in Subsection (3); or

40 (ii) (A) has successfully completed 12 months of resident training in an ACGME approved
41 program after receiving a degree of doctor of medicine as required under Subsection (1)(d);

42 (B) has been accepted in and is successfully participating in progressive resident training
43 in an ACGME approved program within Utah, in the applicant's second or third year of
44 postgraduate training; and

45 (C) has agreed to surrender to the division his license as a physician and surgeon without
46 any proceedings under Title 63, Chapter 46b, Administrative Procedures Act, and has agreed his
47 license as a physician and surgeon will be automatically revoked by the division if the applicant
48 fails to continue in good standing in an ACGME approved progressive resident training program
49 within the state;

50 (g) pass the licensing examination sequence required by division rule made in
51 collaboration with the board;

52 (h) be able to read, write, speak, understand, and be understood in the English language
53 and demonstrate proficiency to the satisfaction of the board if requested by the board; and

54 (i) meet with the board and representatives of the division, if requested, for the purpose
55 of evaluating the applicant's qualifications for licensure.

56 (2) An applicant for licensure as a physician and surgeon [~~qualifying under the~~] by
57 ~~endorsement [provision of Section 58-1-302]~~ shall:

58 (a) be currently licensed with a full unrestricted license in good standing in [~~another~~

59 jurisdiction as set forth in Section 58-1-302] any state, district, or territory of the United States;

60 [(b) (i) document having met all requirements for licensure under Subsection (1) except,
61 if an applicant received licensure in another state or jurisdiction based upon only 12 months
62 residency training after graduation from medical school, the applicant may qualify for licensure
63 in Utah by endorsement only if licensed in the other state prior to July 1, 1996; or]

64 [(ii) document having obtained licensure in another state or jurisdiction whose licensure
65 requirements were at the time of obtaining licensure equal to licensure requirements at that time
66 in Utah;]

67 [(c) have passed the SPEX examination within 12 months preceding the date of application
68 for licensure in Utah if the date on which the applicant passed qualifying examinations for
69 licensure is greater than five years prior to the date of the application for licensure in Utah, or meet
70 medical specialty certification requirements which may be established by division rule made in
71 collaboration with the board;]

72 [(d)] (b) have been actively engaged in the legal practice [as a physician and surgeon for]
73 of medicine in any state, district, or territory of the United States for not less than 6,000 hours
74 during the five years immediately preceding the date of application for licensure in Utah; [and]

75 [(e) meet with the board and representatives of the division, if requested for the purpose
76 of evaluating the applicant's qualifications for licensure.]

77 [(3) An applicant for licensure as a physician and surgeon, who has been licensed as a
78 physician and surgeon in Utah, who has allowed his license in Utah to expire for nonpayment of
79 license fees, and who is currently licensed in good standing in another state or jurisdiction of the
80 United States shall:]

81 [(a) submit an application in a form prescribed by the division;]

82 [(b) pay a fee determined by the department under Section 63-38-3.2;]

83 [(c) be of good moral character;]

84 [(d) have passed the SPEX examination within 12 months preceding the date of
85 application for licensure in Utah if the date on which the applicant passed qualifying examinations
86 for licensure is greater than five years prior to the date of the application for licensure in Utah, or
87 meet medical specialty certification requirements which may be established by division rule made
88 in collaboration with the board;]

89 [(e) have been actively engaged in the practice as a physician and surgeon for not less than

90 6,000 hours during the five years immediately preceding the date of application for licensure; and]
91 [~~(f) meet with the board and representatives of the division, if requested, for the purpose~~
92 of evaluating the applicant's qualifications for licensure.]

93 (c) not have any action pending against the applicant's license; and

94 (d) produce satisfactory evidence of the applicant's qualifications, identity, and good
95 standing to the satisfaction of the division in collaboration with the board.

96 (3) The resident training requirement of Subsection (1)(f)(i) shall be satisfied if:

97 (a) the applicant is a licensed health care professional in this or another jurisdiction;

98 (b) the applicant received resident training from an approved program after earning a
99 doctorate degree related to the applicant's license; and

100 (c) the sole reason for denying credit for the applicant's resident training is that it occurred
101 before the applicant received a degree of doctor of medicine.

Legislative Review Note

as of 2-16-99 3:10 PM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel